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SCOTTISH STATUTORY INSTRUMENTS

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**2004 No. 332**

**The Town and Country Planning (Electronic Communications) (Scotland) Order 2004**

**Use of electronic communication for service of notices under the Listed Buildings Act**

**10.**—(1) Section 79 of the Listed Buildings Act (application of certain provisions under the general provisions of principal Act) is amended as follows.

(2) In subsection (1), for “subsection” substitute “subsections (1A) and”.

(3) After subsection (1) insert—

“(1A) Subsection (1)(cc) of section 271 of the principal Act shall not apply to—

- (a) serving a building preservation notice;
- (b) serving a copy of a listed building enforcement notice by a planning authority;
- (c) giving notice under section 34 of this Act of the exercise of powers conferred by subsection (7) of that section;
- (d) serving a listed building enforcement notice issued by the Scottish Ministers; and
- (e) giving notice to parties who must be notified of applications for listed building consent and other matters in accordance with regulations made under section 10 of that Act.”.