



# Reservoirs (Scotland) Act 2011

## 2011 asp 9

### PART 1

#### RESERVOIRS

#### CHAPTER 9

##### CIVIL ENFORCEMENT, EMERGENCY POWERS AND FURTHER OFFENCES

##### *Miscellaneous*

#### **99 Offences: sections 97 and 98**

- (1) A reservoir manager of a controlled reservoir who fails, without reasonable excuse, to comply with any of the following requirements commits an offence—
  - (a) the requirements of section 97 (affording of reasonable facilities to engineers),
  - (b) the requirements of section 98 (provision of information and assistance to SEPA).
- (2) A reservoir manager of a controlled reservoir who intentionally alters, suppresses or destroys a document which the person has been required by virtue of either of those sections to produce commits an offence.
- (3) A reservoir manager guilty of an offence under subsection (1) or (2)—
  - (a) 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,
  - (b) in relation to any other controlled reservoir is liable on summary conviction to a fine not exceeding level 4 on the standard scale.

#### **Commencement Information**

**II** S. 99(1)(b)(2)(3) in force at 1.4.2015 by S.S.I. 2015/63, art. 2, Sch.

**Status:**

Point in time view as at 01/04/2015. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 99.