



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

1) Treated Water Storage Points

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 has in the period 1 January 2022 to 31 May 2023, contravened and is likely to continue to contravene, regulation 4(2)(a) of The Public Water Supplies (Scotland) Regulations 2014 (“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):

Therefore, 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’):

- 1) By 29 September 2023, assess the ability to remove all TWSPs from supply for a physical internal inspection, clean, flood test, and completion of any remedial work required;

- 2) By 31 October 2023, agree with DWQR an enhanced monitoring programme for all TWSPs that are out with the 10-year cleaning frequency using a risk-based approach, to be introduced from 1 January 2024.

- 3) By 30 November 2023, agree with DWQR and implement a risk-based plan and quarterly delivery profile to complete enabling works required to remove all TWSPs from supply for a physical internal inspection, clean, flood test, and completion of any remedial work required;

- 4) By 30 November 2023, agree with DWQR and implement a schedule and format of ongoing quarterly reporting. At a minimum, this should include;
 - i. updates on the actions within this Enforcement Notice;
 - ii. details of all tanks that have not been cleaned and physically internally inspected in the last 10 years or more (or are scheduled to go beyond 10 years);
 - iii. details of sites where completion of the remedial work is likely to exceed 6 months;
 - iv. the progress of delivery of the enabling works required to remove all TWSPs from supply;
 - v. the progress of delivery of internal inspections and remedial works at all TWSPs including mitigations in place to reduce known risks and the duration tanks are in operation with temporary mitigations

- 5) By 31 December 2023, review the procedure for responding to a microbiological exceedance at a TWSP to ensure that public health is protected;

- 6) By 31 December 2023, review the procedure for responding to a failed flood test at a TWSP to ensure that public health is protected. At a minimum, this should include:
 - i. implementing mitigation measures as soon as practicable;
 - ii. implementing an enhanced monitoring programme until such time that any remedial works have been completed.

- 7) By 31 March 2024, to have undertaken internal and external inspection (live or otherwise) of all TWSPs that are out with a 10-year inspection, prioritising those TWSPs that have never been inspected;

- 8) By 31 May 2024, agree with DWQR and implement a risk-based plan and quarterly delivery profile to complete internal inspections and remedial works at all TWSPs including mitigations in place to reduce known risks and the duration tanks are in operation with temporary mitigations;

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

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DRINKING WATER QUALITY REGULATOR FOR SCOTLAND

Date: 7 September 2023