

# Utilities (Technical Regulation) (Non-drinking Water Supply Code) Approval 2024

## Disallowable Instrument DI2024–126

made under the

*Utilities (Technical Regulation) Act 2014*, s 14 (Technical Codes - approval)

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### 1 Name of instrument

This instrument is the *Utilities (Technical Regulation) (Non-drinking Water Supply Code) Approval 2024*.

### 2 Commencement

This instrument commences on 1 July 2024.

### 3 Approval

I approve the Non-drinking Water Supply Technical Code (the Code) as set out in schedule 1.

### 4 Public access

Electronic copies of the Code are available on the Access Canberra website at <https://www.accesscanberra.act.gov.au/business-and-work/building-and-construction/regulated-utilities-services>. No fee applies to access the Code on the Access Canberra website.

As required by section 15 of the *Utilities (Technical Regulation) Act 2014* the Code is available for inspection upon request by the public between 8:30am and 4:30pm, from Monday to Friday except for public holidays, at the Access Canberra Land, Planning and Building Services Shopfront at 8 Darling Street, Mitchell. Please contact the Shopfront on the details below for more information:

Phone 6207 1923

Email: [acepdcustomerservices@act.gov.au](mailto:acepdcustomerservices@act.gov.au)

### 5 Revocation

This instrument revokes the *Utilities (Non-drinking Water Supply Code) Determination 2014* (Disallowable instrument DI2014-293).

Shane Rattenbury MLA  
Minister for Water, Energy and Emissions Reduction  
9 June 2024

**Schedule 1**

(see s 3)

Australian Capital Territory

**NON-DRINKING WATER SUPPLY CODE**

A technical code made under section 14 of the  
*Utilities (Technical Regulation) Act 2014*

JULY 2024

## Contents

<b>1.</b>	<b>INTRODUCTION</b>	<b>4</b>
1.1	Technical Code	4
1.2	Utility to Comply with Technical Codes	4
<b>2.</b>	<b>APPLICATION AND PURPOSE</b>	<b>4</b>
2.1	Application	4
2.2	Purpose	4
<b>3.</b>	<b>OTHER TECHNICAL CODES</b>	<b>4</b>
<b>4.</b>	<b>DICTIONARY</b>	<b>5</b>
<b>5.</b>	<b>REQUIREMENTS UNDER CUSTOMER CONTRACTS</b>	<b>5</b>
<b>6.</b>	<b>NETWORK BOUNDARIES</b>	<b>5</b>
<b>7.</b>	<b>SERVICE STANDARDS</b>	<b>6</b>
7.1	General	6
7.2	Water Quality	6
7.3	Supply Interruptions	6
7.4	Inundation due to mains or equipment failure	6
<b>8.</b>	<b>SERVICE CAPABILITY</b>	<b>6</b>
<b>9.</b>	<b>NETWORK DESIGN</b>	<b>7</b>
9.1	General	7
9.2	Relevant Technical Standards	7
9.3	Utility’s proposed standard	7
9.4	Specific Network Requirements	8
<b>10.</b>	<b>NETWORK CONSTRUCTION</b>	<b>9</b>
<b>11.</b>	<b>NETWORK OPERATION AND MAINTENANCE</b>	<b>9</b>
<b>12.</b>	<b>NETWORK ASSET MANAGEMENT</b>	<b>10</b>
<b>13.</b>	<b>NON-DRINKING WATER UTILITY REQUIREMENTS</b>	<b>10</b>
<b>14.</b>	<b>RESPONSIBILITIES FOLLOWING INCIDENTS</b>	<b>12</b>
<b>15.</b>	<b>RECORDING AND REPORTING</b>	<b>12</b>
15.1	Customer Comments and Complaints	12
15.2	Recording	12
15.3	Reporting	13
<b>16.</b>	<b>SPECIAL CONDITIONS FOR SUPPLY OF NON-DRINKING WATER SOURCED FROM RECLAIMED STORMWATER</b>	<b>14</b>
16.1	General	14
16.2	Water Availability and Supply Interruption	14
16.3	Relevant Standards for Non-drinking Water from Reclaimed Stormwater	14
16.4	Reporting for Non-drinking Water from Reclaimed Stormwater	15
<b>17.</b>	<b>SPECIAL CONDITIONS FOR SUPPLY OF NON-DRINKING WATER SOURCED FROM RECYCLED EFFLUENT</b>	<b>15</b>
17.1	General	15
17.2	Water Availability and Supply Interruption	15
17.3	Relevant Standards for Non-drinking Water from Recycled Effluent	15

<b>18.</b>	<b>SPECIAL CONDITIONS FOR SUPPLY OF RAW WATER OR NON-DRINKING WATER SOURCED FROM DRINKING WATER MAINS</b>	<b>15</b>
18.1	General	15
18.2	Relevant Standards	15
18.3	Conditions and Exemptions	16
	<b>DICTIONARY</b>	<b>17</b>

## **1. INTRODUCTION**

### **1.1 Technical Code**

- 1) The Non-drinking Water Supply Code (this Code) is a technical code under Part 3 of the *Utilities (Technical Regulation) Act 2014* (the Act).
- 2) Under section 14 of the Act, the Minister has approved the Code as recommended by the Technical Regulator.

### **1.2 Utility to Comply with Technical Codes**

- 1) Section 16 of the Act requires a regulated utility (utility) to comply with technical codes.

## **2. APPLICATION AND PURPOSE**

### **2.1 Application**

- 1) This Code applies to a utility that owns or operates non-drinking water networks for the supply of non-drinking water to a customer under a customer contract.
- 2) The utility's obligations under this Code do not apply in the case of events or circumstances beyond the control of the utility that may prevent the utility from complying with these obligations.

### **2.2 Purpose**

- 1) The purpose of this Code is to prescribe minimum requirements for a utility supplying non-drinking water under a customer contract.

## **3. OTHER TECHNICAL CODES**

- 1) A utility under this Code must comply with:
  - (a) Contestable Work Accreditation Code;
  - (b) ACT Dam Safety Code, where required under subclause 9.4 of this Code;
  - (c) Emergency Planning Code;
  - (d) Section 12 of the Water and Sewerage Code (Metering), if the customer of a utility is charged on a volumetric basis; and
  - (e) Sections 7 and 8 of the Water and Sewerage Code (Boundary Between Utility Networks and Boundary between a Regulated Utility Network and Customer Premises), for defining the boundary between utility networks and the boundary between a regulated utility network and customer premises.

## **4. DICTIONARY**

- 1) The dictionary at the end of this Code is part of this Code.

## **5. REQUIRMENTS UNDER CUSTOMER CONTRACTS**

- 1) A utility must include, in a customer contract, service level requirements in relation to:
  - (a) minimum and maximum water pressure, at the boundary between the network and the customer's premises as measured under no flow conditions;
  - (b) minimum flow rate at the minimum pressure;
  - (c) times of supply and restrictions on availability including maximum flow rate allowed;
  - (d) water quality parameters; and
  - (e) duration of any unplanned interruptions.
- 2) A utility must require, in a customer contract, a customer to develop and implement procedures to limit public contact with non-drinking water, in accordance with health and industry standards specified in subclause 9.4(7) (a).
- 3) A utility must state in a customer contract that non-drinking water is not intended for human consumption and may not meet the requirements under the Public Health (Drinking Water) Code of Practice 2007;
- 4) A utility must state in a customer contract that the supply of non-drinking water is subject to the requirements under this Code; and
- 5) A utility must state in a customer contract that, provided non-drinking water supplied meets the quality criteria specified in the customer contract, the customer is responsible for a use or dispose of any solids supplied with the non-drinking water.
- 6) A utility must make its customer contract available for inspection by a technical inspector within 10 business days of the written request by the technical inspector.

## **6. NETWORK BOUNDARIES**

- 1) Sections 7 and 8 of the Water and Sewerage Technical Code apply to a utility under this Code as if:
  - (a) reference to a utility is a reference to a non-drinking water utility; and
  - (b) a reference to a drinking water network is a reference to a non-drinking water network.
- 2) Section 7 of the Water and Sewerage Technical Code shall be used to define the boundary between utility networks.
- 3) Section 8 of the Water and Sewerage Technical Code shall be used to define the boundary between a regulated utility network and a customer premises.

- 4) If there is integration between the control or data acquisition systems used by the utility and another utility and/or a customer, the boundary definition between the network and the customer premises must extend to those systems.

## **7. SERVICE STANDARDS**

### **7.1 General**

- 1) A utility must provide non-drinking water in accordance with the service standards specified in a customer contract.

### **7.2 Water Quality**

- 2) Unless the supply is subject to an exemption under section 16 of the Drinking Water Code of Practice 2007, a utility must obtain written approval of the Chief Health Officer for the water quality parameters (range and limits) specified in its customer contract.
- 3) In subject to subclause 7.2(1), the utility must make written approval or exemption available for inspection by a technical inspector within 10 business days of the written request by the technical inspector.

### **7.3 Supply Interruptions**

- 1) A utility may interrupt non-drinking water service for planned maintenance or repair operations. The utility must give all affected customers at least 2 days prior notice of the interruption.

### **7.4 Inundation due to mains or equipment failure**

- 1) In the case of the spill of non-drinking water from network mains, pumps or other network equipment onto lands or properties, a utility must stop the outflow and contain any flooding within:
  - (a) 6 hours, if the spill is on to a private lease or has the potential to disrupt public traffic; or
  - (b) 12 hours, where the spill is not causing severe damage to private assets, public traffic or the environment.

## **8. SERVICE CAPABILITY**

A utility is not obliged to upgrade its network capacity to meet growing demands from its existing customer connected to the network or from properties not connected to the network.

## 9. NETWORK DESIGN

### 9.1 General

- 1) A utility must design its non-drinking water network to:
  - (a) optimise asset life to meet the service provision needs as evaluated over a whole life cycle;
  - (b) achieve a sustainable use of water resources entrusted to the care of the utility;
  - (c) match system reliability and capacity to the service standards specified in clause 7;
  - (d) demonstrate sound, established water supply industry practice; and
  - (e) comply with relevant standards specified in clause 9.2 for the aspects of design and construction and the materials to be employed.
- 2) The utility must provide design documentation to demonstrate compliance with the requirements in subclauses 9.1(1) upon written request of the technical regulator.

### 9.2 Relevant Technical Standards

- 1) Relevant technical standards (relevant standards) for this Code are:
  - (a) Water Services Association of Australia Codes (WSAA Codes);
  - (b) Applicable Australian Standards;
  - (c) National Construction Code Series Volume Three (NCCS Volume 3); and
  - (d) The National Water Quality Management Strategy (NWQMS) Document 21– Australian Guidelines for Water Recycling: Managing health and Environmental Risks (Phase 1).
- 2) The technical regulator may approve a standard proposed by a utility (proposed standard) as a relevant standard under subclause 9.3.

### 9.3 Utility's proposed standard

- 1) A utility may submit a proposed standard for the technical regulators approval as a relevant standard if the utility:
  - (a) intends to adopt any existing technical standard other than relevant standards in clauses 9.2(1); or
  - (b) develops its own standard for any aspect of design and construction of its network.
- 2) In submission under subclause 9.3(1), the utility must provide the technical regulator with documents stating:
  - (a) aspects of network design or construction the proposed standard is intended to apply to;

- (b) reasons for adopting the proposed standard if other standards in subclause 9.2(1) are applicable; and
  - (c) whether the proposed standard has been applied under a regulatory framework in another jurisdiction.
- 3) The technical regulator may require the utility to provide further information regarding the submission in subclause 9.3 (2).
- 4) The technical regulator must, in writing, either:
- (a) approve the proposed standard as a relevant standard under subclause 9.2(2);
  - (b) require an amendment to the proposed standard with providing a reason for it; or
  - (c) refuse the proposed standard with providing reasons for it.

#### **9.4 Specific Network Requirements**

- 1) Network design including colouring and marking for pipe identification must comply with the requirements for non-drinking water mains specified in the latest version of WSA 03-2011 Water Supply Code of Australia published by WSSA.
- 2) A utility must locate property service connections to maintain a separation of at least 300mm from any existing service connection to a drinking water network.
- 3) If a meter enclosure or pit is required, it must be sized to accommodate backflow prevention equipment in accordance with the relevant Australian Standard.
- 4) If a network proposes to design or modify a dam:
  - (a) Relevant parts of the Act and ACT Dam Safety Code may apply.
  - (b) Safety requirements specified in Design Standards for Urban Infrastructure 1 Stormwater (DS01) published by the Transport Canberra and City Services Directorate of the ACT Government will apply.
- 5) Where there is integration between the control or data acquisition systems under clause 6 (4), the utility must be responsible for the integrity of monitoring and control systems for its network.
- 6) If aquifer storage and recovery (ASR) is integrated into a non-drinking water network:
  - (a) the ASR component shall comply with the requirements of the NWQMS Document 24–Australian Guidelines for Water Recycling: Managing Health and Environmental Risks (Phase 2) Managed Aquifer Recharge, except if the requirements are in conflict with obligations imposed by the ACT Environment Protection Authority.
  - (b) the utility must design and operate ASR in a manner that ensures the long-term sustainability of the groundwater resource; and

- (c) monitoring bores must be installed in sufficient numbers and locations to permit the long-term sustainability of the groundwater resource to be evaluated.
- 7) A utility must install and maintain a sign at each property service connection stating that the water is not of drinking water quality and must require its customer to provide similar signage at each tap, free to atmosphere outlet and irrigation area.

## **10. NETWORK CONSTRUCTION**

A utility must undertake any construction in a manner that:

- 1) is consistent with the design intent of relevant standards in subclause 9.2; and
- 2) ensures community safety and the protection of the environment during the construction process.

## **11. NETWORK OPERATION AND MAINTENANCE**

- 1) A utility must develop and maintain operation and maintenance procedures for principal network assets of the network, including but not limited to the procedures on:
  - (a) system control;
  - (b) process control;
  - (c) inspection and testing; and
  - (d) commissioning and de-commissioning.
- 2) The procedures in clause 11(1) must include maintenance management records that show the maintenance interval and dates of maintenance activities for each principal asset.
- 3) A utility must become and remain a member of the designated information provider service and comply with any obligations imposed by the membership.
- 4) A utility must dispose of any waste streams including, but not confined to trash, solid residue and sludge, in a manner that does not create an odour or environmental nuisance.
- 5) A utility must monitor the quality of different class of water supplied from its network, including the monitoring of each water quality parameter specified in this Code or in a customer contract in compliance with this Code.
- 6) Subject to clause 11(5), the utility's frequency of sampling must comply with AS/NZS 5667.1:1998 Guidelines on the design of sampling programs, sampling techniques and the preservation and handling of samples or requirements set by the Chief Health Officer.

## 12. NETWORK ASSET MANAGEMENT

- 1) A utility must ensure the assets are managed to enable long-term compliance with the service standards specified in clause 7.
- 2) Within 12 months of a grant of a utility licence or a utility licence exemption, a utility must develop an asset register for each of the separate non-drinking water network that:
  - (a) includes at least the following information for the principal network assets:
    - (i) design and operational specifications;
    - (ii) location; and
    - (iii) date of commissioning and projected life.
  - (b) is linked to the asset management plan certified to Australian Standards including AS/NZS ISO 9001:2008 Quality Management Systems-- Requirements or similar standard.
- 3) A utility must maintain Works-As-Executed drawings for all the network components preferably as part of its asset management plan.
- 4) A utility must maintain the operation and maintenance manual and the asset register up to date.
- 5) A utility must update the asset management plan at least every 5 years.
- 6) A utility must make the asset management plan available to the technical regulator within 10 business days of the written request by the technical regulator.
- 7) A utility may deal with the requirements of clauses 11 and 12 using an integrated asset and maintenance management system, provided that information can be clearly reported to demonstrate compliance.

## 13. NON-DRINKING WATER UTILITY REQUIREMENTS

- 1) Within six months of a grant of a utility licence, a utility must, prepare and submit draft *Non-drinking water utility requirements* to the technical regulator for approval.
- 2) As soon as practicable after the utility submits draft *Non-drinking water utility requirements* to the technical regulator in clause 13(1) or 13(4), the technical regulator must either:
  - (a) approve draft *Non-drinking water utility requirements*; or
  - (b) direct the utility to make changes to draft *Non-drinking water utility requirements* and provide a reason for not approving them.

- 3) In subject to clause 13(2)(a), the utility must, as soon as possible:
  - (a) Adopt and publish the *Non-drinking water utility requirements*; and,
  - (b) provide a copy of *Non-drinking water utility requirements* to the technical regulator.
- 4) In subject to clause 13(2)(b), the utility must:
  - (a) make changes to *Non-drinking water utility requirements* as directed by the technical regulator and resubmit them for approval; or
  - (b) resubmit them for approval with providing a reason for not making changes.
- 5) Taking into account of good water supply industry practice, a utility may prepare draft amendments to *Non-drinking water utility requirements* and submit them to the technical regulator for approval in the same manner as specified in clauses 13(1) to (4).
- 6) A utility must make the latest *Non-drinking water utility requirements* available to the public all time.
- 7) A utility must make sure that the utility, its accredited service providers for contestable work and customers comply with *Non-drinking water utility requirements*.
- 8) *Non-drinking water utility requirements* must:
  - (a) seek to preserve the security, reliability of adjacent networks and installation elements used for supply of drinking water;
  - (b) seek to adopt standard industry practices including AS/NZS 3500 National Plumbing and Drainage Code - Compendium;
  - (c) present all technical requirements for a customer's installation to qualify for connection to the network;
  - (d) present all technical requirements for standard and any alternate types of service connections including associated technical drawings or diagrams for the construction, commissioning and decommissioning of service connections to the network; and
  - (e) specify all procedures which the utility will require customers to follow for the construction, commissioning and decommissioning of service connections to the network.
- 9) *Non-drinking water utility requirements* may state that if a customer fails to comply with *Non-drinking water utility requirements*, a utility may:
  - (a) refuse to supply the customer with non-drinking water services; or
  - (b) restrict or disconnect the non-drinking water supply to the customer's premises.

## 14. RESPONSIBILITIES FOLLOWING INCIDENTS

- 1) In the event of any health-related water quality incident being brought to the attention of a utility, the utility must notify the Chief Health Officer within 24 hours.
- 2) In the event of any contamination of a water storage that is part of the network or of the stormwater network under part 14 of the *Utilities Act 2000* by toxic substances hazardous to public health or the environment, the utility must, within 24 hours of becoming aware of the event:
  - (a) isolate the storage from the rest of the network; and
  - (b) notify the ACT Environment Protection Authority and the Chief Health Officer.
- 3) In the events of clauses 14(1), 14(2), or any serious injuries or significant property damage caused by any work on, use of or contact with the network, the utility must, within seven days, submit a written report to the technical regulator outlining the:
  - (a) circumstances of the event,
  - (b) actions taken by the utility; and
  - (c) proposed actions for improving network safety and integrity.

## 15. RECORDING AND REPORTING

### 15.1 Customer Comments and Complaints

- 1) A utility must make a contact point available to the public for receiving public comments and complaints at least on its website.
- 2) A utility must maintain a record of the number of customer complaints received in writing or via its contact point, for each class of non-drinking water supplied, in relation to:
  - (a) water quality; and
  - (b) other supply service level parameters, including unplanned interruptions.

### 15.2 Recording

A utility must maintain a record of operational data, for each class of non-drinking water supplied, that covers:

- 1) the total volume of water supplied during the financial year as derived from customer meter records. Water used in the utility's own operations must not be included in the volume supplied;
- 2) network parameters including:
  - (a) capacity of each storage; and

- (b) lengths of mains;
- 3) the minimum agreed values of the supply service levels as stipulated in the customer contracts in force during the year;
- 4) the number of mains breaks, total from any cause;
- 5) the number of mains breaks caused by any person regardless the person is employed by the utility or not;
- 6) the number of unplanned interruption events;
- 7) the number of unplanned interruption events where non-drinking water supply was not able to be restored within the timeframe required in the customer contract;
- 8) the number of unplanned interruption to each customer, where each interruption affecting each customer counts as one interruption;
- 9) the number of incidents of spill onto land or property caused by leakage or any form of network breakdown;
- 10) the number of incidents of spill onto land or property caused by any person regardless the person is employed by the utility or not;
- 11) the number of incidents of spill onto land or property in which the spill was not able to be contained in the timeframe required under clause 7.4; and
- 12) the number of breaches of water quality requirements specified by the Chief Health Officer and the details of water quality parameters associated with the breach;
- 13) whether the non-drinking water network of the utility is subject to any environmental conditions by the ACT Environment Protection Authority and if so, the number of breaches of the conditions; and
- 14) compliance with asset management plan requirements, in particular:
  - (a) the actual capital expenditure on network augmentation works or the value of network elements added to the network as gifted assets;
  - (b) the actual capital expenditure on network renewal works;
  - (c) the actual operations expenditure on reactive maintenance; and
  - (d) the actual operations expenditure on planned maintenance.

### **15.3 Reporting**

- 1) A utility must report to the technical regulator on items of each financial year specified in clauses 11(5), 15.1(2) and 15.2 for each class of non-drinking water.
- 2) The report must be in a format specified by the technical regulator.
- 3) The utility must submit the report by 30 September each year on the items of the previous financial year.

## **16. SPECIAL CONDITIONS FOR SUPPLY OF NON-DRINKING WATER SOURCED FROM RECLAIMED STORMWATER**

### **16.1 General**

- 1) This clause applies to a utility that supplies non-drinking water sourced from reclaimed stormwater.
- 2) In this clause, “utility” means a utility that supplies non-drinking water sourced from reclaimed stormwater.

### **16.2 Water Availability and Supply Interruption**

- 1) A utility is not obliged to supply water from any network:
  - (a) if no water is available from the water storages or other water sources connected to or part of that network, or
  - (b) when the restrictions specified in subclause 16.2(2) apply
- 2) A utility must cease withdrawing water from a water storage:
  - (a) if the water available in the water storage is below the minimum level specified for maintenance of environmental conditions imposed by the ACT Environment Protection Authority; or
  - (b) if the water available in the water storage is below the minimum level required for operation of any network pumps.
- 3) For each physically separate part of the network, a utility must maintain a record of time when supply is unavailable.
- 4) A utility must not resume a supply of water without approval of the Chief Health Officer if a spill of hazardous material into the water storage is found.
- 5) When a utility is not able to supply non-drinking water from reclaimed stormwater under subclause 16.2(1), the interruption is not an unplanned interruption.

### **16.3 Relevant Standards for Non-drinking Water from Reclaimed Stormwater**

Relevant standards for network design for reclaimed stormwater include:

- 1) Design Standards for Urban Infrastructure published by the Directorate of Territory and Municipal Services):
  - (a) DS01 Stormwater; and
  - (b) DS16 Urban Wetlands Lakes and Ponds; and
- 2) NWQMS Document 23–Australian Guidelines for Water Recycling: Managing Health and Environmental Risks Stormwater Harvesting and Reuse.

## **16.4 Reporting for Non-drinking Water from Reclaimed Stormwater**

- 1) For the purpose of reporting under subclause 15.3, a utility may report a reclaimed stormwater network that includes a managed aquifer recharge (MAR) as one class of non-drinking water.
- 2) The utility must report the total volume of non-drinking water supplied to customers less the total volume of reclaimed stormwater.

## **17. SPECIAL CONDITIONS FOR SUPPLY OF NON-DRINKING WATER SOURCED FROM RECYCLED EFFLUENT**

### **17.1 General**

- 1) This clause applies to a utility that supplies non-drinking water sourced from recycled effluent.
- 2) In this clause, “utility” means a utility that supplies non-drinking water sourced from recycled effluent.

### **17.2 Water Availability and Supply Interruption**

- 1) A utility is not obliged to supply non-drinking water from recycled effluent to customers if the supply restricts the utility’s internal service water.
- 2) When a utility is not able to supply non-drinking water from recycled effluent under subclause 17.2(1), the interruption is not an unplanned interruption.

### **17.3 Relevant Standards for Non-drinking Water from Recycled Effluent**

- 1) Relevant standards for network design for recycled effluent include the utility’s design standards used for the design of the water network or the sewerage network.

## **18. SPECIAL CONDITIONS FOR SUPPLY OF RAW WATER OR NON-DRINKING WATER SOURCED FROM DRINKING WATER MAINS**

### **18.1 General**

- 1) This clause applies to a utility that supplies raw water or non-drinking water sourced from drinking water mains.
- 2) In this clause, “utility” means a utility that supplies raw water or non-drinking water sourced from drinking water mains.

### **18.2 Relevant Standards**

- 3) Relevant standards for network design include the utility’s design standards used for the design of the drinking water network.

### **18.3 Conditions and Exemptions**

- 1) Clause 5(1) of this Code does not apply.
- 2) A utility must specify the source of the water in a customer contract.
- 3) Clause 7.4 of this Code does not apply.
- 4) If a utility has met requirements under the utility's operations, maintenance and asset management procedures for the drinking water network, clause 11 and 12 of this Code do not apply to the utility's raw water or non-drinking water network from drinking water mains; and
- 5) For the purpose of clause 15 of this Code, if a utility supply raw water or non-drinking water from drinking water mains and another class of non-drinking water, the utility may treat them as one source of non-drinking water.
- 6) When the utility is not able to supply non-drinking water to consumers due to mains being out of service for inspection or planned maintenance, the interruption is not an unplanned interruption.

## DICTIONARY

- 1) "Act" means the *Utilities (Technical Regulation) Act 2014*;
- 2) "ASR" means aquifer storage and recovery;
- 3) "AS" means Australian Standards published by the Standards Australia;
- 4) "AS/NZS" means Australian/New Zealand Standards published by the Standards Australia;
- 5) "Australian Standards" means AS and AS/NZS published by Standards Australia.
- 6) "Chief Health Officer" is a chief health officer of the ACT Government appointed under the Public Health Act 1997.
- 7) "class" refers to non-drinking water from a particular source. e.g. effluent, stormwater, groundwater, raw water or non-drinking water taken from drinking water mains.
- 8) "Contestable Work Accreditation Code" means the Contestable Work Accreditation Code approved by the Minister as a technical code under the Act;
- 9) "customer" is as defined in section 3 of the Act;
- 10) "customer contract" means either a standard customer contract or a negotiated customer contract made under part 6 of the Utilities Act 2000 for the purpose of supplying non- drinking water.
- 11) "Dam Safety Code" means the Dam Safety Code approved by the Minister as a technical code under the Act;
- 12) "designated information provider" means Dial Before You Dig NSW/ACT Incorporated;
- 13) "the technical regulator" is as defined in the Act;
- 14) "drinking water" means drinking water defined in the Public Health (Drinking Water) Code of Practice 2007.
- 15) "Emergency Planning Code" means the Emergency Planning Code approved by the Minister as a technical code under the Act;
- 16) "Environment Protection Authority" means the authority of the ACT Government established by the Environment Protection Act 1997.
- 17) "ICRC" means the Independent Competition and Regulatory Commission established under the Independent Competition and Regulatory Commission Act 1987;
- 18) "National Construction Code Series Volume Three" means the latest edition of the National Construction Code Series Volume Three published by the Plumbing Code of Australia and adopted by the ACT Government.
- 19) "reactive maintenance" means maintenance undertaken in response to a network failure or near failure.

- 20) "planned maintenance" means maintenance planned to occur to prevent network failure.
- 21) "MAR" means managed aquifer recharge.
- 22) "meter" means a meter or other apparatus for the measurement of water including any pipes and fittings ancillary to the meter or apparatus.
- 23) "Minister" means the Minister responsible for part 3 of the Act.
- 24) "network" is as defined in the Act.
- 25) "network boundary" is as defined in the Act.
- 26) "non-drinking water" is water supplied to customers with their acknowledgement that the water is not intended for human consumption and may not meet the requirements of the Public Health (Drinking Water) Quality Code of Practice 2007.
- 27) "non-drinking water utility requirements" is an alternative name for Service and Installation rules and define obligations of other parties for connections, disconnections, replacement or alterations, asset protection, maintenance and access to any part of the regulated utilities network in accordance with this code.
- 28) "overflow" means a spillage from a utility network into the surrounding environment;
- 29) "Public Health (Drinking Water) Code of Practice 2007" means the Public Health (Drinking Water) Code of Practice 2007 made under the Public Health Act 1997;
- 30) "premises" is as defined in the Act;
- 31) "spill" means the escape of water from network mains or equipment, other than in the course of normal operations and does not include overflow from dams or ponds.
- 32) "storage" means a place for holding water, including dam, pond, aquifer or tank.
- 33) "technical code" means a code as given in Section 3 of the Act;
- 34) "technical regulator" is as defined in Section 77 of the Act.
- 35) "sewerage network" is as defined in section 14 of the Utilities Act 2000.
- 36) "Territory" means the Australian Capital Territory;
- 37) "unplanned interruption" means interruption during which:
  - (a) supply is required under a customer contract;
  - (b) the interruption is not a planned interruption which has been notified in accordance with subclause 8.3; and
  - (c) the pressure or the flow rate at the point of delivery is less than one half the value specified in the customer contract for a duration in excess of 4 hours.

- 38) "utility" is a non-drinking water utility that provides a non-drinking water service under the Utilities Act 2000.
- 39) "Utilities Act" means the Utilities Act 2000.
- 40) "utility license exemption" means an exemption from the requirement for a licence in relation to a utility service, granted by the Minister in accordance with section 22 of the Utilities Act 2000.
- 41) "utility licence" means a licence to provide a utility service granted by the ICRC in accordance with section 21 of the Utilities Act 2000.
- 42) "water network" is as defined in the Section 12 of the Utilities Act 2000.
- 43) "water supplied" means total metered and estimated non-metered water supplied to customers. This excludes water used within the network, e.g. filter backwash, mains flushing.
- 44) "Water Services Association of Australia Codes" mean the latest editions of national codes published by the Water Services Association of Australia.