



Department for  
Business, Energy  
& Industrial Strategy

# BUSINESS IMPACT TARGET: SUMMARY

Non-qualifying Regulatory Provisions (NQRP)  
summary reporting

**Regulator:** Drinking Water Inspectorate (DWI)

**Business Impact Target Reporting Period Covered: 21/06/2018 – 20/06/2019**

Excluded Category*	Summary of measure(s)
<p>Measures certified as being below <i>de minimis</i> (measures with an EANDCB below +/- £5 million)</p>	<ul style="list-style-type: none"> <li>• Publication of Information Letter 01/2018 on Drinking Water quality Legislation 2017 and 2018.</li> <li>• Publication of the Chief Inspector's Report for 2017 (public water supplies).</li> <li>• Press release: Southern Water fined for drinking water offence</li> <li>• Publication of Event Risk Index and Compliance Risk Index definitions</li> <li>• Network and Information Systems Incident Reporting Guidance</li> <li>• Publication of revised guidance on implementing the Water Supply (Water quality) Regulations in England and Wales.</li> <li>• DWI Memorandum of Understanding with Lloyds Register regarding the Risk Management Assessment Scheme.</li> <li>• Notification of Events Guidance</li> <li>• Publication of a training video on the Drinking Water Inspectorate's online event notification portal.</li> <li>• Cyber Assessment Framework Guidance</li> <li>• Northumbrian Water fined for drinking water offences (Press Release)</li> <li>• Chief Inspectors Quarterly Report (Q1 Jan- March 2018)</li> <li>• Publication of Information Letter 03/2018 on Metaldehyde</li> <li>• Joint Letter on the Suitability of metallic materials for use in contact with drinking water</li> <li>• Position Paper on Drinking Water Quality in England and Wales as the UK exits from the European Union</li> <li>• Chief Inspectors Quarterly Report (Q2 April- June 2018)</li> <li>• Minor revision of the 'Roles and Responsibilities under the Network and Information Systems Regulations' Guidance on the implementation of the Network and Information System.</li> <li>• Minor revision of the Incident Reporting Requirements Guidance on the implementation of the Network and Information System Regulations 2018</li> <li>• Information Letter 01/2019 Drinking Water Quality Legislation</li> <li>• Press release: Thames Water fined for drinking water offences</li> <li>• Publication of guidance on consumer complaints</li> </ul>

Excluded Category*	Summary of measure(s)
EU Regulations, Decisions and Directives and other international obligations, including the implementation of the EU Withdrawal Bill and EU Withdrawal Agreement	<ul style="list-style-type: none"> <li data-bbox="711 230 1278 286">• The Water Supply (Water Quality) (Amendment) Regulations 2018.</li> </ul>
Measures certified as concerning EU Withdrawal Bill operability measures	<ul style="list-style-type: none"> <li data-bbox="711 409 1353 495">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Pro-competition	<ul style="list-style-type: none"> <li data-bbox="711 539 1331 595">• Publication of Information Letter 02/2018 - Monitoring variations</li> </ul>
Systemic Financial Risk	<ul style="list-style-type: none"> <li data-bbox="711 640 1353 725">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Civil Emergencies	<ul style="list-style-type: none"> <li data-bbox="711 770 1353 855">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Fines and Penalties	<ul style="list-style-type: none"> <li data-bbox="711 900 1353 985">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Misuse of Drugs	<ul style="list-style-type: none"> <li data-bbox="711 1030 1353 1115">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Measures certified as relating to the safety of tenants, residents and occupants in response to the Grenfell tragedy	<ul style="list-style-type: none"> <li data-bbox="711 1160 1353 1245">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Casework	<ul style="list-style-type: none"> <li data-bbox="711 1290 1007 1312">• Regulatory Case Work</li> </ul>
Education, communications and promotion	<ul style="list-style-type: none"> <li data-bbox="711 1357 1353 1442">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Activity related to policy development	<ul style="list-style-type: none"> <li data-bbox="711 1487 1353 1572">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>
Changes to management of regulator	<ul style="list-style-type: none"> <li data-bbox="711 1617 1353 1702">• Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</li> </ul>

\* For detailed guidance on the exclusion categories, please see <https://www.gov.uk/government/publications/better-regulation-framework>

### **Non-Regulatory Provisions**

The following measures completed by the Inspectorate during this period are considered non-regulatory provisions. These are not required to be reported under the Small Business, Enterprise and Employment (SBEE) Act 2015 but have been included for transparency.

<b>Measure</b>	<b>Description</b>
Publication of a set of consumer advice leaflets.	Publication of a set of consumer advice leaflets (includes revision of existing).
DWI Research Newsletter (Issue 12)	This newsletter provides a brief summary of recent outputs and provides links to the reports.
Private Water Supplies Measures	Numerous measures related to Private Water Supplies (PWS) including: Chief Inspectors Report on PWS in 2017, revised sampling manual, updated case studies, updated guidance, revised list of products under regulation 5 etc.
RAR Feedback Request	The purpose of this letter is to gather information from companies regarding progress with implementation of new reporting requirements related to regulation 28 of the Water Supply (Water Quality) Regulations 2016 (as Amended), set out in Information Letter 02/2019.
DWI Flow Cytometry Research	Publication to the industry following the conclusion of the Inspectorate's research project into the use of flow cytometry for drinking water monitoring.

# Drinking Water Inspectorate

## Department for Environment, Food & Rural Affairs

### Non-qualifying regulatory provision assurance statement: **confirmed**

Under the better regulation framework, for measures being introduced during the 2017-22 parliament there is no requirement for regulators to submit their NQRP summaries for Regulatory Policy Committee (RPC) assurance. The RPC welcomes the Drinking Water Inspectorate's voluntary submission of its 2018/19 NQRP summary for RPC assurance.

The RPC is content that, based on the summary information provided by the regulator, none of the measures or activities covered in the summary document should be considered as a qualifying regulatory provision for the purposes of the business impact target (BIT). This statement does not provide a detailed view of any specific activity in the regulator's summary document. Nor does it comment on any activities not covered in the summary. Some activities might, however, have been the subject of separate assessments of qualifying regulatory provisions.

#### Comments on the non-qualifying regulatory provision summary

The regulator has reported, in its statement, measures that fall within the following excluded categories: *de minimis*, EU regulations, pro-competition, and casework.

Clarification was sought by the RPC to ensure that the costs associated with several entries within the *de minimis* category were appropriate and met the threshold. In addition, the Inspectorate provided an updated summary with four additional measures – highlighted below. The Drinking Water Inspectorate has provided sufficient information and the RPC welcomes this clarification and updates.

To ensure that the measures are using the correct categorisation the regulator would benefit from considering if certain measures should be moved from the *de minimis* category to, for example the communications category for items 1 to 3.

The RPC is, therefore, content with the regulator's assessment of the measures against the exclusion categories in the present BIT framework and that they are, therefore non-qualifying regulatory provisions.

**Regulatory Policy Committee**

## Annex A

### Non-qualifying Regulatory Provisions Summary

**Regulator:** Drinking Water Inspectorate (Ref: RPC-4362(1)-DEFRA-DWI)

**Business Impact Target Reporting Period Covered:** 21<sup>st</sup> June 2018 – 20<sup>th</sup> June 2019

Excluded Category	Summary of measure(s), including any impact data where available
<p>Measures certified as being below <i>de minimis</i> (measures with an EANDCB below +/- £5 million)</p>	<ol style="list-style-type: none"> <li data-bbox="555 712 1445 1173"> <p><b>1. Publication of <a href="#">IL 01/2018</a> on Drinking Water quality Legislation 2017 and 2018.</b>  <b>Description:</b> Information Letter publicising the serving of water quality legislation in 2017 and 2018 and highlights the new requirements set by this legislation.  <b>Justification:</b> The financial impact of this measure has been calculated under the individual Regulations themselves, this is merely a letter to inform the water industry of their publication and the changes that were made. This measure sets no requirements itself and therefore results in no financial impact to the water industry. This measure could also have been excluded under category J2 Communication Activities.</p> </li> <li data-bbox="555 1227 1445 1615"> <p><b>2. Publication of the <a href="#">Chief Inspector's Report for 2017 (public water supplies)</a>.</b> <b>Description:</b> Statutorily required annual report produced by the Chief Inspector of Drinking Water. The Chief Inspector's report summarises the performance of the industry over 2017, highlights good or bad practise within the industry and provides guidance or advice to the industry.  <b>Justification:</b> The measure does not set any legal or statutory requirements in itself and hence is not associated with any cost to the water industry. This measure could also have been excluded under category D Pro-competition.</p> </li> <li data-bbox="555 1668 1445 2016"> <p><b>3. Press release: <a href="#">Southern Water fined for drinking water offence</a>.</b>  <b>Description:</b> Press release following the Inspectorate's prosecution of Southern Water Services Ltd for drinking water offences.  <b>Justification:</b> This measure is a press release regarding a prosecution; implements no requirements on the industry. Therefore, this measure is not associated with any cost to the water industry. This measure could also have been excluded</p> </li> </ol>

Excluded Category	Summary of measure(s), including any impact data where available
	<p>under category J2 Communication Activities and J1 Regulatory Casework.</p> <p><b>4. Publication of <a href="#">ERI</a> and <a href="#">CRI</a> definitions.</b>  <b>Description:</b> Publication of definitions of the Inspectorate’s indices (Event Risk Index (ERI) and Compliance Risk Index (CRI)) to improve clarity and transparency.  <b>Justification:</b> The ERI and CRI are already established indices and this measure is a publication of the mechanics of how they are calculated in the interest of transparency, openness and better regulation. The measure in itself does not result in a cost to the water industry.</p> <p><b>5. NIS Incident Reporting <a href="#">Guidance</a></b> (Included an <a href="#">Initial NIS Incident Report template</a>).  <b>Description:</b> The purpose of this guidance document is to provide an overview of the Network and Information Systems (NIS) Regulations 2018 and outline the roles and responsibilities in order to deliver these Regulations. Included an Initial NIS Incident Report Template.  <b>Justification:</b> The guidance document itself does not make requirements above those in the NIS Regulations 2018 (no gold plating). The NIS Regulations 2018 were implemented by the Department for Digital, Culture, Media and Sport and were included within the Inspectorate’s 2017-18 NQRP publication for information only.</p> <p><b>6. <a href="#">Revised guidance</a> on implementing the Water Supply (Water quality) Regulations in England and Wales.</b>  <b>Description:</b> Publication of revised guidance on implementing the Water Supply (Water Quality) Regulations in England and Wales.  <b>Justification:</b> This measure does not set any new requirements, the revision was completed to aid clarity of the Inspectorate’s guidance in the interest of better regulation by facilitating enhanced regulatory compliance. This measure could also have been excluded under category D Pro-competition.</p> <p><b>7. DWI <a href="#">Memorandum of Understanding</a> with Lloyds Register regarding the Risk Management Assessment Scheme.</b>  <b>Description:</b> Publication (for information only) of the Memorandum of Understanding between the Inspectorate and Lloyds General for the certification of water companies' drinking</p>

Excluded Category	Summary of measure(s), including any impact data where available
	<p>water safety planning process. The certification of drinking water safety planning process became a requirement under regulation 9 of the Amendment Regulations 2018 to the Water Supply (Water Quality) Regulations 2016 for those companies wishing to apply for monitoring variations (to reduce sampling).</p> <p><b>Justification:</b> The impact of the certification process was assessed under the impact assessment of the Amendment Regulations 2018 (the revision stemmed from an EU requirement) (see measure 24). This measure is the publication of the Memorandum of Understanding entered into to facilitate this requirement within the industry. This has been published in the interests of transparency and does not impose a cost itself. This measure would also have been excluded under category J2 (Communication activities) and category D (Pro-competition).</p> <p><b>8. Joint Letter on the <a href="#">Suitability of metallic materials for use in contact with drinking water</a>.</b>  <b>Description:</b> Publication of a joint letter from UK Regulators on the 'Suitability of metallic materials for use in contact with drinking water'.  <b>Justification:</b> This measure does not set requirements or standards itself, only recommendations, following recently published research into the suitability of metallic materials for use in contact with drinking water. Consequently this measure has no cost implication and is exempt under the <i>de minimus</i> exclusion. This measure would also have been excluded under category J2 (Communication activities).</p> <p><b>9. Notification of Events <a href="#">Guidance</a>.</b>  <b>Description:</b> The Drinking Water Inspectorate launched a portal for the industry to self-notify drinking water quality events and also published guidance on the notification process.  <b>Justification:</b> This is a technical change to how the industry communicates water quality events with the Inspectorate. Any saving or cost would be minimal (under the <i>de minimus</i> threshold) in comparison with the previous method of telephoning in events. No change to regulatory requirements. This measure could also have been excluded under category D exemption (Pro-competition).</p> <p><b>10. Publication of a <a href="#">training video</a> on the Inspectorate's online event notification portal.</b></p>



Excluded Category	Summary of measure(s), including any impact data where available
	<p><b>Description:</b> Publication of a training video on the Drinking Water Inspectorate's online event notification portal as an aid to the water industry.</p> <p><b>Justification:</b> This measure does not apply a cost to the water industry as it is intended as an optional training aid to the water industry. This measure is therefore excluded under the <i>de minimus</i> rule but could also have been excluded under category D exemption (Pro-competition).</p> <p><b>11. Cyber Assessment Framework <a href="#">Guidance</a>.</b></p> <p><b>Description:</b> The purpose of this guidance document is to outline a framework to enable companies to create a Network and Information Systems (NIS) Scope and to provide guidelines to water companies on the completion of the Cyber Assessment Framework.</p> <p><b>Justification:</b> The guidance document itself does not make requirements above those in the NIS Regulations 2018 (no gold plating). The NIS Regulations 2018 were implemented by the Department for Digital, Culture, Media and Sport and were included within the Inspectorate's 2017-18 NQRP publication for information only.</p> <p><b>12. Northumbrian Water fined for drinking water offences (<a href="#">Press Release</a>).</b></p> <p><b>Description:</b> Press release outlining the outcome of the Inspectorate's prosecution of Northumbrian Water for drinking water offences.</p> <p><b>Justification:</b> This measure is merely a press release regarding a prosecution; implements no requirements on the industry. Therefore this measure is not associated with any cost to the water industry. This measure could also have been excluded under category J2 Communication Activities and J1 Regulatory Casework.</p> <p><b>13. Chief Inspectors Quarterly Report (<a href="#">Q1 Jan- March 2018</a>).</b></p> <p><b>Description:</b> The Chief Inspector of Drinking Water is required to publish an annual report on the performance of the water industry. This report is published in four quarter reports and one annual summary report, to allow for a more concurrent publication. This measure is the publication of Quarter 1 January to March 2018 Report.</p> <p><b>Justification:</b> This is a publication of information, guidance, highlights good or bad practice and advice. The publication itself does not set any requirements on the water industry and</p>

Excluded Category	Summary of measure(s), including any impact data where available
	<p>therefore no cost is associated with this measure. This measure could also have been excluded under category D Pro-competition.</p> <p><b>14. Publication of <a href="#">IL 03/2018</a> on Metaldehyde.</b>  <b>Description:</b> This Information letter is to inform all water companies of the outcome of a recent review of authorisations for the use of metaldehyde products following the announcement of a Ministerial ban. The implications of the Ministerial ban on companies' legal undertakings is also discussed.  <b>Justification:</b> The measure itself does not set requirements hence it does not present a cost implication to the industry.</p> <p><b>15. <a href="#">Position Paper</a> on Drinking Water Quality in England and Wales as the UK exits from the European Union.</b>  <b>Description:</b> The Inspectorate's position paper on Drinking Water Quality in England and Wales as the UK exits from the European Union. The Inspectorate's position to provide independent assurance that the privatised water industry in England and Wales delivers safe, clean drinking water to consumers, will remain unchanged as a result of leaving the EU.  <b>Justification:</b> This measure does not set requirements merely the position of the Regulator post EU exit, which will be unchanged to the current position. No cost implications as a result to the Industry hence excluded under the <i>de minimus</i> exclusion.</p> <p><b>16. Chief Inspectors Quarterly Report (<a href="#">Q2 April- June 2018</a>).</b>  <b>Description:</b> The Chief Inspector of Drinking Water is required to publish an annual report on the performance of the water industry. This report is published in four quarter reports and one annual summary report, to allow for a more concurrent publication. This measure is the publication of Quarter 2 April to June 2018 Report.  <b>Justification:</b> This is a publication of information, guidance, highlights good or bad practice and advice. The publication itself does not set any requirements on the water industry and therefore no cost is associated with this measure. This measure could also have been excluded under category D Pro-competition.</p>

Excluded Category	Summary of measure(s), including any impact data where available
	<p><b>17. Minor revision of the <a href="#">'Roles and Responsibilities under the NIS Regulations'</a> Guidance on the implementation of the Network and Information System (NIS).</b>  <b>Description:</b> Minor corrections to text and enhanced resolution on the roles and responsibilities of the competent authority, National Cyber Security Centre (NCSC) and water companies under the Network and Information Systems (NIS) Regulations 2018.  <b>Justification:</b> The measure is a minor revision to guidance in order to fulfil the requirements of the NIS regulations (the Regulations were implemented by Department for Digital, Culture, Media and Sport (DCMS) and were included in the Inspectorate's 2017-18 NQRP publication for information only). The guidance doesn't make requirements above those in the NIS Regulations themselves (no gold plating).</p> <p><b>18. Minor revision of the <a href="#">Incident Reporting Guidance</a> on the implementation of the Network and Information System (NIS) Regulations 2018.</b>  <b>Description:</b> Minor text amendments to the guidance to correct inaccuracies.  <b>Justification:</b> The measure is a minor revision to guidance to fulfil the NIS regulations (the regulations were implemented by Department for Digital, Culture, Media and Sport (DCMS) and were included in the Inspectorate's 2017-18 NQRP publication for information only). The guidance doesn't make requirements above those in the NIS Regulations themselves (no gold plating).</p> <p><b>19. Publication of <a href="#">IL 01/2019</a> Drinking Water Quality Legislation.</b>  <b>Description:</b> Information to the Industry on the amendments that will apply to the Water Supply (Water Quality) Regulations 2016 (as amended) with the coming into force of the Environment, Food and Rural Affairs (Miscellaneous Amendments etc.) Regulations 2019.  <b>Justification:</b> This measure is merely to bring to the attention of the water industry the publication of amendments to the Water Supply (Water Quality) Regulations under the Environment, Food and Rural Affairs (Miscellaneous Amendments etc.) Regulations 2019 by Defra. The measure in itself does not impose new requirements.</p>

Excluded Category	Summary of measure(s), including any impact data where available
	<p><b>20. <a href="#">Chief Inspectors Quarterly Report (Q3 July- September 2018)</a>.</b>  <b>Description:</b> The Chief Inspector of Drinking Water is required to publish an annual report on the performance of the water industry. This report is published in four quarterly reports and one annual summary report, to allow for a more concurrent publication. This measure is the publication of Quarter 3 July to September 2018 Report.  <b>Justification:</b> This is a publication of information, guidance, highlights good or bad practice and advice. The publication itself does not set any requirements on the water industry and therefore no cost is associated with this measure. This measure could also have been excluded under or category D Pro-competition.</p> <p><u>Measures released since v1 submission to RPC on 15/04/2019:</u></p> <p><b>NEW 1 <a href="#">Press release</a>:</b> Thames Water fined for drinking water offences.  <b>Description:</b> Press release regarding: Thames Water fined for drinking water offences  <b>Justification:</b> This is a press release regarding a prosecution; implements no requirements on the industry. Could also have been excluded under cat J2 Comms Activities and J1 Regulatory Case work.</p> <p><b>NEW 2</b> Publication of <a href="#">guidance</a> on consumer complaints.  <b>Description:</b> Guidance for water suppliers on how the Inspectorate investigates consumer complaints about drinking water quality that are escalated to DWI and information that companies should include in their reports to DWI.  <b>Justification:</b> This is guidance for the industry to fill a gap, where no previous guidance existed for the process. It does not impose additional burdens upon the industry as it only serves to formally clarify an existing process.</p>
<p>EU Regulations, Decisions and Directives and other international obligations, including the implementation of the EU Withdrawal Bill and</p>	<p><b>21. <a href="#">The Water Supply (Water Quality) (Amendment) Regulations 2018</a></b>  <b>Description:</b> Amendments to the Water Supply (Water Quality) Regulations 2016 to enable the transposition of the EU Directive 2015/1787 (with no gold-plating) incorporating amendments appropriate to the needs for UK public water supplies.  <b>Justification:</b> The Impact Assessment for this measure concluded the measure was a NQRP which was signed off by</p>

Excluded Category	Summary of measure(s), including any impact data where available
EU Withdrawal Agreement	Defra BRU on 05 April 2017. This measure was also reported to the RPC on 11 May 2018 under the Inspectorate's first draft submission of its measures under the expectation that the Regulations would be served before the 20 June 2018. This submission was confirmed by the RPC but the Amendment Regulations came into force later than expected on 11 July 2018, hence they are being reported in this BIT assessment.
Measures certified as concerning EU Withdrawal Bill operability measures	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Pro-competition	<p><b>22. Publication of <a href="#">IL 02/2018</a> - Monitoring Variations.</b></p> <p><b>Description:</b> This measure relays guidance on how water companies can comply with the requirements of regulation 9 of the Water Supply (Water Quality) Regulations 2016 (as amended) and revises the specification of risk assessment report submissions.</p> <p><b>Justification:</b> The requirements of regulation 9 have been considered under measure 24 above; the introduction of the Amendment Regulations 2018 to the Water Supply (Water Quality) Regulations 2016 (the revision stemmed from an EU requirement).</p> <p>The changes to the risk assessment report specification included some minor admin changes (e.g. improved clarity of definitions and increased cell sizes), the introduction of new categories that had been requested by the water industry and new Hazard ID requirements. It is not expected that these changes will have an impact of +/-£5million but the measure is also exempt as it allows the delivery of better outcomes in a monopoly market where there is limited scope for competition. Prior to the introduction of this measure, some companies could have been considered to have had an unfair advantage as their risk assessment reports were either more or less visible to the Regulator which gave rise to the potential for a disproportionate level of enforcement. By introducing this measure a level playing field across the monopoly water industry has been created.</p>
Systemic Financial Risk	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Civil Emergencies	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Fines and Penalties	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.

Excluded Category	Summary of measure(s), including any impact data where available
Misuse of Drugs	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Measures certified as relating to the safety of tenants, residents and occupants in response to the Grenfell tragedy	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Casework	<p><b>23. Drinking Water Inspectorate's casework activities.</b></p> <p><b>Description:</b> Measure for all the Drinking Water Inspectorate's casework between 21 June 2018 and 20 June 2019. This includes for example:</p> <ul style="list-style-type: none"> <li>- Regulation 27(4) Notices: 5;</li> <li>- Regulation 28(4) Notices: 91;</li> <li>- Regulation 21(3) Notice: 1;</li> <li>- Section 19 Undertaking: 1;</li> <li>- Section 18 Final Enforcement Order: 1;</li> <li>- Regulation 15 applications: 20;</li> <li>- Radioactivity Notices (waivers): 9;</li> <li>-</li> <li>- Prosecution of water companies for drinking water offenses;</li> <li>- Website admin changes.</li> <li>- Publication of provisional ERI and CRI data for 2018 and the finalised 2017 ERI.</li> </ul> <p><b>Justification:</b> Exclusion of individual casework is consistent with the maintenance of operational independence.</p>
Education, communications and promotion	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Activity related to policy development	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
Changes to management of regulator	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.

### Non-Regulatory Provisions

The following measures published by the Inspectorate during this period are considered non-regulatory provisions (included for transparency).

Measure	Description	Reason non-regulatory provision
Publication of a set of <a href="#">consumer advice leaflets</a> .	Publication of a set of consumer advice leaflets	This measure provides advice to the public on drinking water and therefore is not a

	(includes revision of existing).	provision for a business activity (regulation 29(2)-(3) SBEE Act 2015).
DWI <a href="#">Research Newsletter</a> (Issue 12).	This newsletter provides a brief summary of recent outputs and provides links to the reports.	This is a publication to highlight the conclusions from recent research. It does not set any requirements on the Industry or provide guidance or recommendations. It is therefore not for the purpose of a business and consequently not a regulatory provision (regulation 29(2)-(3) SBEE Act 2015).
Private Water Supplies Measures.	Numerous measures related to Private Water Supplies (PWS) including: <ul style="list-style-type: none"> <li>- Chief Inspectors Report on PWS in 2017;</li> <li>- Revised sampling manual;</li> <li>- Updated case studies;</li> <li>- Updated guidance;</li> <li>- Website updates</li> <li>- Revised list of products under reg 5; etc.</li> </ul>	RPC & BRU confirmed in 2017 that Regulatory activities relating to Private Water Supplies are not regulatory provisions as these measures are for local authorities who are not considered businesses. The measures are not provisions for a business activity and are therefore not regulatory provisions under regulation 29(2)-(3) SBEE Act 2015.
DWI <a href="#">Flow Cytometry Research</a>	Publication to the industry following the conclusion of the Inspectorate's research project into the use of flow cytometry for drinking water monitoring.	This is a publication to highlight the conclusions from recent research. It does not set any requirements on the Industry or provide guidance or recommendations. It is therefore not for the purpose of a business and consequently not a RP.
RAR <a href="#">Feedback Request</a>	The purpose of this letter is to gather information from companies regarding progress with implementation of new reporting requirements related to regulation 28(1) of the Water Supply (Water Quality) Regulations 2016 (as Amended), set out in IL02/2019.	This is a survey of the industry, to be returned within two months of the letter (7th June 2019) and is therefore not a RP (measure does not have an effect for >12 months).

## Version History

<b>Date</b>	<b>Version no.</b>	<b>Sections changed</b>	<b>Reason</b>
03/07/2019 (Due to technical difficulties, this publication did not appear externally on the DWI's website until 11/07/2019)	1	Original	Original publication
19/11/2019	2	RPC's Non-qualifying regulatory provision assurance statement added. Page numbers added.	Regulatory Policy Committee's Non-qualifying regulatory provision assurance statement was obtained after the date by which this document had to be published. Document republished to add the RPC's validation opinion.