



Water Industry (Scotland) Act 2002

2002 asp 3

PART 3

SCOTTISH WATER

Miscellaneous

58 Records

- (1) This section applies to all records (in whatever form or medium)—
 - (a) transferred to Scottish Water by virtue of this Act,
 - (b) created or acquired by it in the exercise of any of its functions, or
 - (c) otherwise in its keeping.
- (2) Scottish Water must, after consulting the Keeper of the Records of Scotland, make arrangements for the preservation and management of the records and must ensure that the records are preserved and managed in accordance with those arrangements.
- (3) Scottish Water may from time to time revise those arrangements but before making any material change must consult the Keeper.
- (4) Despite subsection (2), Scottish Water may dispose of records which in its opinion are not worthy of preservation.
- (5) Scottish Water—
 - (a) must ensure that the Keeper has, at all reasonable hours, unrestricted access to the records preserved by it,
 - (b) may afford facilities for any person to inspect and, on payment of a reasonable fee, to obtain copies of or extracts from those records.
- (6) Nothing in subsection (5)(b) permits infringement of copyright or contravention of conditions subject to which records are in the keeping of Scottish Water.
- (7) If any enactment makes provision relating to records of a specific kind which is inconsistent with subsections (1) to (6), those subsections are subject to that enactment.