



Reservoirs (Scotland) Act 2011

2011 asp 9

PART 1

RESERVOIRS

CHAPTER 6

OTHER REQUIREMENTS: HIGH-RISK RESERVOIRS AND MEDIUM-RISK RESERVOIRS

45 Appointment of inspecting engineer etc.

- (1) The reservoir manager of a high-risk reservoir or medium-risk reservoir must—
 - (a) appoint an inspecting engineer to carry out an inspection of the reservoir at each of the times required by section 46,
 - (b) not later than 28 days after the appointment, give notice of it to SEPA.
- (2) An engineer may be appointed as an inspecting engineer if the engineer—
 - (a) is a member of a panel of reservoir engineers established under section 27 who may (by virtue of an order under that section) be appointed under this section,
 - (b) is not disqualified by virtue of subsection (3) from being so appointed in relation to the reservoir.
- (3) An engineer is disqualified from being appointed as an inspecting engineer in relation to the reservoir if the engineer—
 - (a) is employed by any person who is a reservoir manager of the reservoir,
 - (b) has previously been a construction engineer in relation to the reservoir,
 - (c) is connected (as a partner, employer, employee or fellow employee in a civil engineering business) with a person who has previously been a construction engineer in relation to the reservoir.

Commencement Information

II S. 45 in force at 1.4.2016 by S.S.I. 2016/42, art. 2, Sch. (with art. 3)

Changes to legislation:

There are currently no known outstanding effects for the Reservoirs (Scotland) Act 2011, Section 45.