

Safe Drinking Water Act, 2002
Loi de 2002 sur la salubrité de l'eau potable

ONTARIO REGULATION 248/03

DRINKING WATER TESTING SERVICES

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This Regulation is made in English only.

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1. (1) In paragraph 4 of subsection 75 (3) of the Act and in this Regulation, “sub-contract with another person” includes, with respect to a sample submitted to a laboratory for testing, arranging with another person for the testing to be conducted at another laboratory, even if the two laboratories are owned or operated by the same person. O. Reg. 248/03, s. 1 (1).

(2) In this Regulation,

“certified operator” means an individual who holds or is deemed to hold a certificate under Ontario Regulation 128/04 (Certification of Drinking Water System Operators and Water Quality Analysts), but does not include an individual who holds or is deemed to hold only a water quality analyst’s certificate or conditional water quality analyst’s certificate under that regulation;

“licensed engineering practitioner” means a person who holds a licence, limited licence or temporary licence under the Professional Engineers Act;

“water quality analyst” has the same meaning as in Ontario Regulation 128/04. O. Reg. 127/04, s. 1; O. Reg. 416/09, s. 1.

Tests at drinking water systems that do not require drinking water testing licence

2. (1) Tests for the following parameters are prescribed tests for the purpose of subsection 63 (2) of the Act:

1. Alkalinity.
2. Aluminium.
- 2.1 Ammonia.
- 2.2 Chloramines.
3. Chloride.
4. Chlorine dioxide.
5. Colour.
6. Copper.
7. Dissolved organic carbon.
8. Fluoride.
9. Free chlorine residual.
10. Free chlorine residual and total chlorine residual measured for the purpose of determining combined chlorine residual.
11. Hardness.
12. Iron.
13. Manganese.
14. Methane.
15. Odour.
16. Organic nitrogen.
- 16.1 Ozone.
17. pH.
18. Sulphate.
19. Sulphide.
20. Taste.
21. Temperature.
22. Total dissolved solids.
23. Turbidity.
24. Zinc.
25. Any operational parameter described in subsection (1.1). O. Reg. 248/03, s. 2 (1); O. Reg. 416/09, s. 2 (1).

(1.1) For the purposes of paragraph 25 of subsection (1) and paragraph 15 of subsection 4 (1), a parameter is an operational parameter if it is being tested for the principal purpose of evaluating whether to adjust a process that controls the effectiveness or efficiency of the drinking water system, but does not include any of the following parameters:

1. Any parameter listed as a drinking water quality standard in Ontario Regulation 169/03 (Ontario Drinking Water Quality Standards) made under the Act, other than chloramines and fluoride.
2. Any extractable organic parameter.
3. Any microbiological parameter.
4. Any parameter identified as a health-related parameter in an approval, municipal drinking water licence or order that applies to the drinking water system at which the test is conducted. O. Reg. 416/09, s. 2 (2).

(2) With respect to a test referred to in subsection (1), a person must have at least one of the following qualifications for the purpose of subsection 63 (2) of the Act:

1. The person must be a certified operator or a water quality analyst.

2. The person must, in the preceding 36 months, have successfully completed a course approved by the Director that relates to the operation and routine maintenance of drinking water systems, including the conduct of the tests referred to in subsection (1). O. Reg. 248/03, s. 2 (2).

(3) Subsection 11 (3) of the Act does not apply to an owner or operating authority of a drinking water system with respect to a drinking water testing service described in subsection 63 (2) of the Act. O. Reg. 248/03, s. 2 (3).

Drinking water testing licence not required for inspectors, etc.

3. (1) Subsection 63 (1) of the Act does not apply to any of the following persons with respect to a test listed in subsection 2 (1) of this Regulation:

1. A provincial officer or a person acting under the supervision of a provincial officer.
2. A medical officer of health, a public health inspector within the meaning of the Health Protection and Promotion Act, or a person acting under the supervision of a public health inspector.
3. An inspector appointed under section 80 of the Health Protection and Promotion Act.
4. An inspector appointed under section 6 of the Occupational Health and Safety Act.
5. A licensed engineering practitioner. O. Reg. 248/03, s. 3; O. Reg. 416/09, s. 3 (1).

(2) Subsection 63 (1) of the Act does not apply to any of the following persons with respect to a test for any of the parameters listed in Schedule 1, 2 or 3 of Ontario Regulation 169/03 (Ontario Drinking Water Quality Standards) made under the Act at a small drinking water system as defined in subsection 1 (1) of the Health Protection and Promotion Act:

1. A medical officer of health.
2. A public health inspector within the meaning of the Health Protection and Promotion Act.
3. A person acting under the supervision of a medical officer of health mentioned in paragraph 1 or a public health inspector mentioned in paragraph 2. O. Reg. 416/09, s. 3 (2).

Supervised chlorine residual, turbidity and pH checks

- 3.1 (1) Subsection 63 (1) of the Act does not apply to a person who conducts,
- (a) a test under subsection 7-5 (1.1) of Schedule 7 to “Drinking Water Systems”;
 - (b) a test under subsection 8-5 (1.1) of Schedule 8 to “Drinking Water Systems”;
 - (c) a test under subsection 9-5 (1.1) of Schedule 9 to “Drinking Water Systems”; and
 - (d) a pH test under Schedule 15.1 to “Drinking Water Systems”. O. Reg. 401/07, s. 1; O. Reg. 416/09, s. 4.

(2) In subsection (1), “Drinking Water Systems” means Ontario Regulation 170/03 (Drinking Water Systems) made under the Act. O. Reg. 401/07, s. 1.

Non-municipal year-round residential systems exempt from treatment requirements

3.2 Subsection 63 (1) of the Act does not apply to a person who conducts a test required by Schedule 8 to Ontario Regulation 170/03 (Drinking Water Systems) if, pursuant to section 8-6.1 of Schedule 8 to that regulation, the test may be conducted by any person. O. Reg. 250/06, s. 1.

Continuous monitoring equipment and microbiological in-line testing equipment

4. (1) Subsections 11 (3) and 63 (1) of the Act do not apply with respect to tests for the following parameters that are conducted using continuous monitoring equipment that forms part of a drinking water system:

1. Alkalinity.
2. Aluminium.
- 2.1 Ammonia.
- 2.2 Chloramines.
3. Chlorine dioxide.
4. Colour.
5. Fluoride.
6. Free chlorine residual.
7. Free chlorine residual and total chlorine residual measured for the purpose of determining combined chlorine residual.
8. Hardness.
9. Methane.
10. Odour.
- 10.1 Ozone.
11. pH.
12. Taste.

13. Temperature.
14. Turbidity.
15. Any operational parameter described in subsection 1 (1.1). O. Reg. 248/03, s. 4 (1); O. Reg. 416/09, s. 5.

(2) Subsections 11 (3) and 63 (1) of the Act do not apply with respect to tests for a microbiological parameter that are conducted using microbiological in-line testing equipment that forms part of a drinking water system, if the Director is of the opinion that the testing method used by the equipment and the person operating the equipment is equivalent to a testing method for the parameter that is accredited by an accreditation body for drinking water testing that is designated or established under the Act. O. Reg. 248/03, s. 4 (2).

Research and method development

5. (1) Subsections 11 (3) and 63 (1) of the Act do not apply with respect to tests conducted for the principal purpose of carrying out research or developing testing methods if the Director has been notified of the tests in a form and manner approved by the Director. O. Reg. 416/09, s. 6.

(2) Subject to subsection (3), subsection (1) does not apply if, upon receipt of a notification under subsection (1), the Director provides a written request for additional information about the research being carried out or the testing methods being developed. O. Reg. 416/09, s. 6.

(3) If the Director makes a request under subsection (2), subsection (1) applies only if the Director receives the information and provides written confirmation that subsections 11 (3) and 63 (1) of the Act do not apply. O. Reg. 416/09, s. 6.

(4) For the purposes of subsection (1) and subject to subsection (5), tests conducted for the principal purpose of carrying out research or developing testing methods may include,

(a) tests that are part of scientific studies, including special audits or surveys to assess drinking water quality;

(b) tests that are part of developing drinking water testing methods; and

(c) tests that are part of a pilot study or field study to assess equipment for use as part of a drinking water system. O. Reg. 416/09, s. 6.

(5) For the purposes of subsection (1), tests conducted for the principal purpose of carrying out research or developing testing methods do not include,

(a) tests that are part of marketing research;

(b) tests that are part of consumer preference studies; and

(c) tests that are part of drinking water testing services carried out for the purpose of soliciting a product or service. O. Reg. 416/09, s. 6.

List of out-of-province eligible laboratories

6. The following requirements are prescribed for the purpose of clause 11 (5) (b) of the Act:

1. Written permission has been given for a provincial officer to inspect the laboratory before the laboratory is added to the list, if the permission is requested by the Director.

2. Written permission has been given for provincial officers to inspect the laboratory, on 24 hours notice, at any time after the laboratory is added to the list.

3. The person who will provide drinking water testing services at the laboratory has agreed in writing,

i. not to sub-contract with another person to perform a drinking water testing service at another laboratory in relation to a sample submitted for testing,

ii. to comply with,

A. sections 18, 18.1, 67 and 69 of the Act,

B. sections 9 to 13 of this Regulation,

C. Schedules 15.1 and 16 to Ontario Regulation 170/03 (Drinking Water Systems), and

D. REVOKED: O. Reg. 322/08, s. 1 (2).

E. Section 6 of Ontario Regulation 243/07 (Schools, Private Schools and Day Nurseries), and

iii. to comply with the conditions in paragraphs 3 and 4 of section 8 of this Regulation as if the person held a drinking water testing licence.

4. The Director is satisfied that,

i. drinking water testing services will be provided at the laboratory in accordance with the agreement referred to in paragraph 3, and, for that purpose, the laboratory has suitable resources, including facilities, staff, technical resources and records management systems, and

ii. drinking water testing services will be provided at the laboratory with competence, honesty and integrity. O. Reg. 248/03, s. 6; O. Reg. 254/05, s. 1; O. Reg. 401/07, s. 2; O. Reg. 322/08, s. 1.

Expiry date of drinking water testing licence

7. (1) A drinking water testing licence expires on a date set out in the licence that is not later than the fifth anniversary of the date it was issued or renewed. O. Reg. 248/03, s. 7 (1).

(2) If a drinking water testing licence is amended, the Director may extend the expiration date of the licence to a date that is not later than the fifth anniversary of the date of the amendment. O. Reg. 248/03, s. 7 (2).

Conditions of drinking water testing licence

8. The following conditions are prescribed for the purpose of paragraph 6 of subsection 75 (3) of the Act:

1. If the Director gives the licensee a certificate confirming that the licensee holds a licence, the licensee shall ensure that the certificate is conspicuously displayed so that it can be viewed by persons who go to the laboratory specified in the licence to submit samples for drinking water tests.

2. The licensee shall not sub-contract with another person to perform a drinking water testing service at another laboratory in relation to a sample submitted for testing unless the licensee gives the other person a copy of the record made under subsection 10 (2).

3. The licensee shall develop and maintain written policies and procedures for handling samples, conducting drinking water tests and reporting the results.

4. If the Director submits samples to the licensee for the purpose of a performance evaluation, the licensee shall conduct such tests as are specified by the Director and shall report the results to the Director in such manner and within such time as is specified by the Director. O. Reg. 248/03, s. 8.

Handling samples: directions to person who submits samples

9. (1) If, before submitting samples for drinking water tests, a person makes an arrangement with a person who provides drinking water testing services,

(a) the person who provides drinking water testing services shall give the other person directions on the handling of the samples, including any directions that the person who provides drinking water testing services considers appropriate with respect to,

(i) collection procedures,

(ii) the use of specified kinds of containers or of containers that are provided by the person who provides drinking water testing services,

(iii) the labelling of samples,

(iv) the completion and submission of forms that are provided by the person who provides drinking water testing services,

(v) methods of transporting samples, including temperature conditions that must be maintained during transportation, and

(vi) time periods for delivery of samples; or

(b) the person who provides drinking water testing services shall review the other person's procedures for the handling of samples and direct the person to follow those procedures, subject to such modifications as the person who provides drinking water testing services considers appropriate, including modifications with respect to the matters listed in clause (a). O. Reg. 248/03, s. 9 (1).

(2) A person who provides drinking water testing services shall make a record of all directions given under subsection (1). O. Reg. 248/03, s. 9 (2).

Handling samples: by person who provides testing services

10. (1) When a sample is submitted for a drinking water test to a person who provides drinking water testing services, the person who provides drinking water testing services shall,

(a) store the sample in a secure manner;

(b) ensure that the analyte of interest in the sample does not degrade or undergo chemical or biological changes while in the person's custody;

(c) appropriately label the sample;

(d) track the custody of the sample at all times using chain of custody procedures approved in writing by the Director; and

(e) retain the sample until the result of the drinking water test has been reported in accordance with section 12 or 12.0.1. O. Reg. 248/03, s. 10 (1); O. Reg. 416/09, s. 7.

(2) A person who provides drinking water testing services shall not accept a sample for a drinking water test without making a record of the acceptance of the sample in a form approved by the Director. O. Reg. 248/03, s. 10 (2).

Testing protocols

11. (1) No person shall conduct a drinking water test unless the test is conducted in accordance with a testing method that is,

(a) designated as an acceptable testing method for that test in the document published by and available from the Ministry entitled “Protocol of Accepted Drinking Water Testing Methods” and dated May 26, 2003, as amended from time to time; or

(b) authorized for that test by a drinking water testing licence that applies to the person. O. Reg. 248/03, s. 11 (1).

(2) Subject to section 12.0.1, a person who is required to conduct drinking water tests for more than one microbiological parameter,

(a) shall conduct separate tests for each parameter; and

(b) shall not infer the result for one parameter from a result obtained for another parameter. O. Reg. 248/03, s. 11 (2); O. Reg. 416/09, s. 8.

Test reports

12. (1) After a drinking water test is conducted by a person who provides drinking water testing services, a person designated by the person who provides those services shall review the result of the test to determine whether to authorize the reporting of the result or to require the repetition of the test or other action. O. Reg. 248/03, s. 12 (1).

(2) A person who provides drinking water testing services shall, within 28 days after the reporting of a test result is authorized pursuant to subsection (1),

(a) prepare a report on the result of the test in a form approved by the Director; and

(b) send a copy of the report to the person named, on the form referred to in subsection 10 (2), as the person to whom the result should be sent. O. Reg. 248/03, s. 12 (2).

(3) If a report prepared under subsection (2) relates to any of the following drinking water tests, the person who prepared the report shall, within 28 days after the reporting of the test result is authorized pursuant to subsection (1), give a copy of the report to the Director in the manner approved by the Director:

1. A test required under Ontario Regulation 170/03 (Drinking Water Systems).

2. A test required by an approval or order, including an order, direction or report in respect of a water works that was issued under the Ontario Water Resources Act before this Regulation came into force.

3. A test conducted by or pursuant to the direction of a provincial officer.

4. A test required under Ontario Regulation 243/07 (Schools, Private Schools and Day Nurseries) made under the Act. O. Reg. 248/03, s. 12 (3); O. Reg. 254/05, s. 2 (1); O. Reg. 401/07, s. 3 (1); O. Reg. 322/08, s. 2 (1); O. Reg. 416/09, s. 9 (1).

(3.1) If a report prepared under subsection (2) relates to a test required under Ontario Regulation 318/08 (Transitional — Small Drinking Water Systems) or Ontario Regulation 319/08 (Small Drinking Water Systems), both made under the Health Protection and Promotion Act, the person who prepared the report shall, within 28 days after the reporting of the test result is authorized pursuant to subsection (1), give a copy of the report to the medical officer of health in the manner approved by the Director. O. Reg. 322/08, s. 2 (2).

(4) REVOKED: O. Reg. 416/09, s. 9 (2).

Multiple parameter screening tests, protocols and reports

12.0.1 (1) A person who provides drinking water testing services may use a testing method that tests for more than one parameter if the test that is being conducted is designated in the document mentioned in clause 11 (1) (a) as a screening test. O. Reg. 416/09, s. 10.

(2) A person mentioned in subsection (1) shall, if the test result does not indicate any potential exceedance of a drinking water quality standard for any of the parameters tested that are listed in Schedule 1, 2 or 3 of Ontario Regulation 169/03 (Ontario Drinking Water Quality Standards) made under the Act,

(a) comply with subsections 12 (1) to (3.1); and

(b) for the purposes of clause 12 (2) (a), prepare a single report for all of the tested parameters. O. Reg. 416/09, s. 10.

(3) A person mentioned in subsection (1) shall, if the test result indicates a potential exceedance mentioned in subsection (2), comply with the following rules, and the requirements in subsections 12 (1) to (3.1) do not apply:

1. The person shall immediately prepare a report of the potential exceedance in a form approved by the Director.
2. A copy of the report prepared under paragraph 1 shall be given immediately to,
 - i. the medical officer of health by speaking with a person at the office of the medical officer of health or, if the office is closed, by speaking with a person at the on-call system of the health unit,
 - ii. the Spills Action Centre of the Ministry by speaking with a person at that centre, if the report relates to a test mentioned in subsection 12 (3), and
 - iii. a person designated by the owner of the system and the operating authority responsible for the system by speaking in person or by telephone or, if there is no operating authority responsible for the system, to a person designated by the owner of the system.
3. The person shall, as soon as reasonably possible after complying with paragraphs 1 and 2, ensure that additional tests are conducted for each parameter in respect of which there is a potential exceedance.
4. After additional testing is conducted under paragraph 3, a person designated by the person who provides the additional testing shall review the results of the additional testing to determine whether to authorize the reporting of the results or to require the repetition of the testing or other action.
5. Regardless of whether the results of the additional testing under paragraph 3 indicate an exceedance of a drinking water quality standard for a parameter, the person shall,
 - i. prepare a report on the results in a form approved by the Director immediately after the reporting of the results is authorized under paragraph 4, and
 - ii. immediately after preparing a report under subparagraph i, send a copy of the report to,
 - A. the person named, on the form referred to in subsection 10 (2), as the person to whom the results should be sent,
 - B. the Spills Action Centre of the Ministry and the medical officer of health, if the additional testing relates to a test mentioned in subsection 12 (3), and
 - C. the medical officer of health, if the additional testing relates to a test mentioned in subsection 12 (3.1). O. Reg. 416/09, s. 10.

(4) For the purposes of subsections (2) and (3), a potential exceedance of a drinking water quality standard for a parameter exists if a test result is equal to or greater than the drinking water quality standard for that parameter. O. Reg. 416/09, s. 10.

Drinking water systems governed under Health Protection and Promotion Act

12.1 (1) Subsection 18.1 (1) of the Act does not apply to a drinking water test conducted on any waters from a small drinking water system within the meaning of the Health Protection and Promotion Act unless,

- (a) the test is required under Ontario Regulation 318/08 (Transitional — Small Drinking Water Systems) or Ontario Regulation 319/08 (Small Drinking Water Systems), both made under the Health Protection and Promotion Act;
- (b) the test,
 - (i) is conducted by or pursuant to the request of the owner or operator of the small drinking water system or a person employed by the owner or operator, and
 - (ii) does not relate to water that is supplied exclusively for,
 - (A) agricultural operations,
 - (B) landscaping operations,
 - (C) industrial or manufacturing operations, including food manufacturing or processing operations, or
 - (D) swimming pool or skating rink maintenance operations;
- (c) the test is conducted pursuant to an order made under section 100, 108 or 109 of the Act or a notice of emergency response issued under section 110 of the Act;
- (d) the test is conducted pursuant to the request of the medical officer of health or a member of the staff of the medical officer of health; or
- (e) the test is conducted pursuant to the request of a person employed in the Ministry of Health and Long-Term Care, the Ministry of Labour or the Ministry of the Environment. O. Reg. 322/08, s. 3.

(2) The following are prescribed as adverse results of a drinking water test for the purpose of section 18.1 of the Act:

1. A result that exceeds any of the standards prescribed by Schedule 1, 2 or 3 to the Ontario Drinking Water Quality Standards if the result is from a sample of drinking water.

2. A result indicating the presence of *Aeromonas* spp., *Pseudomonas aeruginosa*, *Staphylococcus aureus*, *Clostridium* spp. or fecal streptococci (Group D streptococci) in a sample of drinking water.

3. A result indicating the presence of a pesticide not listed in Schedule 2 to the Ontario Drinking Water Quality Standards in a sample of drinking water, at any concentration.

4. If a permission issued under section 5 of Ontario Regulation 319/08 (Small Drinking Water Systems) or a directive issued under section 7 of that regulation establishes a maximum concentration for a parameter, a result indicating that the maximum concentration for the parameter is exceeded in a sample of drinking water.

5. A result indicating that the concentration of sodium exceeds 20 milligrams per litre in a sample of drinking water, if a report under subsection 18.1 (1) of the Act has not been made in respect of sodium in the preceding 60 months. O. Reg. 322/08, s. 3.

(3) A person who is required to report immediately under section 18.1 of the Act shall do so in accordance with subsections (4) to (6) and (10) to (13). O. Reg. 322/08, s. 3.

(4) An immediate report required under subsection 18.1 (1) of the Act must be given,

(a) to the medical officer of health, by speaking in person or by telephone with a person at the office of the medical officer of health or, if the office is closed, by speaking with a person at the on-call system of the health unit; and

(b) to the Ministry of Health and Long-Term Care, by sending a written report to that Ministry. O. Reg. 322/08, s. 3.

(5) An immediate notice required under subsection 18.1 (3) of the Act must be given by speaking in person or by telephone with a person designated for that purpose by the owner of the system. O. Reg. 322/08, s. 3.

(6) Subsection 18.1 (3) of the Act does not apply if,

(a) the person operating the laboratory makes all reasonable efforts to give the immediate notice required by subsection 18.1 (3) of the Act but is unable to do so; and

(b) the person operating the laboratory makes all reasonable efforts to give the notice, as soon as reasonably possible, by speaking in person or by telephone with a person referred to in subsection (5). O. Reg. 322/08, s. 3.

(7) A person who is required to report immediately to the medical officer of health under subsection 18.1 (1) of the Act shall also give the medical officer of health a written notice in accordance with subsections (8) to (13). O. Reg. 322/08, s. 3.

(8) A written notice required by subsection (7) must be given within 24 hours after the immediate report is given under subsection 18.1 (1) of the Act. O. Reg. 322/08, s. 3.

(9) A written notice required by subsection (7) must be given by delivering the written notice to the office of the medical officer of health. O. Reg. 322/08, s. 3.

(10) An immediate report or notice given under section 18.1 of the Act or notice given under this section must specify the adverse test result that requires the report or notice. O. Reg. 322/08, s. 3.

(11) If the person operating a laboratory gives an immediate report under section 18.1 of the Act in respect of a result that exceeds any of the standards prescribed by Schedule 1 to the Ontario Drinking Water Quality Standards for a water sample described in subsection (12), and the laboratory received notice of the test result for the other sample that, under section 1-3 of Schedule 1 to Ontario Regulation 318/08 (Transitional — Small Drinking Water Systems) or section 18 of Ontario Regulation 319/08 (Small Drinking Water Systems), was required to be taken and tested for free chlorine residual or combined chlorine residual, the immediate report must also specify that test result. O. Reg. 322/08, s. 3.

(12) Subsection (11) applies to the following water samples:

1. A water sample that was required to be tested for a microbiological parameter pursuant to an order made under section 100, 108 or 109 of the Act or a notice of emergency response issued under section 110 of the Act.

2. A water sample that was required to be tested for a microbiological parameter pursuant to the request of the medical officer of health or a member of the staff of the medical officer of health.

3. A water sample that was required to be tested for a microbiological parameter under Ontario Regulation 318/08 (Transitional — Small Drinking Water Systems) or Ontario Regulation 319/08 (Small Drinking Water Systems). O. Reg. 322/08, s. 3.

(13) Where this section requires a written notice or report, the notice or report must be in a form provided by or approved by the Director. O. Reg. 322/08, s. 3.

(14) Subsection 63 (1) of the Act does not apply to a person who conducts a test for a parameter listed in subsection 2 (1) at a drinking water system to which Ontario Regulation 319/08 (Small Drinking Water Systems) applies. O. Reg. 322/08, s. 3.

Testing records

13. (1) A person who provides drinking water testing services shall ensure that the following documents are kept for at least five years:

1. All documents related to the submission, receipt, handling and testing of water samples for drinking water tests, including the records made of directions given under section 9.

2. All results of drinking water tests, and related supporting documents.

3. All reports on the results of drinking water tests prepared under section 12 or 12.0.1, and all related supporting documents.

4. All documents relating to reports made under section 18 or 18.1 of the Act, Schedule 16 to Ontario Regulation 170/03 (Drinking Water Systems) or section 12.1 of this Regulation, including transmittal records.

4.1 All documents relating to a drinking water test in respect of which a report is required under section 6 of Ontario Regulation 243/07 (Schools, Private Schools and Day Nurseries), including transmittal records.

4.2 All documents relating to a drinking water test in respect of which a report is required under section 15.1-9 of Schedule 15.1 to Ontario Regulation 170/03 (Drinking Water Systems), including transmittal records.

5. All documents related to staff training.

6. All documents related to policies and procedures for handling samples, conducting drinking water tests and reporting the results. O. Reg. 248/03, s. 13 (1); O. Reg. 254/05, s. 3; O. Reg. 401/07, s. 4 (1); O. Reg. 322/08, s. 4; O. Reg. 416/09, s. 11.

(2) REVOKED: O. Reg. 416/09, s. 12.

(3) If a person who provides drinking water testing services created a document described in paragraph 4.1 of subsection (1) on or after June 7, 2007 and before July 26, 2007, and the document is in the possession and control of the person on July 26, 2007, the person shall ensure that the document is kept for at least five years. O. Reg. 401/07, s. 4 (2).

14. REVOKED: O. Reg. 416/09, s. 13.

Transition: Exemptions from requirement for drinking water testing licence

15. (1)-(7) REVOKED: O. Reg. 416/09, s. 14.

(8) Subsection 63 (1) of the Act does not apply to a person who conducts a test required by Schedule 8 or 9 to Ontario Regulation 170/03 (Drinking Water Systems) if, pursuant to section 8-7 of Schedule 8 or section 9-8 of Schedule 9 to that regulation, the test may be conducted by any person. O. Reg. 248/03, s. 15 (8).

(8.1) Subsection 63 (1) of the Act does not apply to a person who conducts a test for a parameter referred to in paragraph 9, 10 or 23 of subsection 2 (1) at a drinking water system to which Ontario Regulation 318/08 (Transitional — Small Drinking Water Systems) made under the Health Protection and Promotion Act applies. O. Reg. 322/08, s. 5.

(9) Subsection 11 (3) of the Act does not apply to an owner or operating authority of a drinking water system with respect to a drinking water testing service obtained from a person who, pursuant to this section, is exempt from subsection 63 (1) of the Act. O. Reg. 248/03, s. 15 (9).

16. OMITTED (PROVIDES FOR COMING INTO FORCE OF PROVISIONS OF THIS REGULATION). O. Reg. 248/03, s. 16.