
STATUTORY INSTRUMENTS

2006 No. 3336

The Water and Sewerage Services (Northern Ireland) Order 2006

PART IV

WATER SUPPLY

CHAPTER III

QUALITY AND SUFFICIENCY OF SUPPLY

Private supplies

General functions of DOE in relation to private supplies

118.—(1) DOE shall—

- (a) take all such steps as it considers appropriate for keeping itself informed about the wholesomeness and sufficiency of private supplies;
- (b) maintain a register of private supplies used for domestic or food production purposes.

(2) Where DOE is satisfied—

- (a) that any private supply used for domestic or food production purposes to any premises is, has been or is likely to become unwholesome or (so far as any such premises are concerned) insufficient for domestic and sanitary purposes; and
- (b) that the unwholesomeness or insufficiency of any such supply is, was or is likely to be such as to cause a danger to life or health;

DOE shall notify [^{F1}the persons set out in paragraph (2A).]

[^{F2}(2A) The persons are—

- (a) the district council for the district in which the premises are, and the supply is, situated;
- (b) the HSC trust for the area in which the premises are, and the supply is, situated;
- (c) the Regional Agency for Public Health and Social Well-being.]

(3) DOE may by regulations make such provision, supplementing the provisions of this Article, as DOE considers appropriate for—

- (a) obtaining information about the quality and sufficiency of private supplies, including information as to the source of the supplies and the premises supplied by such supplies;
- (b) regulating the performance of any function under this Article; and
- (c) prescribing the particulars in respect of each private supply to be recorded in the register maintained under paragraph (1)(b).

(4) Without prejudice to the generality of paragraph (3), regulations under that paragraph may—

Changes to legislation: The Water and Sewerage Services (Northern Ireland) Order 2006, Section 118 is up to date with all changes known to be in force on or before 03 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (a) prescribe the matters to be taken into account in determining, for the purposes of paragraph (1), what is appropriate;
- (b) provide, for the purposes of this Article, for such samples of water to be taken and analysed at such times and in such manner as may be prescribed;
- (c) provide for functions under this Article to be carried out by prescribed persons;
- (d) provide for the recovery by DOE from prescribed persons of such amounts as may be prescribed in respect of expenses reasonably incurred by DOE under this Article.

Textual Amendments

- F1** Words in [art. 118\(2\)](#) substituted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\)](#), s. 8(1)(b), [Sch. 1 para. 212\(2\)](#); S.R. 2022/102, art. 2(b)
- F2** [Art. 118\(2A\)](#) inserted (1.4.2022) by [Health and Social Care Act \(Northern Ireland\) 2022 \(c. 3\)](#), s. 8(1)(b), [Sch. 1 para. 212\(3\)](#); S.R. 2022/102, art. 2(b)

Commencement Information

- I1** [Art. 118](#) wholly in operation at 1.4.2007; [art. 118](#) in operation at 1.1.2007 in so far as it confers power on a Northern Ireland department to make regulations or orders or makes provision with respect to the exercise of any such power, see [art. 1\(3\)\(e\)](#); [art. 118](#) in operation at 1.4.2007 insofar as not already in operation by S.R. 2007/194, [art. 2\(2\)](#), [Sch. 1 Pt. II](#) (subject to [art. 3](#), [Sch. 2](#))

Changes to legislation:

The Water and Sewerage Services (Northern Ireland) Order 2006, Section 118 is up to date with all changes known to be in force on or before 03 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- art. 293(10A) inserted by [2015 c. 8 \(N.I.\) Sch. 3 para. 2\(b\)](#)