



Planning etc. (Scotland) Act 2006

2006 asp 17

PART 3

DEVELOPMENT MANAGEMENT

Publicity for applications

12 Public availability of information as to how planning applications have been dealt with

In section 36 of the principal Act (registers of applications etc.)—

(a) in subsection (1)—

(i) after paragraph (a) insert—

“(aa) any variation, by virtue of section 32A(1), to such an application,

(ab) documents to which regard was had in dealing with each such application (including documents to which regard was had in considering whether to agree to such a variation),

(ac) material considerations to which regard was had by virtue of section 37(2),

(ad) any pre-application consultation report prepared under section 35C(1) and submitted with such an application,”

(ii) in paragraph (b), for the words “such applications have been dealt with” substitute “each such application has been dealt with and a copy of any notice given by virtue of paragraph (d) or (e) of section 43(1) in respect of an application (or, in the case of an application in respect of which notice does not fall to be so given, a statement of the reasons on which the authority based their decision on the application)”

(iii) the word “and” which immediately follows paragraph (b) is repealed,

(iv) after paragraph (b) insert—

“(ba) applications under section 242A(2) for planning permission in respect of development in the district of that authority,” and

Changes to legislation: There are currently no known outstanding effects for the Planning etc. (Scotland) Act 2006, Section 12. (See end of Document for details)

- (v) after paragraph (c) insert “and
- (d) any planning obligation entered into under section 75”, and
- (b) in subsection (3)(a)—
 - (i) after the word “applications” insert “ and variations to applications ”, and
 - (ii) for the word “them” substitute “ such applications and variations and copies of documents to which regard was had in dealing with such applications and in considering whether to agree to such variations ”.

Commencement Information

- I1** S. 12(a)(i)(ii)(v)(b) in force at 12.12.2008 for specified purposes by S.S.I. 2008/411, art. 2(2)(3)(a)
- I2** S. 12 in force at 3.8.2009 in so far as not already in force by S.S.I. 2009/219, art. 2, Sch.
- I3** S. 12(a)(iii)(iv) in force at 1.4.2007 by S.S.I. 2007/130, art. 2(2)(3), Sch.

Changes to legislation:

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