
SCOTTISH STATUTORY INSTRUMENTS

2023 No. 52

The Water and Sewerage Services to Dwellings (Collection of Unmetered Charges by Local Authority) (Scotland) Order 2023

Appeals

9.—(1) A person may appeal to the First-tier Tribunal for Scotland (established by section 1 of the Tribunals (Scotland) Act 2014⁽¹⁾) if aggrieved by—

- (a) any decision of a local authority that—
 - (i) water charges and/or sewerage charges are payable to it in respect of a dwelling, or
 - (ii) the person is a person liable to pay those charges, or
- (b) any calculation made by a local authority of an amount which that person is liable to pay to it in respect of water charges and/or sewerage charges,

and the First-tier Tribunal for Scotland must make such decision as it thinks just.

(2) No appeal may be made under paragraph (1) unless—

- (a) the aggrieved person serves on the local authority a notice in writing, stating the matter by which, and the grounds on which, that person is aggrieved, and
- (b) one of the conditions mentioned in paragraph (3) is fulfilled.

(3) The conditions are that—

- (a) the authority on which the aggrieved person served the notice has given that person notice in writing that either—
 - (i) the authority believes the grievance is not well founded, or
 - (ii) steps have been taken to deal with the grievance,and the person is still aggrieved,
- (b) the period of two months, beginning with the date of service of the aggrieved person's notice, has ended without that person being notified under sub-paragraph (a).