

POLICY NOTE

THE TOWN AND COUNTRY PLANNING (FEES FOR APPLICATIONS AND DEEMED APPLICATIONS) (SCOTLAND) AMENDMENT REGULATIONS 2018

SSI 2018/110

The above instrument was made in exercise of the powers conferred by section 252(1) of the Town and Country Planning (Scotland) Act 1997(1) and all other powers enabling them to do so. The instrument is subject to negative procedure.

Policy Objectives

In June 2017 the maximum planning fee for most types of developments was increased from £20,055 to £125,000. Since then it has been highlighted that small scale hydro developments are being adversely affected by the increase. To resolve this issue a new category has been introduced for Hydro Developments which has the effect of charging them a maximum fee of £20,055 which was the case prior to the increase.

Consultation

Consultation was carried out in early 2017 on the proposed increase to the planning fees, however, the hydro development industry did not engage with the consultation at that time to raise the issue highlighted above.

Impact Assessments

The Business and Regulatory impact assessment which was completed for the fee increase in June 2017 has been updated to reflect this change and is attached. There are no equality/children's/privacy impact issues.

Financial Effects

As noted above the Business and Regulatory Impact Assessment (BRIA) published in June 2017 has been updated and is attached. The impact of this policy on business is that Hydro Developments will be subject to the fee which was payable prior to the increase which was implemented in June 2017.

Scottish Government
Local Government and Communities Directorate

29 March 2018

(1) 1997 c.8. Section 252(1) was relevantly amended by section 31 of the Planning etc. (Scotland) Act 2006 (asp 17).