



Reservoirs (Scotland) Act 2011

2011 asp 9

PART 1

RESERVOIRS

CHAPTER 3

RISK DESIGNATION

21 Decision following a periodic review

- (1) SEPA must, having taken into account any representations made in accordance with section 20(3), either—
 - (a) confirm the risk designation the reservoir had immediately before the review, or
 - (b) give the reservoir a risk designation as one of the other types referred to in paragraphs (a) to (c) of section 18(3).
- (2) In doing so, SEPA must take into account the matters mentioned in section 22.
- (3) SEPA may not make a decision under subsection (1) before the end of the period during which representations may be made under section 20(3).
- (4) SEPA does as is specified in paragraph (a) or (b) of subsection (1) by giving the reservoir manager notice—
 - (a) specifying whether it confirms the risk designation or gives the reservoir a different risk designation,
 - (b) where it gives the reservoir a different risk designation, specifying the different risk designation concerned,
 - (c) specifying the reasons for its decision,
 - (d) giving information about the right of review under section 23 against the risk designation.