

Members' Library Service Request Form

Date of Document	31/10/14
Originator	David Northcott
Originator's Ref (if any)	
Document Title	Reservoirs (Sc) Act 2011: Registration, Risk designation and associated aspects - consultation response

Please indicate if access to the document is to be "unrestricted" or "restricted", with regard to the terms of the Local Government (Access to Information) Act 1985.

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East Lothian Council

Additional information:

This is a response to a Scottish Government consultation. The consultation documents can be accessed via the following web address:

<http://www.scotland.gov.uk/Publications/2014/08/3171>

Authorised By	Ray Montgomery
Designation	Head of Infrastructure
Date	12/11/14

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Respondent Information Form

Reservoirs (Scotland) Act 2011: Registration, Risk designation & associated aspects.



RESPONDENT INFORMATION FORM

Please Note this form **must** be returned with your response to ensure that we handle your response appropriately

1. Name/Organisation

Organisation Name

East Lothian Council

Title Mr Ms Mrs Miss Dr Please tick as appropriate

Surname

Northcott

Forename

David

2. Postal Address

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3. Permissions - I am responding as...

Individual

/

Group/Organisation

Please tick as appropriate

- (a) Do you agree to your response being made available to the public (in Scottish Government library and/or on the Scottish Government web site)?

Please tick as appropriate Yes No

- (b) Where confidentiality is not requested, we will make your responses available to the public on the following basis

Please tick ONE of the following boxes

Yes, make my response, name and address all available

or

Yes, make my response available, but not my name and address

or

Yes, make my response and name available, but not my address

- (c) The name and address of your organisation **will be** made available to the public (in the Scottish Government library and/or on the Scottish Government web site).

Are you content for your **response** to be made available?

Please tick as appropriate Yes No

(d)

We will share your response internally with other Scottish Government policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for Scottish Government to contact you again in relation to this consultation exercise?

Please tick as appropriate

Yes

No

Annex 2 - Summary of Questions

Commencement

1. Do you agree with the proposed commencement programme for the registration process

Yes No

2. If you have any concerns please set them out below.

None

3. Do you agree with the proposed commencement programme for the risk designation process?

Yes No

4. If you have any concerns please set them out below.

None

The Register of controlled reservoirs

5. Do you think additional information should be held on the register of controlled reservoirs?

Yes No

6. If so what information should be included.

The information in the table on P16 & 17 is OK

7. Do you think the Scottish Ministers should set out the manner in which the information is to be recorded? Please set out your reasons below.

Yes No

Should be determined by SEPA

8: Do you think the Scottish Ministers should make provision as to the place in which the register is to be kept? Please set out your reasons below.

Yes No

Should be agreed with SEPA

9. Do you agree that the information proposed should be provided by reservoir managers at registration?

Yes No

10. What, if any, of the information should not be required?

Comments

11. What additional information, if any, should be required from reservoir managers?

Comments

12. Do you agree that the last Inspection reports produced under the 1975 Act should be sent to and held by SEPA until there is an inspection report submitted under the 2011 Act? Please set out your reasons below.

Yes No

To ensure that records are accurate on implementation of 2011 Act

13. What specifications, if any, should be set out in regulations in relation to the production and submission of inundation maps for newly constructed reservoirs?

Specifications should be determined by SEPA to ensure consistency

14. Should the methodology for the production of inundation maps be set out in statutory guidance? Please set out your reasons below.

Yes No

Should be determined by SEPA to ensure consistency

15. Is 28 days an appropriate length of time to require changes of information to be supplied to SEPA? If not what length of time should be given?

Yes No

Comments

16: Do you agree that reservoir managers should be required to inform SEPA of changes to appointments of engineers under the 1975 Act during this transitional period? Please set out your reasons below.

Yes No

To ensure that records are accurate on implementation of 2011 Act

17. Do you agree that reservoirs constructed during the transition period should be included on the register if they would have been regulated under the 1975 Act? please set out your reasons below.

Yes No

To ensure that records are accurate on implementation of 2011 Act

18. Are any other transitional arrangements required to ensure the process runs smoothly? Please set out details below.

Yes No

Comments

Charging scheme

19. Do you agree with the proposed types of charges? Please set out your reasons below.

Yes No

Comments

20. Are there any of the proposed charges that shouldn't be included in the charging scheme? Please set out your reasons below.

Yes No

Comments

21. Do you agree that there should be a single fee per reservoir where there are multiple reservoir managers and a single point of contact has been agreed? Please set out your reasons below.

Yes No

Comments

22. Do you agree that the proposed framework for the charging scheme should be set out in regulations? Please set out your reasons below.

Yes No

Comments

23. Should the purpose or use of the reservoir be taken into account when setting charges? Please set out your reasons below.

Yes No

Comments

24. Do you think the Scottish Ministers should set maximum fees for each category of reservoir? Please set out your reasons below.

Yes No

Comments

25. What should the maximum fees be for the registration charge for each risk category?

Should be determined by SEPA

High

Medium

Low

26. What should the maximum fees be for the annual administration charge for each risk category?

Should be determined by SEPA

High

Medium

Low

27. What should the maximum fee be for processing transfers of reservoirs?

Should be determined by SEPA

28. Do you agree with the proposed approach to consultation and approval of the Reservoir charging scheme? Please give your reasons below.

Yes No

Comments

29. Do you agree that it is not necessary to use regulations to require SEPA to produce this guidance? Please give your reasons below.

Yes No

Comments

