



Department for  
Business, Energy  
& Industrial Strategy

# BUSINESS IMPACT TARGET: SUMMARY TEMPLATE

Non-qualifying Regulatory Provisions (NQRP)  
summary reporting template

Regulator: Drinking Water Inspectorate

Business Impact Target Reporting Period Covered: 12/12/2019 – 16/12/2020

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="662 387 1393 907"> <p>1. Update to the Inspectorate's position paper on 'Drinking Water Quality in England and Wales as the UK exits from the European Union' following the EU-exit.  <b>Description:</b> The Inspectorate's position paper on Drinking Water Quality in England and Wales as the UK exits from the European Union has been updated following the EU exit. The original position paper was logged in the Inspectorate's 2018-19 NQRP submission (excluded under the <i>de minimus</i> category). The update reflects that there is still no change to the Inspectorate's position following the EU exit (regardless of the type of final exit that is achieved).  <b>Justification:</b> This measure does not set requirements merely the position of the Regulator now that the UK has exited the EU, which has remained unchanged. No cost implications as a result to the water industry, hence excluded under the <i>de minimus</i> exclusion.</p> </li> <li data-bbox="662 936 1393 1400"> <p>2. DWI secondment Programme  <b>Description:</b> The Inspectorate runs a secondee training programme where employees from the water industry work as Inspectors for 6 months. This allows them to gain valuable experience of the Regulator and how the Regulations operate. This is an unpaid secondment but the secondee is still paid by their employee for the duration. This measure has not previously been logged however, due to COVID-19 restrictions, no secondees were taken on in this period.  <b>Justification:</b> A maximum of 6 secondees are enrolled per year - the programme is optional but if we were to combine the wages of 6 employees for a year, this still wouldnt be +/- £5million. Hence under <i>de minimus</i> exemption.</p> </li> <li data-bbox="662 1429 1393 1668"> <p>3. Publication of new Long Term Planning Guidance - Water Resources and Sufficiency of Supplies  <b>Description:</b> Guidance to the Industry on DWI's expectations in respect of long term planning.  <b>Justification:</b> The Inspectorate sets out its expectations with regards to long term planning, the measure in itself does not set any new policy or legal requirements and therefore there is no cost association.</p> </li> <li data-bbox="662 1697 1393 2033"> <p>4. Information Letter 05/2020  <b>Description:</b> An information letter to the industry to make them aware of a specific event, associated with cyanide formation, and to raise awareness of the risks and review sampling frequencies to detect problems.  <b>Justification:</b> The only requirement is for additional cyanide samples at treatment works where Chloramination is practiced. This additional cost does not exceed the <i>de minmus</i>: there are 94 water treatment works in England where chloramination is practised. Assuming a worst-case scenario that these are sampled</p> </li> </ol>

Excluded Category*	Summary of measure(s), including any impact data where available*
	<p>weekly for cyanide, at a cost of £20 a sample this would equate to a total of £97,760 which is under the <i>de minimus</i> threshold.</p> <p>5. Consumer complaints handling procedure  <b>Description:</b> Update on how the Inspectorate handles consumers complaints to ensure compliance with data protection legislation.  <b>Justification:</b> This measure has a zero cost impact as is an internal policy change as to the way complainants personal details are handled.</p> <p>6. Information Letter 06/2020  <b>Description:</b> Information Letter 06/2020 regarding the supply of treatment chemicals and appropriate risk assessment thereof. This letter also highlights specific know issues regarding the availability of certain chemicals and requests information regarding water companies' use of these.  <b>Justification:</b> This measure outlines the expectations of what is required to fulfil existing regulatory duties. It does not in itself set any regulatory or deregulatory duties and consequently is considered to be below the <i>de minimis</i>. The request for information is a one off request so this part could be considered a non-regulatory provision.</p> <p>7. Revisions to the Water Industry (Suppliers' Information) Direction 2019 and IL07/2020  <b>Description:</b> Information IL07/2020 sets out the revisions made to the Water Industry (Suppliers' Information) Direction 2019 which are: requirement to link risk assessment reports to events and compliance reports and revisions to consumer contact details associated with events and compliance failures.  <b>Justification:</b> This required changes are merely administrative and will not result in significant financial impact to companies beyond the <i>de minimus</i>.</p> <p>8. Revised PFOS/PFOA guidance  <b>Description:</b> A revision to the Inspectorate's guidance to water companies on the levels of perfluorinated compounds in water to comply with the wholesomeness standard.  <b>Justification:</b> The consultation for this measure included financial consideration. Based on the responses received, a worst-case financial impact was used to calculate the full impact of this measure which fell well below the <i>de minimus</i> threshold.</p>
EU Regulations, Decisions and Directives and other international obligations, including the implementation of the EU Withdrawal Bill and EU Withdrawal Agreement	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*
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	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
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.
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>9. Casework</b>  <b>Description:</b> One measure to log all regular casework completed by the Inspectorate this parliamentary session. This includes (this list is not exhaustive but represents the predominant casework areas for the Inspectorate):</p> <ul style="list-style-type: none"> <li>- regulation 28(4) notices</li> <li>- section 19 undertaking</li> <li>- regulation 15 approvals</li> <li>- radioactivity notices (regulation 6(12))</li> <li>- regulation 7 notices</li> <li>- event assessments</li> <li>- prosecution assessments</li> <li>- regulation 31 approvals</li> <li>- compliance assessments</li> </ul> <p><b>Justification:</b> This is a log of our casework for the parliamentary period.</p> <p><b>10. Metaldehyde Update</b>  <b>Description:</b> An email to the Industry to clarify our position in respect of the existing Metaldehyde undertakings.  <b>Justification:</b> This measure relates to casework being only for those water companies that have legal instruments for metaldehyde.</p>
Education, communications and promotion	<p><b>11. Chief Inspectors Report Q1-Q4 2019</b>  <b>Description:</b> Quaterly report produced by the Chief Inspector of Drinking Water summarising the</p>

Excluded Category*	Summary of measure(s), including any impact data where available*
	<p>performance of the water industry over this time period.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by highlighting water quality events and industry good or bad practise that occurred in Q1-Q4 2019. The measure itself does not set any regulatory or deregulatory requirements.</p> <p>12. Chief Inspectors Annual Report 2019  <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 2019, highlights good or bad practise within the water industry and provides guidance or advice to the industry.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by highlighting water quality events and industry good or bad practise that occurred in 2019. The measure itself does not set any regulatory or deregulatory requirements.</p> <p>13. Chief Inspector Quarterly Reports – Q1&amp; Q2 2020  <b>Description:</b> Quaterly report produced by the Chief Inspector of Drinking Water summarising the performance of the water industry over this time period.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by highlighting water quality events and industry good or bad practise that occurred in Q1 and Q2 of 2020. The measure itself does not set any regulatory or deregulatory requirements.</p> <p>14. Publication of chlorate research  <b>Description:</b> Publication of research completed on the current concentrations of chlorate in drinking water and the implications of these results.  <b>Justification:</b> This measure communicates the publication of research on chlorate to the water industry. The research documents highlights the current regulatory requirements but does not in itself set new regulatory requirements.</p> <p>15. Communication to the Industry on IT technicalities  <b>Description:</b> Communication to make the Industry aware of technical issues regarding the incompatibility of the Government Gateway website with Internet Explorer. The Government Gateway website is used as the portal for water companies to log events.  <b>Justification:</b> The measure itself does not affect any regulatory or deregulatory requirements and is merley a communication measure to highlight chages to IT security.</p> <p>16. Drinking Water Quality Regulation Guidance Update  <b>Description:</b> Revision of the Water Supply (Water Quality) Regulations guidance documents to take account for EU exit changes (i.e. removing mention of</p>

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	<p>EU) and clarity provided on regulations 13 and 21.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by providing clarity on existing guidance and removal of references to the EU, following the EU-exit. The measure itself does not set any regulatory or deregulatory requirements. The removal of EU references could also be considered exempt under EU Withdrawal exemption.</p> <p><b>17. Risk Assessment Risk Index</b>  <b>Description:</b> Guidance to the industry on the definition of the Risk Assessment Risk Index (RARI) measure  <b>Justification:</b> Information on RARI is not in itself regulatory or deregulatory. It enables assessment of company performance to be transparent; this measure communicated the guidance to the index.</p> <p><b>18. Revision of the DWI website</b>  <b>Description:</b> The Inspectorate has its own website which had become outdated and difficult to navigate. A wholesale review of the website has been undertaken and a new updated version published.  <b>Justification:</b> Website revisions fall under this exclusion category as it does not in itself have a regulatory or deregulatory effect.</p>
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	<p><b>19. Drinking Water Inspectorate's Strategic Objectives and Vision</b>  <b>Description:</b> Publication of the Inspectorate's updated Strategic Vision and Objectives.  <b>Justification:</b> This measure relates to organisational direction being the publication of the Inspectorate's new strategic vision and direction.</p> <p><b>20. Cascade update</b>  <b>Description:</b> Inspector cascade list updated to reflect personnel changes.  <b>Justification:</b> notification of the cascade, does not set any regulatory or deregulatory requirements.</p>

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

## Non-regulatory Provisions

'Non-regulatory provisions' (as defined by the Small Business, Enterprise and Employment (SBEE) Act 2015) are not statutorily required to be published, however in the interest of full transparency, the Inspectorate chooses to publish all of its measures, including non-regulatory provisions.

## Non-regulatory Provisions

Measure	Description	Reason non-RP
Private Water Supply Activity	One measure to capture all Private Water Supply related measures	All private water supply measures relate to local authorities who are not considered businesses. Consequently, the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be considered as a regulatory provision.
IL 01/2020 sampling during the COVID-19 pandemic	Information letter to water companies on the Inspectorate's position in respect of sampling, compliance with the regulations and asset operations during the CoViD-19 pandemic.	This is an ad hoc piece of guidance in reaction to the CoViD-19 outbreak to inform the Industry of the Inspectorate's regulatory expectations in light of the difficult circumstances. CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
DWI shared WHO guidance with local authorities in light of Covid-19 outbreak	DWI shared WHO guidance with local authorities in light of CoViD-19 outbreak, which summarises water, sanitation, hygiene and waste management practices for CoViD-19. This information is provided for the benefit of LA and operators of PWSs.	All private water supply measures relate to Local authorities who are not considered businesses. Consequently the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be considered as a regulatory provision.
COVID-19 Private Water Supplies sampling advice for local authorities.	Update on our website: Advice for local authorities in respect to sampling during the CoViD-19 pandemic.	All private water supply measures relate to Local authorities who are not considered businesses. Consequently the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be consider. CoViD-19 measures are also expected to be in place for less than 12 months which also exempts the measure.

Measure	Description	Reason non-RP
Information Letter 02/2020	Information Letter to the industry on expectations in respect of legal instruments during the CoViD-19 pandemic.	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Genotyping Letter	Publication of a letter from the Cryptosporidium reference	The measure in itself does not set any regulatory requirements, guidance or recommendations, being merely the current analytical capacity of the CRU. It is therefore not considered a regulatory provision under regulation 22(3) of the SBEE Act 2015.
Information Letter 03/2020	Information letter 03/2020 Guidance on dealing with concurrent drinking water quality events during the CoViD-19 outbreak	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Letter to industry relating to sampling from Nightingale field hospitals	Letter to the water industry to get information on the presence of Nightingale field hospitals in their areas and remind them of their duties under the Regulations.	One time request for information related to CoViD-19 (in place for <12 months).
Letter to the industry (Wales) relating to the Nightingale field hospitals	Letter to the industry relating to the Nightingale field hospitals and reminding them of their duties under the Regulations.	This measure is related to Wales and a short-term information request.
DWI Advice Letter 01/2020	A letter reminding water companies of their powers under the Water industry Act 1991 (as amended), detailing the response to the Inspectorate's survey of the industry and sets expectations.	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
DWI Advice Letter 02/2020	Advice Letter on maintaining drinking water quality when reinstating water supplies after temporary closure due to the CoViD-19 outbreak.	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Request for Sampling Information	A request for information made to the industry following Information Letter 01/2020 and the subsequent serving of regulation 7 notices, to	One time request for information related to CoViD-19 (in place for <12 months).



Measure	Description	Reason non-RP
	inform the next Information Letter (04/2020).	
Justification of Increased Costs	Letter to the Industry from the Chief Inspector, justifying increased cost recovery by the Inspectorate	Not considered a regulatory provision as related to fees (s. 22(4) of the SBEE Act). Position confirmed by BRE.
Increased charges letters	Letters to individual companies to outline the increased cost recovery rates.	Relates to fees (1st year of the new charges of the fees - in future, to be captured as casework).
Information Letter 04/2020	Information letter to the Industry on the current state of compliance sampling and the Inspectorate's expectations, as well as some advice during the CoViD-19 pandemic.	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Email to industry for feasibility of Water Industry (Suppliers' Information Direction) 2019	Email to the industry to ask them if it is feasible for them to provide consumer email addresses as part of their event reporting, to allow remote statement taking.	This email is a one-off query to the industry and does not actually make any changes in itself (in place for <12 months).
Privacy notice added to website	Our statement of how we try to comply with the General Data Protection Regulations	This measure does not impose any requirements on the industry, just sets out our own compliance.
Email to industry – regulation 7 information request	A request to the industry to provide updates on sampling practices during CoViD-19 to inform the Inspectorate's decisions in respect of regulation 7 notices.	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Two letters related to Green Economy Recovery published on website.	Inspectorate is a co-signature to two water industry green recovery letters, which were published on our website.	This is a DEFRA measure and all requirements within are set by DEFRA. Sets no regulatory requirements.
Regulation 7 information request	A request to the industry to provide updates on sampling practices during CoViD-19 to inform DWI decisions in respect of Reg 7 notices.	CoViD-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Metaldehyde ban communications	Communication sent to the water industry raising awareness of the metaldehyde ban imposed by DEFRA.	Communication to the water industry about another regulators measure – the metaldehyde ban is a DEFRA's measure.

Measure	Description	Reason non-RP
Publication of research on: Personal Care products and Domestic Cleaning Products - Toxicological Assessment of Prioritised List of Chemicals	Publication of research paper on DWI website.	The measure in itself does not set any regulatory requirements, guidance or recommendations, being merely the publication of scientific research. It is therefore not considered a regulatory provision under regulation 22(3) of the SBEE Act 2015.

<b>Lead department/regulator</b>	Drinking Water Inspectorate
<b>Summary</b>	Summary information provided by regulator on measures or activities that should not be considered as qualifying regulatory provisions for the purposes of the business impact target (BIT).
<b>Submission type</b>	Non-qualifying regulatory provision (NQRP) summary
<b>BIT reporting period covered</b>	12 December 2019 to 16 December 2020
<b>RPC reference</b>	RPC-DEFRA-DWI-5024(1)
<b>Date of issue</b>	24 November 2020

## RPC opinion

Rating <sup>1</sup>	RPC opinion
Confirmed	Subject to the comments below, the RPC is content that, based on the summary information provided by the regulator, all of the measures or activities covered in the summary document are non-qualifying regulatory provisions (NQRPs) for the purposes of the BIT.

## Comments

For completeness, the regulator has helpfully provided statements relating to both regulatory measures and other measures and activities which do not implement any new policy or legal requirements. The RPC welcomes the regulator's inclusion of non-regulatory matters in the summary in the interests of transparency (e.g. measures expected to be in place for less than 12 months).

The RPC's initial review of the summary identified three measures where we needed information about the number of businesses affected and the cost per business needed in order to confirm NQRP status: *Information Letter 05/2020* (item 4); *Revisions to the Water Industry (Suppliers' Information Direction) 2019* (item 7); and *Revised PFOS/PFOA guidance* (item 8). The regulator has provided this information to us separately and we are now satisfied that each these measures is non-qualifying because it has a *de minimis* impact. The summary would be improved by including this additional information and, for item 7, explaining the nature of the

<sup>1</sup> There is presently no requirement for regulators to submit their NQRP summaries for Regulatory Policy Committee (RPC) assurance. The RPC welcomes the regulator's voluntary submission. This RPC assurance 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 included in the summary. Some activities might, however, have been the subject of separate assessments of qualifying regulatory provisions. In order to meet reporting deadlines for the BIT report, the summary was originally submitted to the RPC on 16 October (subsequently updated on 20 November) and, therefore, represents the regulator's anticipated NQRP summary for the full reporting year.

administrative impacts and why they are not projected to result in significant financial impact on water companies.

The summary could also be improved by addressing the following points:

- On item 6 (under 'fines and penalties'), the summary would benefit from explaining why this change is needed, if the regulator has always had this power.
- The summary refers to two measures/activities (the 'metaldehyde ban communications and 'Green Economy Recovery letter') that are being implemented by the Department for Environment, Food and Rural Affairs ("Defra") rather than the regulator. It would be helpful if the the report indicated whether Defra has issued any impact assessments or *de minimis* assessments relating to these measures, and if so providing references to them.

## Annex

Regulator: Drinking Water Inspectorate

Business Impact Target Reporting Period Covered: 12/12/2019 – 16/12/2020

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="663 450 1374 965"> <p>1. Update to the Inspectorate's position paper on <a href="#">'Drinking Water Quality in England and Wales as the UK exits from the European Union'</a> following the EU-exit.  <b>Description:</b> The Inspectorate's position paper on Drinking Water Quality in England and Wales as the UK exits from the European Union has been updated following the EU exit. The original position paper was logged in the Inspectorate's 2018-19 NQRP submission (excluded under the <i>de minimus</i> category). The update reflects that there is still no change to the Inspectorate's position following the EU exit (regardless of the type of final exit that is achieved).  <b>Justification:</b> This measure does not set requirements merely the position of the Regulator now that the UK has exited the EU, which has remained unchanged. No cost implications as a result to the water industry, hence excluded under the <i>de minimus</i> exclusion.</p> </li> <li data-bbox="663 999 1374 1451"> <p>2. DWI secondment Programme  <b>Description:</b> The Inspectorate runs a secondee training programme where employees from the water industry work as Inspectors for 6 months. This allows them to gain valuable experience of the Regulator and how the Regulations operate. This is an unpaid secondment but the secondee is still paid by their employee for the duration. This measure has not previously been logged however, due to COVID-19 restrictions, no secondees were taken on in this period.  <b>Justification:</b> A maximum of 6 secondees are enrolled per year - the programme is optional but if we were to combine the wages of 6 employees for a year, this still wouldnt be +/- £5million. Hence under <i>de minimus</i> exemption.</p> </li> <li data-bbox="663 1485 1374 1727"> <p>3. Publication of new <a href="#">Long Term Planning Guidance - Water Resources and Sufficiency of Supplies</a>  <b>Description:</b> Guidance to the Industry on DWI's expectations in respect of long term planning.  <b>Justification:</b> The Inspectorate sets out its expectations with regards to long term planning, the measure in itself does not set any new policy or legal requirements and therefore there is no cost association.</p> </li> <li data-bbox="663 1760 1374 2031"> <p>4. <a href="#">Information Letter 05/2020</a>  <b>Description:</b> An information letter to the industry to make them aware of a specific event, associated with cyanide formation, and to raise awareness of the risks and review sampling frequencies to detect problems.  <b>Justification:</b> The only requirement is for additional cyanide samples at treatment works where Chloramination is practiced. This additional cost does not exceed the <i>de minimus</i> (one sample is approx £20).</p> </li> </ol>

Excluded Category*	Summary of measure(s), including any impact data where available*
	<p>5. <a href="#">Consumer complaints handling procedure</a>  <b>Description:</b> Update on how the Inspectorate handles consumers complaints to ensure compliance with data protection legislation.  <b>Justification:</b> This measure has a zero cost impact as is an internal policy change as to the way complainants personal details are handled.</p> <p>6. <a href="#">Information Letter 06/2020</a>  <b>Description:</b> Information Letter 06/2020 regarding the supply of treatment chemicals and appropriate risk assessment thereof. This letter also highlights specific know issues regarding the availability of certain chemicals and requests information regarding water companies' use of these.  <b>Justification:</b> This measure outlines the expectations of what is required to fulfil existing regulatory duties. It does not in itself set any regulatory or deregulatory duties and consequently is considered to be below the <i>de minimis</i>. The request for information is a one of request so this part could be considered a non-regulatory provision.</p> <p>7. <a href="#">Revisions to the Water Industry (Suppliers' Information) Direction 2019 and IL07/2020</a>  <b>Description:</b> Information IL07/2020 sets out the revisions made to the Water Industry (Suppliers' Information) Direction 2019 which are: requirement to link risk assessment reports to events and compliance reports and revisions to consumer contact details associated with events and compliance failures.  <b>Justification:</b> This required changes are merely administrative and will not result in significant financial impact to companies beyond the <i>de minimus</i>.</p> <p>8. Revised PFOS/PFOA guidance *NOT PUBLISHED*  <b>Description:</b> A revision to the Inspectorate's guidance to water companies on the levels of perfluorinated compounds in water to comply with the wholesomeness standard.  <b>Justification:</b> The consultation for this measure included financial consideration. Based on the responses received, a worst-case financial impact was used to calculate the full impact of this measure which fell well below the <i>de minimus</i> threshold. It is envisaged that this measure will be in place before 16 December 2020.</p>
<p>EU Regulations, Decisions and Directives and other international obligations, including the implementation of the EU Withdrawal Bill and EU Withdrawal Agreement</p>	<p>Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.</p>

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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	Following consideration of the exclusion category there are no measures for the reporting period that qualify for the exclusion.
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	<p><b>9. Revision of Inspectorate's Enforcement Policy *NOT PUBLISHED*</b>  <b>Description:</b> Revision of the Inspectorate's enforcement policy to include the ability to apply financial penalties to water companies under section 22A of the Water Industry Act 1991  <b>Justification:</b> This measure is associated with our ability to apply fines, a power we have always had but never before used. It is expected that this measure will be introduced before 16 December 2020.</p>
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>10. Casework</b>  <b>Description:</b> One measure to log all regular casework completed by the Inspectorate this parliamentary session. This includes (this list is not exhaustive but represents the predominant casework areas for the Inspectorate):</p> <ul style="list-style-type: none"> <li>- regulation 28(4) notices</li> <li>- section 19 undertaking</li> <li>- regulation 15 approvals</li> <li>- radioactivity notices (regulation 6(12))</li> <li>- regulation 7 notices</li> <li>- event assessments</li> <li>- prosecution assessments</li> <li>- regulation 31 approvals</li> <li>- compliance assessments</li> </ul> <p><b>Justification:</b> This is a log of our casework for the parliamentary period.</p> <p><b>11. Metaldehyde Update</b>  <b>Description:</b> An email to the Industry to clarify our position in respect of the existing Metaldehyde</p>

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	<p>undertakings.  <b>Justification:</b> This measure relates to casework being only for those water companies that have legal instruments for metaldehyde.</p>
<p>Education, communications and promotion</p>	<p>12. <a href="#">Chief Inspectors Report Q1-Q4 2019</a>  <b>Description:</b> Quaterly report produced by the Chief Inspector of Drinking Water summarising the performance of the water industry over this time period.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by highlighting water quality events and industry good or bad practise that ocured in Q1-Q4 2019. The measure itself does not set any regulatory or deregulatory requirements.</p> <p>13. <a href="#">Chief Inspectors Annual Report 2019</a>  <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 2019, highlights good or bad practise within the water industry and provides guidance or advice to the industry.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by highlighting water quality events and industry good or bad practise that occurred in 2019. The measure itself does not set any regulatory or deregulatory requirements.</p> <p>14. <a href="#">Chief Inspector Quarterly Reports – Q1&amp; Q2 2020</a>  <b>Description:</b> Quaterly report produced by the Chief Inspector of Drinking Water summarising the performance of the water industry over this time period.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by highlighting water quality events and industry good or bad practise that ocured in Q1 and Q2 of 2020. The measure itself does not set any regulatory or deregulatory requirements.</p> <p>15. <a href="#">Publication of chlorate research</a>  <b>Description:</b> Publication of research completed on the current concentrations of chlorate in drinking water and the implications of these results.  <b>Justification:</b> This measure communicates the publication of research on chlorate to the water industry. The research documents highlights the current regulatory requirements but does not in itself set new regulatory requirements.</p> <p>16. Communication to the Industry on IT technicalities  <b>Description:</b> Communication to make the Industry aware of technical issues regarding the incompatibility of the Government Gateway website with Internet Explorer. The Government Gateway website is used as the portal for water companies to log events.</p>



Excluded Category*	Summary of measure(s), including any impact data where available*
	<p><b>Justification:</b> The measure itself does not affect any regulatory or deregulatory requirements and is merely a communication measure to highlight changes to IT security.</p> <p>17. <a href="#">Drinking Water Quality Regulation Guidance</a> Update  <b>Description:</b> Revision of the Water Supply (Water Quality) Regulations guidance documents to take account for EU exit changes (i.e. removing mention of EU) and clarity provided on regulations 13 and 21.  <b>Justification:</b> This is a piece of communication to the water industry to aid future compliance by providing clarity on existing guidance and removal of references to the EU, following the EU-exit. The measure itself does not set any regulatory or deregulatory requirements. The removal of EU references could also be considered exempt under EU Withdrawal exemption.</p> <p>18. Risk Assessment Risk Index  <b>Description:</b> Guidance to the industry on the definition of the Risk Assessment Risk Index (RARI) measure  <b>Justification:</b> Information on RARI is not in itself regulatory or deregulatory. It enables assessment of company performance to be transparent; this measure communicated the guidance to the index.</p> <p>19. Revision of the DWI website *NOT PUBLISHED*  <b>Description:</b> The Inspectorate has its own website which had become outdated and difficult to navigate. A wholesale review of the website has been undertaken and a new updated version published [EXPECTED DATE OF PUBLICATION 23 NOVEMBER].  <b>Justification:</b> Website revisions fall under this exclusion category as it does not in itself have a regulatory or deregulatory effect.</p>
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	<p>20. <a href="#">Drinking Water Inspectorate's Strategic Objectives and Vision</a>  <b>Description:</b> Publication of the Inspectorate's updated Strategic Vision and Objectives.  <b>Justification:</b> This measure relates to organisational direction being the publication of the Inspectorate's new strategic vision and direction.</p> <p>21. <a href="#">Cascade update</a>  <b>Description:</b> Inspector cascade list updated to reflect personnel changes.  <b>Justification:</b> notification of the cascade, does not set any regulatory or deregulatory requirements.</p>

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

## Non-regulatory Provisions

'Non-regulatory provisions' (as defined by the Small Business, Enterprise and Employment (SBEE) Act 2015) are not statutorily required to be published, however in the interest of full transparency, the Inspectorate chooses to publish all of its measures, including non-regulatory provisions.

### Non-regulatory provisions

Measure	Description	Reason non-RP
Private Water Supply Activity	One measure to capture all Private Water Supply related measures	All private water supply measures relate to local authorities who are not considered businesses. Consequently, the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be considered as a regulatory provision.
<a href="#">IL 01/2020</a> sampling during the COVID-19 pandemic	Information letter to water companies on the Inspectorate's position in respect of sampling, compliance with the regulations and asset operations during the COVID-19 pandemic.	This is an ad hoc piece of guidance in reaction to the COVID-19 outbreak to inform the Industry of the Inspectorate's regulatory expectations in light of the difficult circumstances. Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
<a href="#">DWI shared WHO guidance with local authorities in light of Covid-19 outbreak</a>	DWI shared WHO guidance with local authorities in light of Covid-19 outbreak, which summarises water, sanitation, hygiene and waste management practices for COVID-19. This information is provided for the benefit of LA and operators of PWSs.	All private water supply measures relate to Local authorities who are not considered businesses. Consequently the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be considered as a regulatory provision.
<a href="#">COVID-19 Private Water Supplies sampling advice for local authorities.</a>	Update on our website: Advice for local authorities in respect to sampling during the COVID-19 pandemic.	All private water supply measures relate to Local authorities who are not considered businesses. Consequently the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be consider. COVID-19 measures are also expected to be in

		place for less than 12 months which also exempts the measure.
<a href="#">Information Letter 02/2020</a>	Information Letter to the industry on expectations in respect of legal instruments during the COVID-19 pandemic.	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Genotyping Letter	Publication of a letter from the Cryptosporidium reference	The measure in itself does not set any regulatory requirements, guidance or recommendations, being merely the current analytical capacity of the CRU. It is therefore not considered a regulatory provision under regulation 22(3) of the SBEE Act 2015.
<a href="#">Information Letter 03/2020</a>	Information letter 03/2020 Guidance on dealing with concurrent drinking water quality events during the CoViD-19 outbreak	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Letter to industry relating to sampling from Nightingale field hospitals	Letter to the water industry to get information on the presence of Nightingale field hospitals in their areas and remind them of their duties under the Regulations.	One time request for information related to COVID-19 (in place for <12 months).
Letter to the industry (Wales) relating to the Nightingale field hospitals	Letter to the industry relating to the Nightingale field hospitals and reminding them of their duties under the Regulations.	This measure is related to Wales and a short term information request.
<a href="#">DWI Advice Letter 01/2020</a>	A letter reminding water companies of their powers under the Water industry Act 1991 (as amended), detailing the response to the Inspectorate's survey of the industry and sets expectations.	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
<a href="#">DWI Advice Letter 02/2020</a>	Advice Letter on maintaining drinking water quality when reinstating water supplies after temporary closure due to the CoViD-19 outbreak.	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.

Request for Sampling Information	A request for information made to the industry following Information Letter 01/2020 and the subsequent serving of regulation 7 notices, to inform the next Information Letter (04/2020).	One time request for information related to COVID-19 (in place for <12 months).
Justification of Increased Costs	Letter to the Industry from the Chief Inspector, justifying increased cost recovery by the Inspectorate	Not considered a regulatory provision as related to fees (s. 22(4) of the SBEE Act). Position confirmed by BRE.
Increased charges letters	Letters to individual companies to outline the increased cost recovery rates.	Relates to fees (1st year of the new charges of the fees - in future, to be captured as casework).
Information Letter <a href="#">04/2020</a>	Information letter to the Industry on the current state of compliance sampling and the Inspectorate's expectations, as well as some advice during the COVID-19 pandemic.	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
Email to industry for feasibility of Water Industry (Suppliers' Information Direction) 2019	Email to the industry to ask them if it is feasible for them to provide consumer email addresses as part of their event reporting, to allow remote statement taking.	This email is a one-off query to the industry and does not actually make any changes in itself (in place for <12 months).
<a href="#">Privacy notice</a> added to website	Our statement of how we try to comply with the General Data Protection Regulations	This measure does not impose any requirements on the industry, just sets out our own compliance.
Email to industry – regulation 7 information request	A request to the industry to provide updates on sampling practices during COVID-19 to inform the Inspectorate's decisions in respect of regulation 7 notices.	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.
<a href="#">Green Economy Recovery</a> letter published on website.	Inspectorate is a co-signature to a water industry green recovery letter, which was published on our website.	This is a DEFRA measure and all requirements within are set by DEFRA. Sets no regulatory requirements.
Regulation 7 information request	A request to the industry to provide updates on sampling practices during COVID-19 to inform DWI decisions in respect of Reg 7 notices.	Covid-19 measures are not expected to be in force for more than 12 months and hence are exempt under the under the statutory exclusions (s22(4)(d)) of the SBEE Act.

Metaldehyde ban communications	Communication sent to the water industry raising awareness of the Metaldehyde ban imposed by DEFRA.	Communication to the water industry about another regulators measure – the metaldehyde ban is a DEFRA's measure.
Guidance update - Guidance to Water Health Professionals  *YET TO BE PUBLISHED.*	Update to reflect changes in legislation and organisational structures. Splitting document into separate English and Welsh versions.	This measure relates to public health authorities, who are not considered businesses. Consequently the measure is not for the purpose of a business activity (as defined by regulation 27(2) of the SBEE Act 2015) and therefore cannot be considered as a regulatory provision.