



Sewerage (Scotland) Act 1968

1968 CHAPTER 47

PART I

GENERAL PROVISIONS AS TO SEWERAGE

Duties and powers of local authorities

4 Power of local authority to close or alter public sewers etc.

[^{F1}Scottish Water] may, if [^{F2}it thinks] fit, close, alter, replace or remove any sewer [^{F3}, SUD system], sewage treatment works or other works vested in [^{F4}it] by virtue of this Act [^{F5}or of [^{F6}the Water Industry (Scotland) Act 2002 (asp 3)]], but, before any person who is lawfully using the sewer [^{F7}, system] or works for any purpose is deprived by [^{F8}Scottish Water] of that use, [^{F9}it] shall provide a sewer [^{F3}, SUD system] or works equally effective for that use and shall at [^{F10}its] expense carry out any work necessary to connect his drain or private sewer [^{F7}, system] with the sewer or works so provided.

Textual Amendments

- F1** Words in s. 4 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** Words in s. 4 substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, **Sch. 5 para. 9(a)** (with s. 67); S.S.I. 2002/118, **art. 2**
- F3** Words in s. 4 inserted (30.11.2007) by [Water Environment and Water Services \(Scotland\) Act 2003 \(asp 3\)](#), s. 38(1), **Sch. 3 para. 6(a)**; S.S.I. 2007/512, art. 2(c)
- F4** Word in s. 4 substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, **Sch. 5 para. 9(b)** (with s. 67); S.S.I. 2002/118, **art. 2**
- F5** Words in s. 4 inserted (1.4.1996) by 1994 c. 39, s. 180(1), **Sch. 13 para. 75(5)(b)**; S.I. 1996/323, **art. 4(1)(b)(c)**
- F6** Words in s. 4 substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, **Sch. 5 para. 9(c)** (with s. 67); S.S.I. 2002/118, **art. 2**
- F7** Word in s. 4 inserted (30.11.2007) by [Water Environment and Water Services \(Scotland\) Act 2003 \(asp 3\)](#), s. 38(1), **Sch. 3 para. 6(b)**; S.S.I. 2007/512, art. 2(c)

Changes to legislation: Sewerage (Scotland) Act 1968, Section 4 is up to date with all changes known to be in force on or before 27 December 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](#)

- F8** Words in s. 4 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](#)
- F9** Word in s. 4 substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\), s. 71, Sch. 5 para. 9\(d\)](#) (with s. 67); [S.S.I. 2002/118, art. 2](#)
- F10** Word in s. 4 substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\), s. 71, Sch. 5 para. 9\(e\)](#) (with s. 67); [S.S.I. 2002/118, art. 2](#)

Modifications etc. (not altering text)

- C1** S. 4 applied with modifications (1.4.1992) by [Environmental Protection Act 1990 \(c. 43, SIF 46:4\), s. 45\(10\)](#); [S.I. 1992/266, art. 3](#).

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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\(2\)\(b\)](#)