



# Reservoirs (Scotland) Act 2011

## 2011 asp 9

### PART 1

### RESERVOIRS

### CHAPTER 6

#### OTHER REQUIREMENTS: HIGH-RISK RESERVOIRS AND MEDIUM-RISK RESERVOIRS

#### 46 Inspections: timing

- (1) Subject to subsection (3), inspections of a high-risk reservoir must be carried out—
  - (a) before the end of the period of 2 years beginning with the date of any final certificate for the time being applicable to the reservoir, and
  - (b) at each of the following times—
    - (i) at any time recommended by the supervising engineer under section 50(3),
    - (ii) at any time recommended in an inspection report under section 47,
    - (iii) before the end of the period of 10 years beginning with the date of the latest inspection.
- (2) Subject to subsection (3), inspections of a medium-risk reservoir must be carried out at each time recommended by the supervising engineer under section 50(3).
- (3) Where a construction engineer is appointed to supervise relevant works at a high-risk reservoir or a medium-risk reservoir—
  - (a) each inspection which, at the date of the appointment, is due to be carried out is cancelled, and
  - (b) the next inspection must be carried out—
    - (i) in the case of a high-risk reservoir, in accordance with subsection (1) (a),
    - (ii) in the case of a medium-risk reservoir, at any time recommended by the supervising engineer under section 50(3) which is after the end of the period of 2 years beginning with the date of the final certificate for the relevant works.

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**Changes to legislation:** There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 46. (See end of Document for details)

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- (4) In this section and section 47, references to “the supervising engineer” are references to the engineer appointed for the time being as such under section 49 in relation to the reservoir.

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**Commencement Information**

**II** S. 46 in force at 1.4.2016 by S.S.I. 2016/42, art. 2, Sch. (with art. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 46.