



# Tenements (Scotland) Act 2004

## 2004 asp 11

### *Installation of service pipes etc.*

#### **19 Installation of service pipes etc.**

- (1) Subject to subsections (2) and (3) below and to section 17 of this Act, an owner shall be entitled—
- (a) to lead through any part of the tenement such pipe, cable or other equipment; and
  - (b) to fix to any part of the tenement, and keep there, such equipment,
- as is necessary for the provision to that owner's flat of such service or services as the Scottish Ministers may by regulations prescribe.
- (2) The right conferred by subsection (1) above is exercisable only in accordance with such procedure as the Scottish Ministers may by regulations prescribe; and different procedures may be so prescribed in relation to different services.
- (3) An owner is not entitled by virtue of subsection (1) above to lead anything through or fix anything to any part which is wholly within another owner's flat.
- (4) This section is without prejudice to any obligation imposed by virtue of any enactment relating to—
- (a) planning;
  - (b) building; or
  - (c) any service prescribed under subsection (1) above.

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

- C1** S. 19 applied in part (13.7.2018) by [The Tenements \(Scotland\) Act 2004 \(Gas Services\) Order 2018](#) (S.I. 2018/658), arts. 1(1), 3 (with art. 4)

#### **Commencement Information**

- I1** S. 19 in force at 28.11.2004 by [S.S.I. 2004/487](#), art. 2(1)(c)

**Changes to legislation:**

There are currently no known outstanding effects for the Tenements (Scotland) Act 2004, Section 19.