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SCOTTISH STATUTORY INSTRUMENTS

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**2005 No. 348**

**The Water Environment (Controlled Activities) (Scotland) Regulations 2005**

**PART IX**

**General**

**Notices**

- 53.**—(1) Any notice served or given under these Regulations by the Scottish Ministers or SEPA—
- (a) shall be in writing; and
  - (b) may be withdrawn, varied or revoked by a further notice in writing (whether before or after the notice has come into effect).
- (2) Any such notice may be served on or given to a person by leaving it at that person's proper address or by sending it by post to that person at that address.
- (3) Any such notice may—
- (a) in the case of a body corporate, be served on the secretary or clerk of that body;
  - (b) in the case of a partnership, be served on or given to a partner or person having the control or management of the partnership business.
- (4) For the purpose of this regulation and of paragraph 4 of Schedule 1 to the Scotland Act 1998 (Transitory and Transitional Provisions) (Publication and Interpretation etc. of Acts of the Scottish Parliament) Order 1999<sup>(1)</sup> in its application to this regulation, the proper address of any person on or to whom any such notice is to be served or given shall be the last known address of that person, except that—
- (a) in the case of a body corporate or their secretary or clerk, it shall be the address of the registered or principal office of that body;
  - (b) in the case of a partnership or person having the control or management of the partnership business, it shall be the principal office of the partnership,
- and for the purposes of this paragraph the principal office of a company registered outside of the United Kingdom or of a partnership carrying on business outside the United Kingdom shall be their principal office within the United Kingdom.
- (5) If the person to be served with or given any such notice has specified an address in the United Kingdom other than the proper address of that person within the meaning of paragraph (4) as the one at which that person or someone on behalf of that person will accept notices of the same description as that notice, that address shall be treated for the purposes of this regulation and the Scotland Act 1998 (Transitory and Transitional Provisions) (Publication and Interpretation etc. of Acts of the Scottish Parliament) Order 1999 as the proper address of that person.

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(1) S.I.1999/1379.

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**Status:** *This is the original version (as it was originally made).*

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