

SCHEDULE 2

Article 3

The modifications and adaptations of Schedule 4 to the Act referred to in Article 3 of this Order are—

Section 10(3)

“If the West of Scotland Water Authority—

- (a) fail to construct or maintain in good order any such gauge as is mentioned in the West of Scotland Water Authority (Kilberry, Allt Dail A'Chairn) Water Order 1999, or refuse to allow any person interested to inspect and examine any such gauge or any records made thereby or kept them in connection therewith or to take copies of any such records; or
- (b) take any water contrary to the provisions of the West of Scotland Water Authority (Kilberry, Allt Dail A'Chairn) Water Order 1999,

they shall, without prejudice to their civil liability, if any, to a person aggrieved, be liable, in the case of an offence under paragraph (a) of this subsection, on summary conviction to a fine not exceeding level 3 on the standard scale and, in the case of an offence under paragraph (b) of this subsection—

- (i) on summary conviction, to a fine not exceeding the statutory maximum; and
- (ii) on conviction on indictment, to a fine.”