

## **EXECUTIVE NOTE**

### **THE TOWN AND COUNTRY PLANNING (CONTINUATION IN FORCE OF SOUTH LANARKSHIRE LOCAL PLAN) (SCOTLAND) ORDER 2012**

#### **S.S.I 2012/194**

1. The above instrument was made in exercise of the powers conferred by Paragraph 7 of Schedule 1 to The Town and Country Planning (Scotland) Act 1997 (“the 1997 Act”). The Order must be laid in Parliament but is not subject to any further Parliamentary procedure.
2. The instrument sets out that the South Lanarkshire Local Plan shall be continued in force to full effect notwithstanding the adoption of the South Lanarkshire Minerals Local Development Plan.

#### **Policy Objectives**

3. In terms of paragraph 6 of Schedule 1 to the 1997 Act the provisions of old local plans cease to have effect in relation to an area to which an adopted local development plan (LDP) relates, including topic specific LDPs. The purpose of the instrument is to ensure that the South Lanarkshire Local Plan continues to full effect notwithstanding the adoption of the South Lanarkshire Minerals Local Development Plan. The intention is that these provisions will continue in force until the South Lanarkshire Local Development Plan is adopted.
4. The development plan for the area will be the retained South Lanarkshire Local Plan (adopted March 2009) , the South Lanarkshire Minerals Local Development Plan, along with at the strategic level the Glasgow and Clyde Valley Strategic Development Plan.
5. By retaining the South Lanarkshire Local Plan, the Order will ensure that the local planning detail across South Lanarkshire is retained.

#### **Consultation**

6. This statutory instrument has not been subject to formal consultation, but we have discussed the Order in detail with South Lanarkshire Council. We will use the Planning and Architecture Division’s e-alert system to inform stakeholders of the Order.

#### **Business and Regulatory Impact Assessment and other impacts**

7. Due to the technical nature of the Order we have not prepared a formal Business and Regulatory Impact Assessment. We do not consider that this Order imposes any additional regulatory burden or has any other adverse effect on business. Nor have we identified any impacts on equality groups arising from this instrument. In terms of environmental impacts, Strategic Environmental Assessment and Habitats Regulation Appraisal have been undertaken by the Planning Authority within the ‘Retention of the Adopted Local Plans’ screening procedures. The Consultation Authorities have

confirmed that they are content that there will be no likely additional environmental effects with the introduction of the Order.

**Financial Implications**

8. No significant financial implications have been identified.

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