

Mr Layte
Goonhill End Cottage
Goongumpas
St Day
Redruth
Cornwall
TR15 5JL

Direct Line: (01392) 443923
Direct Fax:
Your Ref:
Our Ref: WRA 30457

22 September 2015

Dear Mr Layte

**LIKELY CONTAMINATION OF WATER SUPPLIED FOR DOMESTIC PURPOSES TO PREMISES AT GOONHILL END COTTAGE, GOONGUMPAS, ST DAY, REDRUTH, CORNWALL TR15 5JL
SECTIONS 75 AND 170 OF THE WATER INDUSTRY ACT 1991**

I refer to South West Water's ("SWW") Section 75 Notice dated 3 September 2015, a copy of which is attached to this letter.

As stated in that notice, entry was attempted to your above premises on Thursday 17 September 2015 at 11.00am for the following purposes:

- a) the carrying out of any survey or tests for the purpose of determining whether it is appropriate and practicable for SWW to exercise its statutory power under Part III of the 1991 Act, or to carry out any works under Section 75 (as set out in that notice); and how any such power should be exercised; and
- b) the exercise of any such power.

I understand that despite notifying you that entry was required to inspect your rain water harvesting installation, you have undertaken further works to that installation, rendering access to your loft area unsafe and infeasible. Further, you have covered the rain water harvesting installation to the extent that it has rendered any observations impossible without actual access into the loft area. SWW considers that your actions constitute a refusal to grant access in the circumstances. From our limited observations of the new installations and the photographs taken, there appear to be a number of further contraventions of the Water Supply (Water Fittings) Regulations 1999 ("the Regulations"). However, due to the inability to inspect the installations, we are unable to itemise the full list of contraventions at this time.

You were asked to provide a detailed diagram of the further works you have undertaken to the installation, but this was declined. Such a diagram is required to show the pipe work now in place, together with the location and description of the backflow arrangements for the back-up supply. You are required to provide this diagram and description within the next 7 days, namely by 6 October 2015.



In the absence of any evidence to the contrary, SWW must proceed on the basis that your wholesome water supply infrastructure remains in breach of current legislation with regard to backflow protection. Such contraventions pose a danger of contamination of both your water supply (including the shared supply with neighbouring properties) and the backflow of Category 5 fluids into SWW's infrastructure. The consequences of such an event have the potential of being very serious to public health and as such, SWW cannot permit these contamination risks to continue.

In accordance with Section 170 of the 1991 Act, please note that this letter is also formal notice of entry to your above premises. Entry will be required to Goonhill End Cottage, Goongumpas, St Day, Redruth, Cornwall, TR15 5JL at 11:00am on Tuesday 13 October 2015 for the following purposes:

- c) the carrying out of any survey or tests for the purpose of determining whether it is appropriate and practicable for SWW to exercise its statutory power under Part III of the 1991 Act, or to carry out any works under Section 75 (as set out in the attached Section 75 Notice); and how any such power should be exercised; and
- d) the exercise of any such power.

SWW is required access to your loft area to undertake surveys or tests (and to undertake such works as are considered necessary) and you are required to ensure that access is made possible and safe to SWW's Regulations Officers and/or plumbing contractor/s. If such access is not provided, SWW will consider this to be a continuing refusal to grant access in the circumstances.

I also give you notice, under Section 75(2) (b) and (6) of the Water Industry Act 1991, that you, as occupier, are required to take the following steps (additional to those listed in the enclosed Section 75 Notice) to protect against the likely risk of contamination before Tuesday 13 October 2015, by securing the following:

1. Install a double check valve on your internal supply pipe as close as practicable to where the supply enters your above premises to provide whole site backflow protection.

Such backflow protection is required to protect the domestic supplies to your neighbouring properties and SWW's infrastructure.

Pursuant to Section 75(6)(b), I am required to point out to you that, should the case become an emergency, or the premises appear to be unoccupied and one of the above mentioned steps is not taken before the date specified, SWW may disconnect the service pipe or otherwise cut off the supply to the premises. In this case, a notice setting out the steps that must be taken before your water is reconnected will be served on you. Further, in the event that you fail to take the above steps within the period given, Section 75(9) of the Act empowers SWW to take the necessary steps itself to remove the likely risk of contamination and to recover from you any expenses reasonably incurred in taking those steps.

This letter is also formal notice of entry to your above premises at 11.00am on Tuesday 13 October 2015 pursuant to Section 170 of the 1991 Act, to install a double check valve on your internal supply pipe to provide whole site backflow protection.

Please take notice that, should you fail to allow entry to the premises on Tuesday 13 October 2015 as detailed above, SWW intends to apply under Part II of Schedule 6 to the Water Industry Act 1991, for a Justice of the Peace to issue a Warrant to authorise entry to the premises, if need be by force, to exercise SWW's powers. SWW will seek the costs

incurred in connection with the application for and exercise of the warrant from you as part of its reasonable expenses pursuant to Section 75(9)(b).

I sincerely hope that this will not prove necessary and thank you in anticipation of your cooperation.

Yours sincerely

A handwritten signature in dark ink, appearing to read "Paul Mitchell". The signature is written in a cursive style with a large initial "P" and "M".

Paul Mitchell
Contract, Compliance and Business Development Manager

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