



# Water Resources (Scotland) Act 2013

## 2013 asp 5

### PART 7

#### WATER SHORTAGE ORDERS

##### *Appeal and offence*

#### **43 Appeal against order**

- (1) A person who is aggrieved by a water shortage order may appeal to the sheriff against—
  - (a) the making of the order,
  - (b) the terms of the order.
- (2) An appeal under subsection (1) must be made—
  - (a) by way of summary application,
  - (b) within the period of 14 days beginning with the day on which notice of the order is published under paragraph 6 of schedule 1.
- (3) The sheriff may suspend the effect of the order (or of any part of it) pending the determination of the appeal.
- (4) In the appeal, the sheriff may—
  - (a) affirm the order,
  - (b) direct the Scottish Ministers to—
    - (i) amend the order in a specified manner,
    - (ii) revoke the order wholly or partly.
- (5) The sheriff's determination of the appeal is final, except on a point of law.

#### **Commencement Information**

**II** S. 43 in force at 10.6.2013 by [S.S.I. 2013/163](#), art. 3, [Sch.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Water Resources (Scotland) Act 2013, Section 43.