

Our Ref: JP/NM/138188-3

15 June 2016

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Dear Bruce

**RE: ADVICE ON PLUMBING CODE AND WATERMARK
CERTIFICATION**

I note that you have requested advice in relation to the application of the WaterMark Certification Scheme to beverage dispensers and icemakers.

Under the *Plumbing Code of Australia*, which is given legal effect in each state and territory by legislation, beverage dispensers and icemakers are required to have a minimum certification Level 1 where such products are intended for use in contact with drinking water.

The *Plumbing Code of Australia* then provides that the products that are required to meet Level 1 certification must comply with the WaterMark Level 1 specification. The WaterMark Certification Scheme is a mandatory certification scheme in Australia for plumbing and drainage products. Further, the requirements of Australia/New Zealand Standard No. 3500.1 also require that materials and products used in a water service installation shall comply with the requirements of the National Plumbing Products Certification Scheme.

The responsible person for plumbing and drainage work where the work is carried out in NSW is required to ensure that the work complies with the *Plumbing Code of Australia* and that the work done is "code compliant". Failure to comply with that requirement is an offence punishable by a maximum fine of 100 penalty units (which at present converts to \$11,000.00).

It is also the case that if any plumbing work is performed which is required to be performed in accordance with the *Plumbing Code of*

Principals

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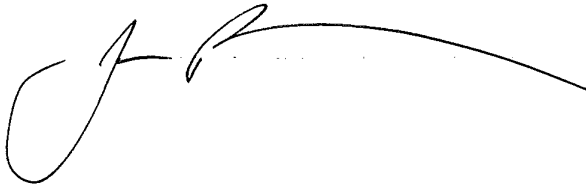
*John Cassidy LL.B.
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Australia and the work does not comply with that *Code*, it is likely to be incapable of being certified by any relevant authority such as a principal certifying authority as being complete.

I note that products which have achieved Watermark certification must be identified by the WaterMark trademark which must be displayed on the material or product.

Yours faithfully
MCW LAWYERS

A handwritten signature in black ink, appearing to read 'J C Prowse', with a long, sweeping horizontal line extending to the right.

J C PROWSE
Accredited Specialist - Commercial Litigation
Writer's email Address: jprowse@mcwlaw.com.au