



Planning (Hazardous Substances) (Scotland) Act 1997

1997 CHAPTER 10

Contraventions of hazardous substances control

23 Hazardous substances contravention notices: supplementary provisions

- (1) The Secretary of State may by regulations—
 - (a) specify matters which are to be included in hazardous substances contravention notices, in addition to those which are required to be included in them by section 22;
 - (b) provide—
 - (i) for appeals to him against hazardous substances contravention notices;
 - (ii) for the persons by whom, grounds upon which and time within which such an appeal may be brought;
 - (iii) for the procedure to be followed on such appeals;
 - (iv) for the directions that may be given on such an appeal;
 - (v) for the application to such appeals, subject to such modifications as the regulations may specify, of any of the provisions of sections 130 to 134, 237(3) and 239 of the principal Act;
 - (c) direct that any of the provisions of sections 135 to 138, 140, 141, 143(1) to (6), 144, 145 and 147 of that Act shall have effect in relation to hazardous substances contravention notices subject to such modifications as he may specify in the regulations;
 - (d) make such other provision as he considers necessary or expedient in relation to hazardous substances contravention notices.
- (2) If any person appeals against a hazardous substances contravention notice, the notice shall have no effect pending the final determination or the withdrawal of the appeal.
- (3) Regulations under this section may make different provisions for different cases or descriptions of cases.