



Town and Country Planning (Scotland) Act 1972 (repealed 27.5.1997)

1972 CHAPTER 52

PART V

ENFORCEMENT OF CONTROL UNDER PARTS III AND IV

[^{F1} Planning contravention notices]

[^{F2F2}83D Penalties for non-compliance with planning contravention notice.

- (1) If at any time after the end of the period of twenty-one days beginning with the day on which a planning contravention notice has been served on any person, he has not complied with any requirement of the notice, he shall be guilty of an offence.
- (2) An offence under subsection (1) of this section may be charged by reference to any day or longer period of time and a person may be convicted of a second or subsequent offence under that subsection by reference to any period of time following the preceding conviction for such an offence.
- (3) It shall be a defence for a person charged with an offence under subsection (1) of this section to prove that he had a reasonable excuse for failing to comply with the requirement.
- (4) A person guilty of an offence under subsection (1) of this section shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (5) If any person—
 - (a) makes any statement purporting to comply with a requirement of a planning contravention notice which he knows to be false or misleading in a material particular; or
 - (b) recklessly makes such a statement which is false or misleading in a material particular,he shall be guilty of an offence.

Status: Point in time view as at 26/03/1992. This version of this provision has been superseded.

Changes to legislation: There are currently no known outstanding effects for the Town and Country Planning (Scotland) Act 1972 (repealed 27.5.1997), Section 83D. (See end of Document for details)

- (6) A person guilty of an offence under subsection (5) of this section shall be liable on summary conviction to a fine not exceeding level 5 on the standard scale.]

Textual Amendments

- F2** Ss. 83C, 83D and cross heading inserted (26.3.1992) by [Planning and Compensation Act 1991 \(c. 34, SIF 123:2\)](#), [s.33](#) (with s. 84(5)); S.I. 1992/334, [art. 4](#).

Status:

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Changes to legislation:

There are currently no known outstanding effects for the Town and Country Planning (Scotland) Act 1972 (repealed 27.5.1997), Section 83D.