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SCOTTISH STATUTORY INSTRUMENTS

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**2016 No. 42**

**The Reservoirs (Scotland) Act 2011 (Commencement  
No. 5 and Transitional Provision) Order 2016**

**Transitional provision**

**3.**—(1) Until section 12 of the Act (controlled reservoirs not required to be registered under the 1975 Act) has effect for all purposes, references to “10,000 cubic metres” in sections 1(2) and (3) (b), 32(3) and (5), 35(2)(b) and 39(3)(b) of the Act are, for the purposes of the following enactments, to be treated as references to “25,000 cubic metres”—

- (a) Part 1 of the Act; and
  - (b) any provision made by regulations or by order under that Part of the Act.
- (2) Paragraph (1) does not apply in so far as it might otherwise modify—
- (a) section 12 of the Act; or
  - (b) any power conferred by the Act to give directions or to make regulations or orders.