

Directive (EU) 2020/2184 of the European Parliament and of the Council of 16 December 2020 on the quality of water intended for human consumption (recast) (Text with EEA relevance)

Article 3

Exemptions

- 1 This Directive shall not apply to:
 - a natural mineral waters recognised as such by the responsible authority, as referred to in Directive 2009/54/EC; or
 - b waters which are medicinal products within the meaning of Directive 2001/83/EC.
 - 2 Maritime vessels that desalinate water, carry passengers and act as water suppliers shall only be subject to Articles 1 to 6 and Articles 9, 10, 13 and 14 of this Directive and its relevant Annexes.
 - 3 Member States may exempt from this Directive:
 - a water intended exclusively for those purposes for which the competent authorities are satisfied that the quality of the water has no influence, either directly or indirectly, on the health of the consumers concerned;
 - b water intended for human consumption from an individual supply providing less than 10 m³ a day as an average or serving fewer than 50 persons, unless the water is supplied as part of a commercial or public activity.
 - 4 Member States that have recourse to the exemptions provided for in point (b) of paragraph 3 shall ensure that the population concerned is informed of such recourse to exemptions and of any action that can be taken to protect human health from the adverse effects resulting from any contamination of water intended for human consumption. In addition, where a potential danger to human health arising from the quality of such water is apparent, the population concerned shall promptly be given appropriate advice.
 - 5 Member States may exempt food business operators from this Directive as regards the water used for the specific purposes of the food business, if the competent national authorities are satisfied that the quality of such water cannot affect the safety of the foodstuff in its finished form and provided that the water supply of the food business complies with relevant obligations, in particular under the procedures on hazard analysis and critical control point principles and remedial actions under relevant Union legislation on food.
- Member States shall ensure that producers of water intended for human consumption that is put into bottles or containers comply with Articles 1 to 5 and Parts A and B of Annex I.
- However, the minimum requirements set out in Part A of Annex I shall not apply to spring water as referred to in Directive 2009/54/EC.
- 6 Water suppliers supplying less than 10 m³ a day as an average or serving fewer than 50 persons as part of a commercial or public activity shall only be subject to Articles 1 to 6 and Articles 13, 14 and 15 of this Directive and its relevant Annexes.