



Sewerage (Scotland) Act 1968

1968 CHAPTER 47

PART I

GENERAL PROVISIONS AS TO SEWERAGE

Duties and powers of local authorities

8 Agreements as to provision of sewers etc. for new premises.

- (1) Subject to subsection (2) below, where [^{F1}Scottish Water is] satisfied that premises are to be constructed within [^{F2}its] area by any person, [^{F3}it] may enter into an agreement with that person as respects the provision by that person or by [^{F4}it] of sewers [^{F5}, SUD systems]and sewage treatment works to serve those premises, and any such agreement may specify the terms and conditions on which the work is to be carried out, including provision as to the taking over by [^{F6}Scottish Water] of [^{F7}SUD systems and] sewage treatment works so provided, and, in relation to any premises served or to be served by the sewers [^{F5}, SUD systems] or works, shall be enforceable against [^{F8}Scottish Water] by the owner or occupier of the premises for the time being.
- (2) An agreement under the foregoing subsection may only be entered into by [^{F9}Scottish Water] where [^{F10}it has] no duty under section 1 above to provide public sewers to serve the premises.

Textual Amendments

- F1** Words in s. 8(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 12\(a\)\(i\)](#) (with s. 67); S.S.I. 2002/118, [art. 2](#)
- F2** Word in s. 8(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 12\(a\)\(ii\)](#) (with s. 67); S.S.I. 2002/118, [art. 2](#)
- F3** Word in s. 8(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 12\(a\)\(iii\)](#) (with s. 67); S.S.I. 2002/118, [art. 2](#)
- F4** Word in s. 8(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, [Sch. 5 para. 12\(a\)\(iv\)](#) (with s. 67); S.S.I. 2002/118, [art. 2](#)

Changes to legislation: Sewerage (Scotland) Act 1968, Section 8 is up to date with all changes known to be in force on or before 17 March 2024. 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

- F5** Words in s. 8(1) inserted (30.11.2007) by [Water Environment and Water Services \(Scotland\) Act 2003 \(asp 3\)](#), s. 38(1), **Sch. 3 para. 8(a)**; S.S.I. 2007/512, art. 2(c)
- F6** Words in s. 8(1) 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**
- F7** Words in s. 8(1) inserted (30.11.2007) by [Water Environment and Water Services \(Scotland\) Act 2003 \(asp 3\)](#), s. 38(1), **Sch. 3 para. 8(b)**; S.S.I. 2007/512, art. 2(c)
- F8** Words in s. 8(1) 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** Words in s. 8(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, **Sch. 5 para. 12(b)(i)** (with s. 67); S.S.I. 2002/118, **art. 2**
- F10** Words in s. 8(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\)](#), s. 71, **Sch. 5 para. 12(b)(ii)** (with s. 67); S.S.I. 2002/118, **art. 2**

Changes to legislation:

Sewerage (Scotland) Act 1968, Section 8 is up to date with all changes known to be in force on or before 17 March 2024. 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 :

- s. 8(2) repealed by [2003 asp 3 s. 30\(2\)\(b\)](#)

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