



2015 CHAPTER 8

PART 3

CONSTRUCTION OR ALTERATION OF CONTROLLED RESERVOIRS

Offences: construction or alteration

Offences: failure to comply with safety direction in safety report, preliminary certificate or final certificate

53.—(1) Failure by a reservoir manager of a controlled reservoir without lawful excuse to comply with any of the following requirements under this Part is an offence—

- (a) the requirements in section 46(1) (ensuring compliance with direction in safety report as to taking of safety measure),
- (b) the requirements in section 50 (ensuring compliance with preliminary certificate or final certificate).

(2) A reservoir manager guilty of an offence under subsection (1) is liable—

- (a) on conviction on indictment to imprisonment for a term not exceeding 2 years, or to a fine, or to both,
- (b) on summary conviction to imprisonment for a term not exceeding 6 months, or to a fine not exceeding the statutory maximum, or to both.

(3) Section 74 makes provision as to further remedies available on conviction of an offence referred to in subsection (1)(a).