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DRAFT STATUTORY INSTRUMENTS

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**2015 No.**

**The Reservoirs (Scotland) Act 2011 (Restrictions on Disclosure of Information in relation to National Security etc.) Order 2015**

**Restrictions on disclosure of information about controlled reservoirs by relevant authority**

**3.**—(1) If the Secretary of State is of the opinion that disclosure of any information relating to a controlled reservoir would be contrary to the interests of national security, the Secretary of State may serve on a relevant authority a notice (a “non-disclosure notice”) in relation to that information.

(2) The non-disclosure notice must—

- (a) be in writing;
- (b) specify the information to which it relates; and
- (c) state whether article 4 applies to any of that information and, if so, which information.

(3) Where a non-disclosure notice has been served in respect of any information—

- (a) the relevant authority on whom the notice is served must not—
  - (i) publish the information (or any part of it);
  - (ii) disclose the information (or any part of it) to any person; or
  - (iii) require a person to publish or disclose to another the information (or any part of it);and
- (b) where the relevant authority on whom the notice is served is SEPA, SEPA must ensure that the information is not included in the controlled reservoirs register.