

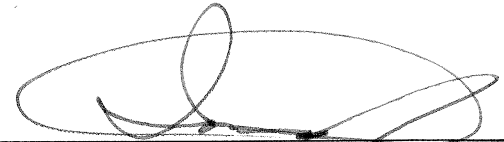
PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 879

, Approved and Ordered

DEC - 8 2005



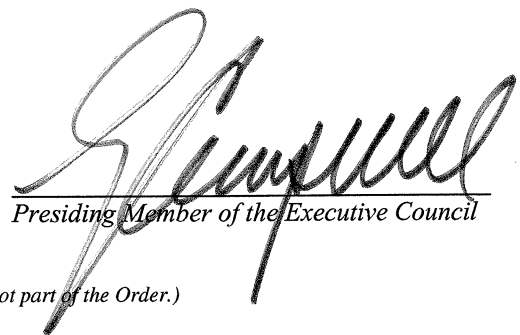
Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that the *Drinking Water Protection Regulation*, B.C. Reg. 200/2003, is amended as set out in the attached Schedule.



Minister of Health Services



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- *Drinking Water Protection Act*, S.B.C. 2001, c. 9, s. 6, 7, 8, 11, 48 and 49.
Other (specify):- oic 508/2003

November 17, 2005

Resub 973/2005/48

SCHEDULE

1 *Section 1 of the Drinking Water Protection Regulation, B.C. Reg. 200/2003 is repealed and the following substituted:*

Definitions

1 In this regulation:

“Act” means the *Drinking Water Protection Act*;

“building system” means a system, within a building, to which the British Columbia Plumbing Code applies, that receives water from a water supply system operating under a valid operating permit under the Act;

“small system” means a water supply system that serves up to 500 individuals during any 24 hour period.

2 *Section 3 is repealed and the following substituted:*

Domestic water system

3 The following are excluded from the definition of “domestic water system” in the Act:

- (a) equipment, works and facilities constructed, operated or maintained
 - (i) under a licence, as defined in the *Water Act*, for conservation, power or storage purposes,
 - (ii) under a permit issued under the *Water Act*,
 - (iii) for bottled water production or distribution, or
 - (iv) for drinking water dispensing machines;
- (b) a reservoir relating to a licence or permit referred to in paragraph (a);
- (c) a building system.

3 *The following section is added:*

Exemptions

3.1 A small system is exempt from section 6 of the Act if

- (a) the system does not provide water for human consumption or food preparation purposes, and is not connected to a water supply system that provides water for human consumption and food preparation purposes, or
- (b) each recipient of the water from the system has a point of entry or point of use treatment system that makes the water potable.

4 *Section 4 is repealed and the following substituted:*

Prescribed water supply systems

4 (1) All water supply systems are prescribed for the purposes of sections 8, 10, 11 and 22 (1) (b) of the Act.

(2) All water supply systems, except small systems, are prescribed for the purposes of section 9 of the Act.

5 ***Section 5 (2) is amended by striking out “disinfected” and substituting “disinfected by a water supplier”.***

6 ***Section 6 (1), (2) and (3) is repealed and the following substituted:***

- (1) The following individuals are authorized to issue construction permits:
 - (a) a drinking water officer who is a professional engineer, or who is working under the direction of a professional engineer;
 - (b) a professional engineer who has been approved by a drinking water officer.
- (2) An issuing official under subsection (1) may issue a construction permit to a person after receiving an application in a form satisfactory to the issuing official.
- (3) A person does not require a construction permit
 - (a) if the person is undertaking emergency repairs to a water supply system,
 - (b) for a water supply system that is a tank truck or a vehicle water tank, or
 - (c) for a small system, provided that an issuing official waives the requirement for a construction permit.

7 ***Section 8 is amended***

(a) by repealing subsection (2) and substituting the following:

(2) For the purpose of section 11 (1) of the Act, a water supplier must monitor for total coliform bacteria and, effective April 1, 2006, *Escherichia coli*, at the frequencies set out in Schedule B of this regulation. , ***and***

(b) by adding the following subsection:

- (5) If requested to do so by a drinking water officer, a laboratory must provide to the drinking water officer, the water supplier, or both, a report
 - (a) listing all water samples sent by the water supplier to the laboratory, and
 - (b) describing, for all samples analyzed, the results of any monitoring analyses for total coliform bacteria and *Escherichia coli*.

8 ***Section 12 is repealed and the following substituted:***

Qualification standards for persons operating water supply systems

- 12 (1) In this section, “**Environmental Operators Certification Program**” means the program of classification and certification for water supply system operators established in British Columbia by the Environmental Operators Certification Program Society.
- (2) Subject to subsections (3) and (6), a person is qualified to operate, maintain or repair a water supply system if the person is certified by the Environmental

Operators Certification Program for that class of system as classified under the Environmental Operators Certification Program.

- (3) Subsection (2) applies to water supply systems classified as level 1 or level 2, and effective January 1, 2006, water supply systems classified as level 3.
- (4) Despite section 4 (2) of this regulation, an operating permit may require a person to be certified to operate, maintain or repair a small system.
- (5) Despite subsection (3), an operating permit may establish a later date on which subsection (2) applies to a water supply system.
- (6) Subsection (2) does not apply to a person with specialist knowledge immediately relevant to maintenance or repair of a water supply system provided the maintenance or repair is conducted following procedures approved by a person certified by the Environmental Operators Certification Program.