
SCOTTISH STATUTORY INSTRUMENTS

2004 No. 219

The Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Regulations 2004

Exceptions

6. Regulation 3 shall not apply where the planning authority to which the application is made is satisfied—

- (a) that the application relates solely to the use of a building or other land for a purpose of any class specified in the Schedule to the Town and Country Planning (Use Classes) (Scotland) Order 1997⁽¹⁾;
- (b) that the existing use of that building or other land is for another purpose of the same class; and
- (c) that the making of an application for planning permission in respect of the use to which the application relates is necessary by reason of and only by reason of a condition imposed on a permission granted or deemed to be granted under Part III of the 1997 Act.

⁽¹⁾ [SI 1997/3061](#) as amended by [SI 1998/1196](#).