

1995

The Legislative Assembly of the Australian Capital Territory

Canberra Sewerage and Water Supply Regulations 1994

Amendments to the Canberra Sewerage and Water Supply Regulations

EXPLANATORY MEMORANDUM  
in respect of subordinate law number :

By Authority of  
David Lamont  
Deputy Chief Minister and  
Minister for Urban Services

The Canberra Sewerage and Water Supply Regulations govern the licensing of plumbers and drainers, and set the standards for, and govern the inspection of, plumbing and drainage works in the ACT.

Regulation 4 of the Regulations deals with the interpretation of certain words. The instrument inserts subregulation (1) clarifying the definition of a "drain" as opposed to a "sewer"; the property owner being responsible for repairs to drains within their property and the Authority being responsible for the repairs to sewers. Subregulation (1) also clarifies the meaning of "Territory Land" as having the same meaning as in the Australian Capital Territory (Planning and Land Management) Act 1988.

Regulation 96 deals with when a service pipe shall be supplied, fitted, maintained, or repaired at the expense of the Authority. The instrument amends this regulation to further clarify when the Authority shall have this obligation, and in respect of which pipes. The instrument also amends this same regulation to clarify when the property owner is responsible for the supply, fitting, maintenance and repair of service pipes.

Regulation 16 of the Regulations is amended to update the spelling of the word "connexions" by substituting "connections"; and by substituting "(2) No connection referred to in subregulation (1) shall be made unless and until approval has been given under regulation 18." for ",and no connexion shall be made unless approval has been given under regulation 18."

This instrument also attempts to ensure that there is no legal impediment to ACTEW staff trained within the Hydraulic Worker Program being able to work on water meters, stop valves and small bore water services up to the property line; and to make it clear that ACTEW personnel may, in appropriate circumstances, work on house drains without the need to hold prescribed drainer's licences as required of private persons working on such drains. This is done by virtue of the insertion of regulation 5 which allows that various regulations and subregulations do not apply to the Authority.

Subregulation 5(1) of the instrument deals with subregulations and provisions which are not applicable in relation to the Authority. These various provisions are subregulations 14(1)) and 16(2) and regulations 47 and 99.

Subregulation 5(2) of the instrument deals with regulations and subregulations which are not applicable in respect of work executed by or on behalf of the Authority. These provisions are subregulations 23(1) and (2) and regulations 24, 30, 31, and 32.

Subregulation 5(3) of the instruments deals with regulations and subregulations which are not applicable to an officer or employee of the Authority who is engaged in the performance of his or her duties as such officer or employee. These provisions are subregulation 11(1), 15(1), 16(2), 93(13) and 103(2), regulations 12, 13, 26, 47 and 99 and paragraph 100(1)(a).