



2015 CHAPTER 8

PART 5

DISPUTE REFERRAL

Referral to referee: requirements in preliminary certificate or final certificate

62.—(1) The reservoir manager to whom a preliminary certificate or final certificate is given may challenge any of the matters mentioned in subsection (2) by referring it to a referee in accordance with regulations made under section 66(1).

(2) The matters are—

- (a) the level of water specified in the preliminary certificate in accordance with section 47(2)(a),
- (b) any requirement specified in the preliminary certificate in accordance with section 47(2)(c) (manner of increasing or decreasing level of water),
- (c) any recommendation contained in the final certificate in accordance with section 49(2)(b) (as to when next inspection of reservoir should take place),
- (d) any matter specified in the final certificate in accordance with section 49(2)(c) (monitoring of matters by supervising engineer),
- (e) any requirement imposed in the final certificate in accordance with section 49(7)(a) or (c) (maximum level and manner of increasing or decreasing level of water).

(3) Where a referral is made under subsection (1), the matter referred is suspended until the reference has been determined or withdrawn.