

**Changes to legislation:** Water (Scotland) Act 1980, Paragraph 9 is up to date with all changes known to be in force on or before 12 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 3

#### PROVISIONS AS TO BREAKING OPEN STREETS AND LAYING COMMUNICATION AND SUPPLY PIPES

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

- C1** Sch. 3: power to apply conferred (1.10.1991) by [Natural Heritage \(Scotland\) Act 1991 \(c. 28, SIF 46:1, 130\), s. 20\(10\), Sch. 7 para. 5\(1\)\(b\)](#)

### PART II

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

- C1** Sch. 3 Pt. II (paras. 4–9) applied with modifications by [Local Government \(Scotland\) Act 1973 \(c. 65, SIF 81:2\), s. 170A\(5\)](#) (as inserted by [Electricity Act 1989 \(c. 29, SIF 44:1\), s. 102, Sch. 13](#))

*Provisions as to laying communication and supply pipes, etc.*

*Provisions as to the position of stopcocks.*

- 9 (1) On every service pipe laid after 16th May 1946 [<sup>F1</sup>Scottish Water] shall, and on every service pipe laid before that date [<sup>F1</sup>Scottish Water] may, fit a stopcock enclosed in a covered box, or pit, of such size as may be reasonably necessary.
- (2) Every stopcock fitted on a service pipe after 16th May 1946 shall be placed in such position as [<sup>F2</sup>Scottish Water deems] most convenient:
- Provided that—
- (a) a stopcock in private premises shall be placed as near as is reasonably practicable to the [<sup>F3</sup>road] from which the service pipe enters those premises; and
- (b) a stopcock in a [<sup>F3</sup>road] shall, after consultation with the [<sup>F4</sup>roads] authority concerned, be placed as near to the boundary thereof as is reasonably practicable.

##### Textual Amendments

- F1** Words in Sch. 3 para. 9(1) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\), s. 71\(1\), Sch. 6 para. 66\(8\)\(a\)](#) (with s. 67); S.S.I. 2002/118, [art. 2\(3\)](#)
- F2** Words in Sch. 3 para. 9(2) substituted (1.4.2002) by [Water Industry \(Scotland\) Act 2002 \(asp 3\), s. 71\(1\), Sch. 6 para. 66\(8\)\(b\)](#) (with s. 67); S.S.I. 2002/118, [art. 2\(3\)](#)

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| <b>F3</b> | Word substituted by Roads (Scotland) Act 1984 (c. 54, SIF 108), s. 156(1), <b>Sch. 9 para. 81(14)(f)(i)</b>  |
| <b>F4</b> | Word substituted by Roads (Scotland) Act 1984 (c. 54, SIF 108), s. 156(1), <b>Sch. 9 para. 81(14)(f)(ii)</b> |

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 24(1A) inserted by [2003 asp 3 sch. 4 para. 3\(3\)](#)
- s. 110A certain functions transferred by [S.I. 1999/1750 art. 3Sch. 2](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- s. 110A inserted by [1995 c. 25 Sch. 21 para. 5](#)
- s. 110A(7) words substituted by [1997 c. 11 Sch. 2 para. 30\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- s. 110A(8) words substituted by [1997 c. 11 Sch. 2 para. 30\(2\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 110A by 1995 c. 25, Sch. 21 para. 5 has not yet been brought into force)
- Sch. 3 para. 4(3)(4) inserted by [2003 asp 3 sch. 4 para. 4\(2\)](#)
- Sch. 3 para. 6(1A) inserted by [2003 asp 3 sch. 4 para. 4\(3\)](#)
- Sch. 4 s. 34(3) inserted by [2003 asp 3 sch. 4 para. 5](#)