



# Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

## PART 6

### THE ENVIRONMENT

#### *Graffiti*

#### **60 Graffiti removal notice: content and service**

- (1) A graffiti removal notice shall explain the effects of sections 61, 63 and 64.
- (2) Subject to subsection (3), subsections (2) to (5) of section 160 of the 1990 Act shall apply in relation to the service of a graffiti removal notice as they apply to any notice required or authorised to be served under that Act.
- (3) Where, after reasonable enquiry, a local authority is unable to ascertain the name or proper address of any person upon whom a graffiti removal notice may be served, it may—
  - (a) affix the notice to the surface to which it relates; and
  - (b) in so far as is reasonably necessary for that purpose, enter any land.
- (4) In subsection (3), “proper address” shall be read in accordance with section 160(4) and (5) of the 1990 Act.
- (5) Where a graffiti removal notice is affixed in accordance with subsection (3), it shall be treated as having been served on a person on whom it may be served.