#### SCOTTISH STATUTORY INSTRUMENTS

# 2008 No. 432

# TOWN AND COUNTRY PLANNING

The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2008 (revoked)<sup>F1</sup>

22nd December

Made - - - -

Laid before the Scottish

Parliament - - 23rd December 2008

Coming into force in accordance with

regulation 1(2) and (3)

# THE TOWN AND COUNTRY PLANNING (DEVELOPMENT MANAGEMENT PROCEDURE) (SCOTLAND) REGULATIONS 2008 (REVOKED)

#### PART 1

#### Introductory

- Citation and commencement
- 2. Application
- 3. Interpretation

#### PART 2

#### Pre-application consultation

- 4. Pre-application consultation classes of development
- 5. Content of pre-application screening notice
- 6. Content of proposal of application notice
- 7. Pre-application consultation

#### PART 3

### Procedure on applications for planning permission

- 8. Applications for planning permission
- 9. Form and content of an application for planning permission
- 10. Application for planning permission in principle
- 11. Further applications
- 12. Application for approval of matters specified in conditions

Changes to legislation: The Town and Country Planning (Development Management Procedure) (Scotland) Regulations 2008 (revoked) is up to date with all changes known to be in force on or before 04 February 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- 13. Design and access statements
- 14. Validation date
- 15. Notices to owners and agricultural tenants under section 35 of the Act

#### PART 4

#### Procedure by planning authority

- 16. Registers of applications
- 17. Acknowledgment of applications
- 18. Notification by the planning authority
- 19. Notification of minerals applications
- 20. Publication of application by the planning authority
- 21. List of applications
- 22. Publication of list of applications
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- 24. Further information
- 25. Consultation by the planning authority
- 26. Time periods for decision
- 27. Pre-determination hearings
- 28. Decision notice
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#### PART 5

#### Directions

- 30. Directions as to environmental impact assessment Regulations
- 31. Directions requiring information or restricting the grant of planning permission
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- 33. Provisions supplementary to regulations 30, 31 and 32
- 34. Notice of reference of applications to the Scottish Ministers

#### PART 6

#### Marine fish farming

35. Application to marine fish farming

#### PART 7

#### Cairngorms National Park

36. Cairngorms National Park

#### PART 8

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- 37. Notification of initiation of development
- 38. Display notices

#### PART 9

#### Certificates of lawful use or development

- 39. Application for certificate of lawful use or development
- 40. Documentation accompanying applications

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- 41. Procedure on receipt of application
- 42. Revocations of certificate of lawful use or development

#### PART 10

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- 43. Electronic communications
- 44. Service of notices

#### PART 11

#### Transitional provisions, revocations and savings

- 45. Transitional provisions
- 46. Applications for approval of reserved matters made on or after 3rd August 2009
- 47. Revocations and savings Signature

SCHEDULE 1 Notices under regulation 15

SCHEDULE 2 Registers under sections 36(1) to (4)

- 1. Register of applications for planning permission
- 2. Part I of the register is, in respect of every...
- 3. Part II of the register of applications for planning permission...
- 4. The information to be contained in the Report is—
- 5. Certificates of lawful use or development
- 6. Provisions applicable to registers generally
- 7. Where the register kept by a planning authority under this...

SCHEDULE 3 Classes of development – regulations 20(1)(c) and 38(1)(b)

SCHEDULE 4 Notice for publication in newspaper SCHEDULE 5 Consultation by the planning authority

- 1. SEPA-(1) where the development is likely to result in...
- 2. Scottish Natural Heritage where—(1) the development may affect an...
- 3. The Health and Safety Executive where the development is within...
- 4. Scottish Natural Heritage, the Health and Safety Executive and SEPA...
- 5. The Scottish Ministers, in the case of-
- 6. The community council, if any, within whose area the development...
- 7. The Coal Authority where the development consists of—
- 8. Any adjoining planning authority, where the development is likely to...
- 9. Network Rail Infrastructure Limited or any other railway undertakers likely...
- 10. The roads authority concerned, where the development involves—
- 11. The Theatres Trust where the development involves any land on...
- 12. Scottish Water where the development is likely to require a...
- 13. A district salmon fishery board where the development consists of...
- 14. The Scottish Ministers and the Secretary of State where marine...
- 15. The Crofters Commission where the development may have an adverse... Interpretation of Schedule 5

SCHEDULE 6 Notice to accompany refusal etc. Form 1

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Form 2

SCHEDULE 7 Form of notice to be displayed while development in

progress

SCHEDULE 8 Certificate of lawful use or development

**Explanatory Note** 

#### **Changes to legislation:**

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# Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- reg. 24(a) words in reg. 24 renumbered as reg. 24(a) by 2009 asp 6 s. 42(a)
- reg. 24(b) inserted by 2009 asp 6 s. 42(b)