Status: Point in time view as at 01/10/1991. This version of this provision has been superseded.
Changes to legislation: Water (Scotland) Act 1980, Section 27 is up to date with all changes known to be in
force on or before 15 July 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)

Water (Scotland) Act 1980

1980 CHAPTER 45

PART III

POWERS OF WATER AUTHORITIES FOR THE PURPOSES OF WATER SUPPLY

27   Power to close, or restrict use of water from, polluted source.

(1) If an islands or district council are of opinion that the water in or obtained from any source of supply not vested in them, being water which is or is likely to be used within their area or district for domestic purposes or in the preparation of food or drink for human consumption, is or is likely to become so polluted as to be injurious or dangerous to health, the council may apply to the sheriff who, after giving the person to whom the source of supply belongs and any other person alleged to have control of the source of supply an opportunity of being heard, may make—

  (a)   an order directing the source of supply to be permanently or temporarily closed or cut off, or

  (b)   an order directing the water from the the source of supply to be used for certain purposes only, or

  (c)   such other order as appears to him to be necessary to prevent injury or danger to the health of persons using the water or consuming food or drink prepared with or from the water.

(2) The sheriff shall hear any person using the water who claims to be heard and may cause the water to be analysed and examined at the cost of the council.

(3) If a person on whom an order is made under this section fails to comply with it the sheriff may, on the application of the council, authorise the council to do whatever may be necessary for giving effect to the order, and any expenses reasonably incurred by the council in so doing may be recovered by them from the person in default.

Status:
Point in time view as at 01/10/1991. This version of this provision has been superseded.

Changes to legislation:
Water (Scotland) Act 1980, Section 27 is up to date with all changes known to be in force on or before 15 July 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.