
STATUTORY INSTRUMENTS

2008 No. 1097

The Bathing Water Regulations 2008

PART 1

GENERAL PROVISIONS

General duties

5.—(1) The Secretary of State, the Welsh Ministers and the Agency must exercise their relevant functions in England and Wales—

- (a) so as to ensure that, by the end of the bathing season in 2015, all bathing waters are classified under regulation 11 as “sufficient”;
- (b) so as to take such realistic and proportionate measures as they each consider appropriate with a view to increasing the number of bathing waters classified under regulation 11 as “good” or “excellent”; and
- (c) in all other respects, so as to secure compliance with the requirements of the Bathing Water Directive.

(2) In this regulation, “relevant functions” means functions, so far as relevant, under the enactments listed in Schedule 2 (relevant functions) to the Water Environment (Water Framework Directive) (England and Wales) Regulations 2003(1).

(3) In the Water Environment (Water Framework Directive) (England and Wales) Regulations 2003, in Schedule 2 (relevant functions), in Part 2 (subordinate instruments), after paragraph 28, insert—

“**29.** The Bathing Water Regulations 2008.”.

(4) In the Water Environment (Water Framework Directive) (Solway Tweed River Basin District) Regulations 2004(2), in Schedule 2 (relevant functions), in Part 2 (subordinate instruments), after paragraph 27, insert—

“**28.** The Bathing Water Regulations 2008.”.

(5) The Agency must promptly provide—

- (a) to the appropriate Minister such information about the quality of bathing waters as the appropriate Minister may by notice reasonably require;
- (b) to a local authority such information about the quality of the bathing waters in its area as it may by notice reasonably require; and
- (c) to a private controller such information as the Agency considers the private controller requires for the purposes of the private controller’s functions under these Regulations.

(1) S.I. 2003/3242.

(2) S.I. 2004/99.