



Planning (Hazardous Substances) (Scotland) Act 1997

1997 CHAPTER 10

Obtaining hazardous substances consent

6 Certificates as to interests in land etc.

- (1) Regulations may provide that an application for hazardous substances consent, or an appeal against the refusal of such an application or against the imposition of a condition on such a consent, shall not be entertained unless it is accompanied by a certificate in the prescribed form as to the interests in the land to which the application or appeal relates.
- (2) Any such regulations may—
 - (a) include requirements corresponding to those mentioned in sections 34(1), 35(2) and (4) and 38(2) of the principal Act,
 - (b) make provision as to who is to be treated as the owner of land for the purposes of any provision of the regulations, and
 - (c) make different provision for different cases or descriptions of case.
- (3) If any person—
 - (a) issues a certificate which purports to comply with the requirements of regulations made by virtue of this section and which contains a statement which he knows to be false or misleading in a material particular, or
 - (b) recklessly issues a certificate which purports to comply with those requirements and which contains a statement which is false or misleading in a material particular,

he shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

Changes to legislation:

There are currently no known outstanding effects for the Planning (Hazardous Substances) (Scotland) Act 1997, Section 6.