



# Reservoirs (Scotland) Act 2011

## 2011 asp 9

### PART 1

#### RESERVOIRS

#### CHAPTER 8

##### DISPUTE REFERRAL

#### **60 Referral to referee: requirements in preliminary certificate or final certificate**

- (1) The reservoir manager to whom a preliminary certificate or final certificate is given may challenge any of the matters mentioned in subsection (2) by referring it to a referee in accordance with regulations made under section 64(1).
- (2) The matters are—
  - (a) the level of water specified in the preliminary certificate in accordance with section 37(2)(a),
  - (b) any requirement specified in the preliminary certificate in accordance with section 37(2)(c),
  - (c) any recommendation contained in the final certificate in accordance with section 39(2)(b),
  - (d) any matter specified in the final certificate in accordance with section 39(2)(c),
  - (e) any requirement imposed in the final certificate in accordance with section 39(7)(a) or (c).
- (3) Where a referral is made under subsection (1), the matter referred is suspended until the reference has been determined or withdrawn.