

Drinking Water Quality Regulator for Scotland

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Draft: Water Industry (Scotland) Act 2002 Enforcement Notice Under Section 10 (1)

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 he believes that Scottish Water is likely to contravene regulation 4(2)(a) of The Public Water Supplies (Scotland) Regulations 2014 as amended (“the Regulations”) in relation to the risk of ingress contamination and microbial growth in the supply of drinking water from Treated Water Storage Points (TWSPs).

Scottish Water is hereby required to carry out the following for all Service Reservoirs, Clear Water Tanks and Break Pressure Tanks that are included in Scottish Water’s Regulatory sampling programme (hereafter collectively referred to as ‘TWSPs’):

Area 3-F
South Victoria
Quay
Edinburgh



This notice shall take effect 15 days from the date of that this Notice.

Ref	Activity	Completion date
Section 1 – Short term measures to be implemented for the duration of this notice		
1.1	<p>Scottish Water to develop and implement a revised enhanced monitoring methodology for those TWSPs where inspection including flood testing has not been possible (or where known ingress risks exist). As a minimum this should include:</p> <ul style="list-style-type: none">(1) Enhanced bacteriological sampling, including flow cytometry, at a frequency of at least twice a week (including regulatory samples) from each relevant TWSP.(2) Regular, recorded site visits for all relevant TWSPs, to include service reservoir external inspection and temporary mitigation checks (where applicable).(3) Regular assessment meetings to review performance (including assessment of chlorine residuals and downstream water quality sample results), with the results of the assessment recorded.	Ongoing for the duration of this notice

Ref	Activity	Completion date
Section 2 – Delivery of the following measures by the dates specified in each case		
2.1	<p>Scottish Water to review sampling arrangements to confirm that samples collected are always representative of water leaving a TWSP. Where issues exist, i.e. a common inlet and outlet, Scottish Water shall plan necessary improvements. This should be completed in three phases.</p> <ol style="list-style-type: none"> 1 Assess all TWSPs with known points of ingress (regardless of temporary mitigation) and provide a plan for improvement. 2 Assess all TWSPs where a flood test or internal inspection has not been undertaken in the last 10 years and provide a plan for improvement. 3 Assess all other storage points within the Scottish Water Estate and provide a plan for improvement. 	<p>(1) 31 October 2025</p> <p>(2) 31 December 2025</p> <p>(3) 31 July 2026</p>
2.2	Scottish Water to agree with DWQR a plan for the completion of enabling activity to ensure all TWSPs may be accessed for inspection, cleaning and flood testing. This plan should ensure all enabling activity is completed by 31 March 2029.	30 October 2025
2.3	Scottish Water to agree with DWQR a plan to internally inspect, clean and flood test all outstanding TWSPs to ensure compliance with Water UK's Principles of Water Supply Hygiene (TGN9). This plan should ensure all outstanding inspections are completed by 30 June 2029 in addition to ensuring all other TWSPs remain in compliance.	30 October 2025
2.4	Scottish Water to deliver enabling activity, in compliance with agreed plan, to ensure all TWSPs may be accessed for inspection, cleaning and flood testing.	31 March 2029
2.5	Scottish Water to deliver an inspection programme that ensures all TWSP have been internally inspected, cleaned and flood tested within the last 10 years (as a minimum, based on risk).	30 June 2029
2.6	<p>Scottish Water to complete permanent remedial actions, to rectify ingress issues as identified from inspections across all TWSPs and transition to business as normal management by:</p> <ol style="list-style-type: none"> a) Resolving all ingress issues that have been identified up to June 2025 by March 2030 (for tanks in service). b) Resolve all further ingress issues identified with all other tanks (in service) by March 2033. 	<p>(a) 31 March 2030</p> <p>(b) 31 March 2033</p>

Ref	Activity	Completion date
Section 3 – Provision of the following information to enable monitoring of progress		
3.1	Submit revised enhanced monitoring methodology for agreement with DWQR (Ref 1.1).	30 October 2025
3.2	Provide DWQR a plan of improvement of sampling for assets specified in section 2.1 (1).	31 October 2025
3.3	Provide DWQR a plan of improvement of sampling for assets specified in section 2.1 (2).	31 December 2025
3.4	Provide DWQR a plan of improvement of sampling for assets specified in section 2.1 (3).	31 July 2026
3.5	Provide DWQR delivery plan (by year) for the completion of enabling activity on all relevant TWSPs (to permit full delivery by 30 March 2029).	30 October 2025
3.6	Provide DWQR a delivery plan (by year) for the completion of inspections for all relevant TWSPs (to permit full delivery by 30 June 2029)	30 October 2025
3.7	<p>The submission of a report each 6 months showing progress to agreed plan in delivery of (1) enabling activity (2) completion of inspections & (3) delivery of remedial actions (Ref 2.4, 2.5 & 2.6).</p> <p>In addition, SW to report total number of assets where internal inspection and flood testing has not been possible in last 10 years.</p>	April and October each year for the duration of this notice

Signed



David Reynolds, Drinking Water Quality Regulator