
Changes to legislation: There are currently no known outstanding effects for the Water Services etc. (Scotland) Act 2005, Paragraph 9. (See end of Document for details)

SCHEDULE 2 LICENCES AND COMPLIANCE: FURTHER PROVISION

Enforcement notices: offences

- 9 (1) Any water services provider or sewerage services provider, on whom an enforcement notice has been served, who—
- (a) fails to rectify, or (as the case may be) fails to take steps to prevent the recurrence of, a contravention specified in the notice—
 - (i) by the date specified in relation to the contravention under sub-paragraph (2)(c) of paragraph 8; or
 - (ii) where a later date has been substituted for that date under sub-paragraph (11)(b) of that paragraph, by that later date; or
 - (b) fails to complete a step specified under sub-paragraph (2)(d) of paragraph 8—
 - (i) by the date specified in relation to that step under sub-paragraph (3) of that paragraph; or
 - (ii) where a later date has been substituted for that date under sub-paragraph (11)(b) of that paragraph, by that later date,
- is guilty of an offence.
- (2) An offence under sub-paragraph (1) may be charged by reference to any day or longer period of time; and a provider may be convicted of a second or subsequent offence under that sub-paragraph by reference to any period of time following conviction for such an offence.
- (3) A person who is guilty of an offence under sub-paragraph (1) is liable—
- (a) on summary conviction, to a fine not exceeding the statutory maximum; or
 - (b) on indictment, to a fine.

Commencement Information

II Sch. 2 para. 9 in force at 7.9.2006 by [S.S.I. 2006/445](#), [art. 2](#), [Sch.](#)

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