

Guidance Document on reporting under the Drinking Water Directive 98/83/EC

Information required by the European Commission under Article 9
(derogations)

Disclaimer

This technical document has been developed by the work of a sub-group of the Art. 12 Committee of the Drinking Water Directive, involving the Member States and the Commission. The document should be regarded as presenting an informal consensus position on best practice agreed by all partners. However, the document does not necessarily represent the official, formal position of any of the partners.

Information required by the European Commission under Article 9 (derogations) - overview

Information on first derogation	Article 9.6 and 7	To be reported to the European Commission	Form D1	Within two months of being granted
Information on second derogation	Article 9.6 and 7	To be reported to the European Commission	Form D2	Within two months of being granted
Request for third derogation	Article 9.6 and 7	To be submitted to the European Commission	Form D3	Three months prior to end of second derogation

Information on derogations in place in accordance with Article 9 of the DWD (only for Annex I Part B-parameters). This information shall be submitted to the EC in line with the requirements of Article 9 and does not form part of the Article 13 reporting requirements. A format for these submissions is given in Forms D1-D3.

Form D1	
Information on Article 9 derogations – FIRST DEROGATION⁽¹⁾	
Member State	
D.1.1	Member State derogation reference
D.1.2	Name(s) of water supply zone(s)
D.1.3	Coordinates of the WSZ
D.1.4	Total volume of water supplied m ³ /day
D.1.5	Resident population of water supply zone(s)
D.1.6	Population concerned by derogation (estimated) ⁽²⁾
D.1.7	Are any relevant food-production undertakings affected? (Yes or No)
D.1.8	Parameter concerned
D.1.9	Value fixed for derogation ⁽³⁾ (including unit)
D.1.10	Summary of previous relevant monitoring results
D.1.10.1	Number of analyses
D.1.10.2	Previous relevant monitoring results for a period not exceeding three years (min/median/max) ⁽⁴⁾
D.1.11	Grounds for derogation ⁽⁵⁾
D.1.12	Description of proposed remedial action, including timetable ⁽⁶⁾
D.1.13	Proposed monitoring scheme
D.1.14	Start date of first derogation
D.1.15	End date of first derogation
D.1.16	Member State contact
D.1.16.1	Responsible Authority
D.1.16.2	Name
D.1.16.3	Address
D.1.16.4	Telephone
D.1.16.5	Fax
D.1.16.6	E-mail
Notes	
<p>(1) A MS shall send this form to the Commission within two months of any derogation concerning an individual supply of water exceeding 1000 m³ per day as an average or serving more than 5000 persons</p> <p>(2) If not identical with D.1.5</p> <p>(3) Units must be the same as in the DWD</p> <p>(4) Only for water supplies above 1000 m³ /day or serving more than 5000 people;</p> <p>(5) Explain reasons in more detail</p> <p>(6) Use same coding for remedial actions and time table as in Annex B and C on non-compliance in the guidance document on reporting</p>	

Form D2		
Information on Article 9 derogations – SECOND DEROGATION⁽¹⁾		
Member State		
D.2.1	Member State second derogation reference	
D.2.2	Coordinates of the WSZ	
D.2.3	Name(s) of water supply zone(s)	
D.2.4	Total volume of water supplied m ³ /day	
D.2.5	Residential population of water supply zone(s)	
D.2.6	Population concerned by derogation (estimated) ⁽²⁾	
D.2.7	Are any relevant food-production undertakings affected? (Yes or No)	
D.2.8	Parameter concerned	
D.2.9	Value fixed for derogation ⁽³⁾ (including unit)	
D.2.10	Date of review of first derogation	
D.2.11	Conclusions of review of first derogation	
D.2.12	Summary of monitoring results during the period of the first derogation	
D.2.12.1	Member State first derogation reference ⁽⁴⁾	
D.2.12.2	Number of analyses	
D.2.12.3	Results min/median/max	
D.2.13	Grounds for second derogation ⁽⁵⁾	
D.2.14	Description of proposed remedial action, including timetable ⁽⁶⁾	
D.2.15	Proposed monitoring scheme	
D.2.16	Start date of second derogation	
D.2.17	End date of second derogation	
D.2.18	Member State contact	
D.2.18.1	Responsible Authority	
D.2.18.2	Name	
D.2.18.3	Address	
D.2.18.4	Telephone	
D.2.18.5	Fax	
D.2.18.6	E-mail	
Notes		
<p>(1) MS shall send this form to the Commission within two months of any derogation for any WSZ not exempted by Article 3.2b</p> <p>(2) If not identical with D.2.5</p> <p>(3) Units must be the same as in the DWD</p> <p>(4) A copy of the relevant form D1 (where applicable) should be attached for information</p> <p>(5) Explain reasons in more detail</p> <p>(6) Use same coding for remedial actions and time table as in Annex B and C on non-compliance in the guidance document on reporting</p>		

Form D3		
Request for a THIRD DEROGATION ACCORDING TO ARTICLE 9⁽¹⁾		
Member State		
D.3.1	Member State third derogation reference	
D.3.2	Name(s) of water supply zone(s)	
D.3.3	Coordinates of the WSZ	
D.3.4	Total volume of water supplied m ³ /day	
D.3.5	Resident population of water supply zone(s)	
D.3.6	Population concerned by derogation (estimated) ⁽²⁾	
D.3.7	Are any relevant food-production undertakings affected? (Yes or No)	
D.3.8	Parameter concerned	
D.3.9	Value fixed for derogation ⁽³⁾ (including unit)	
D.3.10	Date of review of second derogation	
D.3.11	Conclusions of review of second derogation	
D.3.12	Summary of monitoring results from the period of the second derogation	
D.3.12.1	Member State first derogation reference ⁽⁴⁾	
D.3.12.2	Member State second derogation reference ⁽⁴⁾	
D.3.12.3	Number of analyses	
D.3.12.4	Results min/median /max	
D.3.13	Grounds for requiring a third derogation ⁽⁵⁾	
D.3.14	Description of proposed remedial action, including timetable ⁽⁶⁾	
D.3.15	Proposed monitoring scheme	
D.3.16	Proposed start date of third derogation	
D.3.17	Proposed end date of third derogation	
D.3.18	Member State contact	
D.3.18.1	Responsible Authority	
D.3.18.2	Name	
D.3.18.3	Address	
D.3.18.4	Telephone	
D.3.18.5	Fax	
D.3.18.6	E-mail	
Notes		
(1) Member States shall send the D3 form requesting a third derogation to the Commission not later than three months before the end of the second derogation period		
(2) If not identical with D.1.5;		
(3) Units must be the same as in the DWD		
(4) A copy of the relevant forms D1 (where applicable) and D2 should be attached for information		
(5) Explain reasons in detail		
Use same coding for remedial actions and time table as in Annex B and C on non-compliance to this report in the guidance document on reporting		
(6)		

Introduction and Guidance– Derogations

C 1 Reporting on derogations to the Commission is not part of the three-yearly report required by Article 13(2) and 13(3) and separate forms are provided for this purpose.

C 2 Form D1 concerns information on a first derogation in accord with the requirements of Article 9. This form should only be submitted to the Commission for derogations applied to water supply zones where the supply of water exceeds 1000 m³ a day as an average or serves more than 5000 persons. It should be sent to the Commission within two months of any derogation being provided.

C 3 Form D2 concerns information on a second derogation in accord with the requirements of Article 9. This form should be submitted to the Commission for derogations applied to any water supply zone where the supply of water exceeds 10 m³ a day as an average or serving more than 50 persons or when the water is supplied as part of a public activity. It should be sent to the Commission within two months of any derogation being provided

C 4 Form D3 is a request to the Commission for a third derogation in accord with the requirements of Article 9. This form should be submitted to the Commission for requested derogations applying to water supply zones where the supply of water exceeds 10 m³ a day as an average or serving more than 50 persons or when the water is supplied as part of a public activity. It should be sent to the Commission at least three months before the derogation is required.