



Pow of Inchaffray Drainage Commission (Scotland) Act 2019

2019 asp 2

PART 1

THE COMMISSION

Heritors' meetings etc.

7 Heritors' meetings convened by the Commission

- (1) The Commission must convene a heritors' meeting—
 - (a) when necessary to appoint a Commissioner in accordance with this Act,
 - (b) before each general business meeting of the Commission,
 - (c) where requested to do so by three or more heritors, to consider a resolution to—
 - (i) alter the number of Commissioners in accordance with section 2(3),
 - (ii) include a ditch in accordance with section 3(2)(c),
 - (iii) exclude a ditch in accordance with section 3(3),
 - (iv) alter the boundaries between sections in accordance with section 3(6),
 - (v) terminate the appointment of a Commissioner in accordance with paragraph 13(4) of schedule 2.
- (2) The Commission may convene a heritors' meeting for any other purpose at any time.
- (3) The Commission is to convene a heritors' meeting by giving not less than 10 days' notice to each heritor.
- (4) A notice convening a heritors' meeting must state the place, date, time and purpose of the meeting.
- (5) A notice convening a heritors' meeting in accordance with subsection (1)(b) must include the agenda for the meeting of the Commission.
- (6) The quorum of a heritors' meeting is three heritors.

(7) The Clerk may attend a heritors' meeting.

8 Heritor's representative

- (1) A heritor may from time to time appoint a person as the heritor's representative for the purposes of this Act ("a heritor's representative"), by giving notice of the appointment to the Clerk.
- (2) The heritor may terminate the appointment at any time by giving notice to the Clerk.
- (3) References in this Act to a heritor include the heritor's representative in place of the heritor except—
 - (a) in—
 - (i) section 10,
 - (ii) section 16,
 - (iii) the term "heritor's land",
 - (b) where the context otherwise requires.

9 Alterations by heritors

A resolution is passed in compliance with this section if the heritors who vote for it represent at least 75% of the sum of the chargeable values of all heritors' land.