

*These notes relate to the Heat Networks (Scotland) Act 2021
(asp 9) which received Royal Assent on 30 March 2021*

HEAT NETWORKS (SCOTLAND) ACT 2021

EXPLANATORY NOTES

THE ACT

Overview

Part 4 – Heat network zone permits

Section 62: Enforcement of requirement for heat network zone permit

140. Subsections (1) and (2) provide that a person who (either on their own behalf or by engaging another person to do so on their behalf) operates a heat network in a heat network zone without holding a heat network zone permit for the zone in contravention of a notice issued under section 56(1) (which prohibits that operation) commits an offence. It is the principal, not the contractor, that commits the offence.
141. Subsection (3) provides for a defence of reasonable excuse.
142. Subsection (4) sets out the criminal penalties applicable if an offence is committed under this section.