



# Reservoirs (Scotland) Act 2011

## 2011 asp 9

### PART 1

#### RESERVOIRS

#### CHAPTER 5

##### CONSTRUCTION OR ALTERATION OF CONTROLLED RESERVOIRS

#### **38 Construction certificates**

- (1) The construction engineer must give the reservoir manager a construction certificate as soon as is reasonably practicable after being satisfied that the construction or (as the case may be) alteration has been completed to a satisfactory standard.
- (2) The construction certificate must in any event be issued not later than the final certificate in respect of the works.
- (3) A construction certificate must—
  - (a) certify that the construction or (as the case may be) alteration has been executed effectively in accordance with the drawings and descriptions included in the annex to the certificate,
  - (b) include an annex containing detailed drawings and descriptions giving full information about the works for the construction or (as the case may be) the alteration, including the dimensions, water levels and details of the geological strata or deposits encountered in trial holes or excavations made in connection with the works,
  - (c) include such other information as the Scottish Ministers by regulations require.
- (4) The construction engineer must, not later than 28 days after giving a construction certificate, give SEPA a copy of it.

#### **Commencement Information**

**II** S. 38(1)(2)(3)(a)(3)(b)(4) 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 38. (See end of Document for details)*

---

- |           |                                                                                                                                  |
|-----------|----------------------------------------------------------------------------------------------------------------------------------|
| <b>I2</b> | S. 38(3)(c) in force at 1.1.2015 for specified purposes by <a href="#">S.S.I. 2014/348, art. 2, Sch.</a>                         |
| <b>I3</b> | S. 38(3)(c) in force at 1.4.2016 in so far as not already in force by <a href="#">S.S.I. 2016/42, art. 2, Sch.</a> (with art. 3) |

**Changes to legislation:**

There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 38.