

## **Enforcement Notice Under Section 10 of the Water Industry Act 2002 –Tullich Regulatory Supply Zone**

In terms of Section 76(E) 4(b) of the Water (Scotland) Act 1980 on 18 November 2014 Scottish Water gave Scottish Ministers two Undertakings to deliver a solution by 30 September 2017 which provided water to the Tullich Regulatory Supply zone which was compliant with the regulatory standard for trihalomethanes and reduced the risk from *Cryptosporidium*. The planned solution is to replace the existing Tullich water treatment works with a new treatment works. This project was not delivered by the committed date of 30 September 2017.

The Drinking Water Quality Regulator for Scotland ("the Regulator"), in exercise of the powers conferred by section 10(1) of the Water Industry (Scotland) Act 2002 hereby gives notice that she believes that Scottish Water is likely to contravene, regulation 4(2)(b) of the Public Water Supplies (Scotland) Regulations 2014 ("the Regulations") and its predecessors in relation to the provision of drinking water from Tullich Water Treatment Works to the Tullich Regulatory supply zone by failing to ensure that the precursors which form trihalomethanes have been satisfactorily reduced and that sufficient treatment barriers are in place to remove *Cryptosporidium* from the water.

Therefore, Scottish Water is hereby required:

1. To take such steps as necessary at Tullich WTW to minimise the risk of trihalomethane formation until the replacement treatment works is complete.
2. To maintain ultraviolet treatment of the treated water supplied from Tullich to ensure inactivation any *Cryptosporidium* oocysts which may be present until the replacement treatment works is complete.
3. By 21 December 2018 to have commenced water into supply from the new treatment works and disconnected the existing Tullich water treatment works from supply.
4. Until such time as these actions are delivered, Scottish Water shall provide a monthly progress report to DWQR.
5. Until such time as these actions are delivered, Scottish Water shall monitor Tullich WTW and water in the distribution system at an enhanced frequency for trihalomethanes and any other parameters it considers relevant to be agreed with DWQR. Scottish Water shall report any exceedances of the standard as a 'Priority Event' in accordance with current event reporting procedures.
6. The current reporting arrangements for *Cryptosporidium* shall continue until the completion of the project.
7. Scottish Water shall continue to liaise closely with Highland NHS Board and DWQR and, if necessary, implement any agreed

measures to minimise risk to public health until such time as the actions identified in this enforcement notice are complete.

This notice takes effect 15 days after the date shown below.

*Spbh*

DRINKING WATER QUALITY REGULATOR FOR SCOTLAND

Date: 24 November 2017

Amended 31 July 2018