



Reservoirs (Scotland) Act 2011

2011 asp 9

PART 1

RESERVOIRS

CHAPTER 2

REGISTRATION

17 Offences: registration

- (1) Failure by the reservoir manager of a controlled reservoir to comply with any of the following requirements under this Chapter relating to registration is an offence—
 - (a) the requirements of section 10(1) or of regulations made under section 10(2),
 - (b) the requirements of section 11(1), 12(1) or 13,
 - (c) the requirements of section 15(1) or (2).
- (2) A reservoir manager who, in relation to any requirement referred to in subsection (1), knowingly or recklessly gives information which is false or misleading in a material respect commits an offence.
- (3) A reservoir manager guilty of an offence under subsection (1) or (2) in relation to a controlled reservoir which is, at the time the offence is committed, a high-risk reservoir is liable on summary conviction to a fine not exceeding level 5 on the standard scale.
- (4) A reservoir manager guilty of an offence under either of those subsections in relation to any other controlled reservoir is liable on summary conviction to a fine not exceeding level 4 on the standard scale.
- (5) It is a defence to a charge in proceedings for an offence under subsection (1) that the person did not know and could not reasonably be expected to have known that the person was the reservoir manager of a controlled reservoir to whom the requirement concerned applied.

Changes to legislation: There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 17. (See end of Document for details)

Commencement Information

II [S. 17](#) in force at 1.4.2015 for specified purposes by [S.S.I. 2015/63](#), art. 2, **Sch.**

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