

SCHEDULE 10

FORM OF FINAL CERTIFICATE

PART 2

FORM OF FINAL CERTIFICATE UNDER SECTION 39(3) OF THE ACT

FINAL CERTIFICATE BY CONSTRUCTION ENGINEER UNDER SECTION 39(3) OF THE RESERVOIRS (SCOTLAND) ACT 2011	
Reservoir registration number: <i>[insert reservoir registration number as specified in the controlled reservoirs register]</i>	
I <i>[insert name of engineer]</i> of <i>[insert address of engineer]</i> being a member of <i>[insert name of panel to which engineer is appointed]</i> , appointed to supervise relevant works for the purpose of the discontinuance of a controlled reservoir [known as <i>[insert name of reservoir]</i>] (<i>delete if the reservoir has no name</i>) located at <i>[insert location of reservoir, with sufficient detail to identify it (including the national grid reference for the approximate centre of the reservoir)]</i> , am satisfied:	
<ul style="list-style-type: none">• that the discontinuance has been safely completed,• that the resulting structure is incapable of holding <i>[insert relevant figure]</i> (<i>see Note (1)</i>) cubic metres of water above the natural level of any part of the surrounding land, and• that the resulting structure or area is sound and satisfactory and may safely be used for the collection and storage of water.	
The level of water held in the reservoir must not exceed <i>[insert the level (above ordnance datum) that the water in the reservoir must not exceed]</i> ("the specified level"). The reservoir manager must ensure that the level of water in the reservoir does not exceed the specified level.	
[The following requirements are imposed as to the manner in which the level of the water in the reservoir may be increased or decreased: - <i>[insert requirements that the engineer considers appropriate as to the manner in which the level of water in the reservoir may be increased or decreased].</i>] (<i>delete if there are no such requirements</i>)	
A copy of the construction certificate issued in respect of the construction or (as the case may be) alteration on <i>[insert date on which the construction certificate was issued]</i> is attached to this final certificate (<i>see Note (2)</i>).	
Signature of engineer	
Date signed	

Notes

(1) By virtue of article 3(1) ("the article") of the Reservoirs (Scotland) Act 2011 (Commencement No. 5 and Transitional Provision) Order 2016, the relevant figure is "25,000" until the day on which section 12 of the Reservoirs (Scotland) Act 2011 ("the 2011 Act") is commenced for all purposes. From that day onwards, the modifications made by the article to section 39(3)(b) of the 2011 Act will no longer apply and, in consequence, the relevant figure will be "10,000".

(2) In accordance with section 39(8) of the 2011 Act, a copy of the construction certificate must be attached.