

**Changes to legislation:** Water Environment and Water Services (Scotland) Act 2003, Paragraph 4 is up to date with all changes known to be in force on or before 21 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

[<sup>F1</sup>SCHEDULE 2A  
REMEDIAL AND RESTORATION MEASURES REGULATIONS: OFFENCES

**Textual Amendments**

**F1** Sch. 2A inserted (1.1.2015) by Reservoirs (Scotland) Act 2011 (asp 9), ss. 109(2), 116(1) (with s. 110); S.S.I. 2014/348, art. 2, Sch.

*Supplementary*

- 4 (1) The regulations may provide for any such offence as is mentioned in paragraph 1 to be triable—
- (a) only summarily,
  - (b) either summarily or on indictment.
- (2) The regulations may provide for such an offence which is triable only summarily to be punishable on conviction by—
- (a) imprisonment for a term not exceeding such period as is specified (which must not exceed 12 months), or
  - (b) a fine not exceeding such amount as is specified (which must not exceed level 5 on the standard scale),
- or both.
- (3) The regulations may provide for any such offence which is triable either summarily or on indictment to be punishable—
- (a) on summary conviction, by—
    - (i) imprisonment for a term not exceeding such period as is specified (which must not exceed 12 months), or
    - (ii) a fine not exceeding such amount as is specified (which must not exceed the statutory maximum),or both,
  - (b) on conviction on indictment by—
    - (i) imprisonment for a term not exceeding such period as is specified (which must not exceed 2 years), or
    - (ii) a fine,or both.]

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 23(5) inserted by [2014 asp 3 sch. 3 para. 8\(6\)\(b\)](#)