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PUBLIC UTILITIES ACT (CHAPTER 261)

PUBLIC UTILITIES (WATER SUPPLY) (AMENDMENT) REGULATIONS 2017

In exercise of the powers conferred by section 72 of the Public Utilities Act, the Public Utilities Board, with the approval of the Minister for the Environment and Water Resources, makes the following Regulations:

Citation and commencement

1.—(1) These Regulations are the Public Utilities (Water Supply) (Amendment) Regulations 2017 and, except for regulation 5, come into operation on 1 April 2017.

(2) Regulation 5 is deemed to have come into operation on 1 January 2016.

Amendment of regulation 2

2. Regulation 2 of the Public Utilities (Water Supply) Regulations (Rg 5) (called in these Regulations the principal Regulations) is amended by inserting, immediately before the definition of “authorised officer”, the following definition:

““accredited laboratory” means a laboratory —

- (a) accredited under the Singapore Laboratory Accreditation Scheme (SAC-SINGLAS) administered by the Standards, Productivity and Innovation Board (established under section 3 of the Standards, Productivity and Innovation Board Act (Cap. 303A)); or

(b) recognised under a mutual recognition agreement or arrangement between Singapore and any other country;”.

Amendment of regulation 5

3. Regulation 5(3) of the principal Regulations is amended —

(a) by deleting sub-paragraph (a) and substituting the following sub-paragraph:

“(a) an accredited laboratory; or”; and

(b) by deleting the words “product certification body or” in sub-paragraph (b).

Deletion of regulation 40A and new Part IVAA

4. Regulation 40A of the principal Regulations is deleted and the following Part substituted therefor:

“PART IVAA

WATER EFFICIENCY

Division 1 — General

Interpretation of this Part

40A. In this Part —

“affix”, in relation to a Water Efficiency Label, includes printing the Water Efficiency Label on the packaging of a registered water fitting;

“manufacturer” includes a person who assembles parts of a specified water fitting;

“registered supplier” means an importer or a manufacturer who is registered as a registered supplier under regulation 40AE(3);

“specified water fitting” means —

(a) a tap and mixer;

(b) a flushing cistern;

(c) a urinal flush valve;

(d) a waterless urinal; and

(e) a clothes washing machine intended for household use;

“supply”, in relation to any specified water fitting, means the supply of the specified water fitting in the course of any trade or business, and includes —

(a) the supply of the specified water fitting by way of sale, lease, loan, consignment, hire or hire-purchase;

(b) the supply of the specified water fitting in connection with any agreement;

(c) the offer to supply the specified water fitting; and

(d) the display of the specified water fitting for supply;

“test report”, in relation to any specified water fitting, means the report of the most recent test carried out for the specified water fitting in accordance with the prevailing test standard or method specified in Part 1 of the Second Schedule;

“Water Efficiency Label” means a water efficiency label that is in accordance with the requirements specified in Part 2 of the Second Schedule.

Division 2 — Restrictions on supply, etc., of specified water fittings

Restrictions on supply of specified water fittings

40AA.—(1) A person must not supply any specified water fitting unless the specified water fitting —

(a) is registered under regulation 40AE(3); and

(b) is affixed with a Water Efficiency Label in the manner specified in regulation 40AD(3).

(2) A person must not supply any specified water fitting affixed with a Water Efficiency Label —

- (a) that is obscured or defaced; or
- (b) that the person has reason to believe to be altered, forged or falsified.

(3) Without affecting paragraph (1) or (2), an importer or a manufacturer of a specified water fitting must not supply the specified water fitting unless —

- (a) the importer or manufacturer is a registered supplier for the specified water fitting; and
- (b) the specified water fitting meets the water efficiency requirements specified in Part 3 of the Second Schedule for the specified water fitting.

(4) Any person that contravenes paragraph (1), (2) or (3) shall be guilty of an offence.

Restrictions on advertisements for supply of specified water fittings

40AB.—(1) A person must not advertise a specified water fitting for supply unless the specified water fitting is registered under regulation 40AE(3).

(2) Without affecting paragraph (1), the person advertising the specified water fitting —

- (a) where the advertisement has any visual element, must ensure that —
 - (i) a Water Efficiency Label is, as far as practicable, displayed in the advertisement next to the image or description of the specified water fitting; or
 - (ii) where it is not practicable to comply with sub-paragraph (i), all the information contained in the Water Efficiency Label is stated in the advertisement; and

(b) must not claim or imply that the specified water fitting is tested, certified, or otherwise approved by the Government or the Board.

(3) Any person that contravenes paragraph (1) or (2) shall be guilty of an offence.

Restrictions on supply of water fittings modified after registration

40AC.—(1) Where a water fitting is modified after it is registered under regulation 40AE(3), a person must not supply the water fitting as modified, unless —

(a) for a modification affecting the water efficiency of the registered water fitting, the registered supplier that originally registered the water fitting first separately registers the water fitting as modified under regulation 40AE(3); or

(b) for a modification not affecting the water efficiency of the registered water fitting, the registered supplier that originally registered the water fitting first notifies the Board in writing of the modification and gives to the Board the particulars of the modification required by the Board.

(2) Any person that contravenes paragraph (1) shall be guilty of an offence.

Restrictions relating to Water Efficiency Label

40AD.—(1) A person must not affix, or cause to be affixed, a Water Efficiency Label on a specified water fitting unless —

(a) the specified water fitting has been registered by the Board;

(b) the person is a registered supplier for the water fitting; and

(c) the Water Efficiency Label was issued to the person by the Board for the registered water fitting.