



# Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

## PART 6

### THE ENVIRONMENT

#### *Graffiti*

#### **60 Graffiti removal notice: content and service**

- (1) A graffiti removal notice shall explain the effects of sections 61, 63 and 64.
- (2) Subject to subsection (3), subsections (2) to (5) of section 160 of the 1990 Act shall apply in relation to the service of a graffiti removal notice as they apply to any notice required or authorised to be served under that Act.
- (3) Where, after reasonable enquiry, a local authority is unable to ascertain the name or proper address of any person upon whom a graffiti removal notice may be served, it may—
  - (a) affix the notice to the surface to which it relates; and
  - (b) in so far as is reasonably necessary for that purpose, enter any land.
- (4) In subsection (3), “proper address” shall be read in accordance with section 160(4) and (5) of the 1990 Act.
- (5) Where a graffiti removal notice is affixed in accordance with subsection (3), it shall be treated as having been served on a person on whom it may be served.

**Changes to legislation:**

Antisocial Behaviour etc. (Scotland) Act 2004, Section 60 is up to date with all changes known to be in force on or before 22 May 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.

[View outstanding changes](#)

**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. 85B inserted by [2014 asp 14 s. 21\(1\)](#)