



# Sewerage (Scotland) Act 1968

## 1968 CHAPTER 47

### PART II

#### TRADE EFFLUENTS

##### *Control of new discharges*

### **32 Review of consents, conditions and refusals.**

- (1) [<sup>F1</sup>Scottish Water] may, and when requested so to do by the occupier of the premises in question shall, by direction review a decision made by [<sup>F2</sup>it] under section 29 above.
- (2) Before making a direction under this section, [<sup>F3</sup>Scottish Water] shall intimate to the owner and occupier of the premises in question that [<sup>F4</sup>it proposes] to make such a direction, and [<sup>F5</sup>its] reasons therefor, and inform the owner and occupier that they may, within 28 days of receipt of the intimation, make representations to [<sup>F6</sup>it] in respect of the proposals.
- (3) Before making such a direction [<sup>F7</sup>Scottish Water] shall take into account any representations made in pursuance of subsection (2) above.
- (4) Section 29 above except subsection (2), and section 30 above except subsection (1) so far as relating to intimation to any <sup>F8</sup>... other body, shall, with any necessary modifications, apply to such a direction as they apply to a decision under the said section 29.
- (5) No review under this section may take place earlier than two years after the making of a decision under the said section 29, and thereafter reviews may take place at intervals of not less than two years, unless in either case [<sup>F7</sup>Scottish Water] and the applicant otherwise agree in writing.
- (6) A direction under this section shall take effect from a date specified therein, but not earlier than 3 months after the date of the direction.
- (7) Where a direction is made under this section relating to the discharge of trade effluent from any premises, the occupier of the premises may appeal against the direction to the

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**Changes to legislation:** Sewerage (Scotland) Act 1968, Section 32 is up to date with all changes known to be in force on or before 02 June 2023. 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

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Secretary of State, who may dispose of the appeal in any way competent to [F7Scottish Water] in making the direction.

#### Textual Amendments

- F1 Words in s. 32(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 2](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F2 Word in s. 32(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 30\(a\)](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F3 Words in s. 32(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 3](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F4 Words in s. 32(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 30\(b\)\(i\)](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F5 Word in s. 32(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 30\(b\)\(ii\)](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F6 Words in s. 32(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 30\(b\)\(iii\)](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F7 Words in s. 32(3)(5)(7) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 4](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)
- F8 Words in s. 32(4) repealed (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 30\(c\)](#) (with s. 67); [S.S.I. 2002/118](#), [art. 2](#)

#### Modifications etc. (not altering text)

- C1 Ss. 24-38 (Pt. II) excluded (30.6.1993) by [S.I. 1993/1446](#), [reg. 3\(3\)](#).  
Ss. 26-32 applied (30.6.1993) by [S.I. 1993/1446](#), [reg. 3\(2\)\(b\)](#).

**Changes to legislation:**

Sewerage (Scotland) Act 1968, Section 32 is up to date with all changes known to be in force on or before 02 June 2023. 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.

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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. 3A(3) inserted by [2003 asp 3 s. 30\(1\)](#)
- s. 8(1A) inserted by [2003 asp 3 s. 30\(2\)\(a\)](#)
- s. 12(2A) inserted by [2003 asp 3 s. 30\(3\)](#)
- s. 14A-14C inserted by [2003 asp 3 s. 30\(4\)](#)
- s. 16A(3) inserted by [2003 asp 3 s. 30\(5\)](#)
- s. 29A(3)(b)(c) substituted for s. 29A(3)(b) by [2014 asp 3 sch. 3 para. 1\(2\)\(b\)](#)