



# Reservoirs (Scotland) Act 2011

## 2011 asp 9

### PART 1

#### RESERVOIRS

### CHAPTER 3

#### RISK DESIGNATION

#### **19 First risk designation**

- (1) SEPA must, as soon as is reasonably practicable after the end of the period referred to in section 18(4)(d) and having taken into account any representations made in that period, give the controlled reservoir a risk designation.
- (2) In giving a risk designation, SEPA must take into account the matters mentioned in section 22.
- (3) A risk designation is a designation of the reservoir as one of the types referred to in paragraphs (a) to (c) of section 18(3).
- (4) SEPA may not give the reservoir a risk designation before the end of the period during which representations may be made under section 18(4).
- (5) SEPA gives the reservoir a risk designation by giving the reservoir manager notice—
  - (a) specifying the risk designation given,
  - (b) specifying the reasons for the risk designation,
  - (c) giving information about the right under section 23 to apply for a review of the risk designation.