

Status: This version of this contains provisions that are prospective.

Changes to legislation: Water Environment and Water Services (Scotland) Act 2003, Paragraph 4 is up to date with all changes known to be in force on or before 24 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

SCHEDULE 4 MODIFICATIONS OF PART III OF THE 1980 ACT

PROSPECTIVE

- 4 (1) Part II of Schedule 3 (provisions as to laying communication and supply pipes etc.) is amended as follows.
- (2) In paragraph 4, after sub-paragraph (2) insert—
- “(3) In relation to a service pipe not vested in Scottish Water, Scottish Water may recover from the person in whom the service pipe is vested any expenses reasonably incurred by Scottish Water under sub-paragraph (1) or (2) of this paragraph in connection with the inspection, repair, alteration, renewal, removal or replacement of the service pipe.
- (4) In relation to a communication pipe laid by any person in pursuance of an authorisation under section 23A(1) and vested in that person, sub-paragraphs (1) and (2) of this paragraph (except so far as conferring power to lay service pipes) apply to that person as they apply to Scottish Water.”
- (3) In paragraph 6, after sub-paragraph (1) insert—
- “(1A) Sub-paragraph (1) does not apply in relation to the laying of any part of a communication pipe in respect of which an authorisation under section 23A(1) is in force.”

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 23(5) inserted by [2014 asp 3 sch. 3 para. 8\(6\)\(b\)](#)