



Airdrie-Bathgate Railway and Linked Improvements Act 2007

2007 asp 19

PART 3

MISCELLANEOUS AND GENERAL

47 Regulation of mitigation measures

- (1) The requirements imposed by or pursuant to the following provisions, that is to say—
 - (a) sections 45 and 46; and
 - (b) schedule 9 to this Act,shall be enforceable, and the local planning authority shall have the responsibility to enforce them, as valid planning conditions.
- (2) For the purposes only of such enforcement and any appeal against a decision of the local planning authority under this Act, planning permission for the construction of the authorised works shall be deemed to have been granted under section 37 of the 1997 Act subject to the imposition of those conditions under section 41 of that Act.
- (3) The authorised undertaker shall maintain a directory containing the code of construction practice, the noise and vibration policy and any mitigation commitment document.
- (4) North Lanarkshire Council, West Lothian Council and City of Edinburgh Council shall appoint a single Planning Monitoring Officer to be responsible for the discharge by each of those councils of its functions under this section.