



Planning (Scotland) Act 2019

2019 asp 13

PART 4

OTHER MATTERS

Training for taking planning decisions

45 Power to impose training requirements: planning authorities

- (1) A member of a planning authority who has not fulfilled the specified training requirements is prohibited from—
 - (a) exercising any of the authority's specified functions on their behalf, or
 - (b) being involved in exercising any of those functions on the authority's behalf as a member of a committee or any other body.
- (2) In this section—
 - (a) “specified” means specified by the Scottish Ministers in regulations under this section,
 - (b) “planning authority” means—
 - (i) local authority, and
 - (ii) National Park authority,
 - (c) the reference to a member of a planning authority includes a member of a committee of a National Park authority appointed under paragraph 16(1) of schedule 1 of the National Parks (Scotland) Act 2000.
- (3) Regulations under this section specifying functions of a planning authority may only specify functions conferred by the planning Acts as defined by section 277 of the Town and Country Planning (Scotland) 1997 Act.
- (4) Regulations under this section may in particular—
 - (a) specify that completing a training course is a training requirement,
 - (b) specify training requirements on the basis that the content and provider of the training must be accredited by the Scottish Ministers.
- (5) The Scottish Ministers may disapply subsection (1) in relation to a planning authority (or all authorities) by regulations under this section.”.