



Reservoirs (Scotland) Act 2011

2011 asp 9

PART 1

RESERVOIRS

CHAPTER 5

CONSTRUCTION OR ALTERATION OF CONTROLLED RESERVOIRS

33 Notice to SEPA and appointment of construction engineer

- (1) The reservoir manager of a controlled reservoir which is to be subject to relevant works must, not later than 28 days before the proposed relevant works begin, give notice to SEPA of the proposed works.
- (2) The reservoir manager must, not later than 28 days before the proposed relevant works begin—
 - (a) appoint a construction engineer,
 - (b) give notice to SEPA of the appointment.
- (3) “A construction engineer” is an engineer appointed under this section to supervise the relevant works until a final certificate is issued in respect of the works.
- (4) An engineer may be appointed as a construction engineer if the engineer—
 - (a) is a member of a panel of reservoir engineers established under section 27 who may (by virtue of an order under that section) be appointed under this section,
 - (b) is not disqualified by virtue of subsection (5) from being appointed as a construction engineer in relation to the reservoir.
- (5) An engineer is disqualified from being appointed as a construction engineer in relation to the reservoir if the engineer is employed by any person who is a reservoir manager of the reservoir.
- (6) In sections 34 to 41—
 - (a) references to “the construction engineer” are references to the engineer appointed for the time being as such under this section in respect of the relevant works,

Changes to legislation: There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 33. (See end of Document for details)

- (b) references to “the reservoir manager” are references to the reservoir manager of the controlled reservoir which is the subject of the relevant works.

Commencement Information

I1 S. 33 in force at 1.4.2016 by S.S.I. 2016/42, art. 2, Sch. (with art. 3)

Changes to legislation:

There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 33.