



New South Wales

Sydney Water Amendment (Plumbing and Drainage Work) Regulation 2004

under the

Sydney Water Act 1994

Her Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Sydney Water Act 1994*.

FRANK ERNEST SARTOR, M.P.,
Minister for Energy and Utilities

Explanatory note

Clause 6 (1) of the *Sydney Water Regulation 2000* provides that a person must not do plumbing or drainage work otherwise than in accordance with the Plumbing and Drainage Code of Practice. Clause 7 (1) of that Regulation provides that a person must not do plumbing or drainage work unless authorised by a permit to do the work. The object of this Regulation is to amend the *Sydney Water Regulation 2000* to exclude home owners and occupiers (or persons authorised by a home owner or occupier) from the requirements of clauses 6 (1) and 7 (1) of that Regulation if the work involves repairing a tap or showerhead in a dwelling or the installation of water restricting or flow regulating devices to tap end fittings (including showerheads).

This Regulation is made under the *Sydney Water Act 1994*, including sections 99 and 106 (the general regulation-making power).

2004 No 851

Clause 1 Sydney Water Amendment (Plumbing and Drainage Work) Regulation 2004

Sydney Water Amendment (Plumbing and Drainage Work) Regulation 2004

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1 Name of Regulation

This Regulation is the Sydney Water Amendment (Plumbing and Drainage Work) Regulation 2004.

2 Amendment of Sydney Water Regulation 2000

The Sydney Water Regulation 2000 is amended as set out in Schedule 1.

Schedule 1 Amendments

(Clause 2)

[1] Clause 5 Definitions

Insert in alphabetical order:

dwelling means a room or suite of rooms occupied or used, or so constructed or adapted as to be capable of being occupied or used, as a separate residence.

[2] Clause 6 Plumbing and drainage work to comply with Code of Practice and to use only approved fittings

Insert after clause 6 (1):

- (1A) A person is not guilty of an offence under subclause (1) if:
- (a) the work involves:
 - (i) repairing a tap or showerhead in a dwelling, or
 - (ii) the installation of water restricting or flow regulating devices to tap end fittings (including showerheads) in a dwelling, and
 - (b) the person carrying out the work:
 - (i) is an owner or occupier of the dwelling, or
 - (ii) has been authorised to carry out the work by a person who is an owner or occupier of the dwelling and does not receive payment or other consideration for carrying out that work.
- (1B) Subclause (1A) does not apply to work involving the repair of any thermostatic mixing valve, tempering valve or backflow prevention device.

[3] Clause 7 Permit required for plumbing or drainage work

Insert after clause 7 (1):

- (1A) A person is not guilty of an offence under subclause (1) if:
- (a) the work involves:
 - (i) repairing a tap or showerhead in a dwelling, or
 - (ii) the installation of water restricting or flow regulating devices to tap end fittings (including showerheads) in a dwelling, and
 - (b) the person carrying out the work:
 - (i) is an owner or occupier of the dwelling, or

2004 No 851

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Schedule 1 Amendments

(ii) has been authorised to carry out the work by a person who is an owner or occupier of the dwelling and does not receive payment or other consideration for carrying out that work.

(1B) Subclause (1A) does not apply to work involving the repair of any thermostatic mixing valve, tempering valve or backflow prevention device.

[4] Clause 16 Person to give certificate of compliance after work completed

Insert “or a person referred to in clause 7 (1A)” after “Corporation” in clause 16 (4).

BY AUTHORITY
