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STATUTORY INSTRUMENTS

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**2016 No. 614**

**The Water Supply (Water Quality) Regulations 2016**

**PART 5**

Monitoring – additional provisions

**Collection and analysis of samples**

[<sup>F1</sup>16.—(1) Every water undertaker or wholesale licensee must secure, so far as reasonably practicable, that when it takes, handles, transports, stores or analyses any sample required to be taken for the purposes of Part 4 or this Part, or causes any such sample to be taken, handled, transported, stored or analysed, it complies with the appropriate requirements.

(2) Every water undertaker or wholesale licensee must secure that a suitably accredited body checks from time to time its compliance with the appropriate requirements.

(3) Additionally, any person involved in seeking to discharge the obligation described in paragraph (1) must ensure that—

(a) the methods of analysis used by that person for the purposes of monitoring and demonstrating compliance with this Part are validated and documented in accordance with European standard EN ISO/IEC 17025 entitled “*General requirements for the competence of testing and calibration laboratories*” or other equivalent standards accepted at international level; and

(b) that person applies quality management system practices in accordance with European standard EN ISO/IEC 17025 or other equivalent standards accepted at international level.

(4) Every water undertaker or wholesale licensee must maintain such records as are sufficient to enable it to establish, in relation to each sample taken for the purposes of Part 4 or this Part, that such of the appropriate requirements as are applicable to that sample have been satisfied.

(5) Subject to paragraph (6), for the purpose of establishing, within acceptable limits of deviation and detection, whether the sample contains concentrations or values which contravene the prescribed concentrations or values, or exceed the specifications for indicator parameters—

(a) the method of analysis specified in column 2 of Table A1 in Schedule 5 must be used for the parameter specified in relation to that method in column 1;

(b) the method of analysis in respect of the parameters listed in column 1 of Table A3 in Schedule 5 must be capable of measuring concentrations equal to the parametric value with a limit of quantification of 30% or less and an uncertainty of measurement as specified in column 2 of that Table and the result must be expressed—

(i) using at least the same number of significant figures as the parametric value, and

(ii) in the same units laid down in these Regulations; and

(c) the method of analysis used for the odour and taste parameters (items 5 and 7 in Part 2 of Table B in Schedule 1) must be capable, at the time of use, of measuring values equal to the parametric value with a precision or uncertainty of measurement of 1 dilution number at 25°C.

*Status: Point in time view as at 11/07/2018.*

*Changes to legislation: There are currently no known outstanding effects for the The Water Supply (Water Quality) Regulations 2016, Section 16. (See end of Document for details)*

(6) The Secretary of State may, on the application of any person, authorise a method of analysis other than that specified in paragraph (5)(a) (“the prescribed method”).

(7) An application for the purposes of paragraph (6) must be made in writing and must be accompanied by—

- (a) a description of the method of analysis; and
- (b) the results of the tests carried out to demonstrate the reliability of that method and its equivalence to the prescribed method.

(8) But the Secretary of State must not authorise the use of the method proposed in the application unless the Secretary of State is satisfied that the results obtained by the use of that method are at least as reliable as those produced by the use of the prescribed method.

(9) An authorisation under paragraph (6) may be subject to such conditions as the Secretary of State considers appropriate.

(10) The Secretary of State may at any time, by notice in writing served on the water undertaker or wholesale licensee to which an authorisation under paragraph (6) has been given, revoke the authorisation, but any such notice must be served no later than 3 months before the date on which the revocation is stated to take effect.

(11) In this regulation, “appropriate requirements” means such of the following requirements as are applicable—

- (a) the sample is representative of the quality of the water at the time of sampling;
- (b) the person taking the sample is doing so in accordance with a system of quality control to an appropriate standard;
- (c) the sample is not contaminated in the course of being taken;
- (d) the sample is kept at such a temperature and in such conditions as will secure that there is no material alteration of the concentration or value for the measurement or observation of which the sample is intended;
- (e) the sample is analysed, whether at the time and place it is taken or as soon as reasonably practicable after it is taken—
  - (i) by or under the supervision of a person who is competent to perform that task; and
  - (ii) with the use of such equipment as is suitable for the purpose]

#### Textual Amendments

**F1** Reg. 16 substituted (11.7.2018) by [The Water Supply \(Water Quality\) \(Amendment\) Regulations 2018 \(S.I. 2018/706\)](#), regs. 1(1), **2(11)** (with reg. 3)

**Status:**

Point in time view as at 11/07/2018.

**Changes to legislation:**

There are currently no known outstanding effects for the The Water Supply (Water Quality) Regulations 2016, Section 16.