



Building (Scotland) Act 1959

CHAPTER 24

BUILDING (SCOTLAND) ACT 1959

PART I

BUILDINGS AUTHORITIES

- 1 Constitution of buildings authorities
- 2 General provisions relating to buildings authorities

PART II

BUILDING STANDARDS AND BUILDING OPERATIONS

- 3 Building standards regulations
- 4 Relaxation of building standards regulations in particular cases
- 5 Building operations regulations
- 6 Application of building standards regulations and building operations regulations to construction or demolition, and to change of use, of buildings
- 7 Minor works
- 8 Occupation of parts of roads for deposit of materials, etc.
- 9 Certificates of completion
- 10 Powers in relation to buildings constructed without warrant or in contravention of conditions of warrant, and buildings whose life has expired
- 11 Power of local authorities to require buildings to conform to building standards regulations
- 12 Building Standards Advisory Committee

PART III

DANGEROUS BUILDINGS

- 13 Action to be taken in respect of buildings found to be dangerous
- 14 Power of local authorities to sell materials from demolished buildings
- 15 Power of local authorities to purchase buildings and site where owner cannot be found

PART IV

SUPPLEMENTARY

- 16 Appeals
- 17 Supplementary provisions as to operations required to be carried out
- 18 Inspection and tests
- 19 Penalties
- 20 Fees chargeable by buildings authorities
- 21 Provisions as to masters of works
- 22 Information
- 23 Inquiries
- 24 Regulations
- 25 Service of notices, etc.
- 26 Crown rights
- 27 Transitional provisions
- 28 Financial provisions
- 29 Interpretation
- 30 Local Act provisions
- 31 Minor and consequential amendments and repeals
- 32 Short title, extent and commencement

SCHEDULES**FIRST SCHEDULE** — Enactments relating to dean of guild court functions unaffected by this Act

- 1 In the Burgh Police (Scotland) Act, 1892—
- 2 In the Burgh Police (Scotland) Act, 1903—
- 3 In the Local Government (Scotland) Act, 1947, section three hundred...
- 4 Any provision of any local Act corresponding to any of...
- 5 Any provision of any local Act specified by the Secretary...

SECOND SCHEDULE — General provisions relating to buildings authorities which are not dean of guild courts

- 1 The quorum at a meeting of a buildings authority shall...
- 2 The chairman of a buildings authority shall be such one...
- 3 The chairman or other member presiding shall have a casting...
- 4 No member of a buildings authority shall sit as such...
- 5 The proceedings of a buildings authority shall not be invalidated...
- 6 A buildings authority may appoint committees consisting wholly of members...
- 7 A chairman of any such committee shall be appointed, and...
- 8 Subject to the provisions of the next following paragraph, the...
- 9 The clerk of a buildings authority shall not act as...

- 10 The local authority may make rules regulating the dates of...
- 11 The local authority shall provide such accommodation, and such furniture,...
- 12 References in this Schedule to a buildings authority are references...

THIRD SCHEDULE — Matters which may be provided for by Regulations under paragraph (a) of subsection (4) of section 2

- 1 The submission along with any application to a buildings authority...
- 2 The service on such persons as may be specified (including...
- 3 The hearing by buildings authorities of applicants and other persons...
- 4 The holding in public of the proceedings of buildings authorities....
- 5 The statement by buildings authorities, in giving decisions, of reasons...
- 6 The maintenance by buildings authorities of records of applications and...
- 7 The duration of the validity of warrants under section six...
- 8 The notification to buildings authorities of the dates of commencement...

FOURTH SCHEDULE — Matters in regard to which building standards regulations may be made

FIFTH SCHEDULE — Procedure for directions under section 4

- 1 Before giving any direction under section four of this Act...
- 2 Before giving the direction the Secretary of State shall consider...
- 3 Before giving a direction the Secretary of State may, if...
- 4 The foregoing provisions of this Schedule shall apply to a...
- 5 The Secretary of State in giving, or refusing to give,...
- 6 The Secretary of State shall send to the buildings authority...

SIXTH SCHEDULE — Recovery of expenses by charging order

- 1 Where under sections ten, eleven or thirteen of this Act...
- 2 The annuity with which the land may be so charged...
- 3 A charging order shall become operative only in accordance with...
- 4 A charging order, on or after its becoming operative, shall...
- 5 A charging order duly recorded in the appropriate register of...
- 6 Every annuity charged by a charging order may be recovered...
- 7 A charging order and all sums payable thereunder may be...
- 8 Any owner of or other person having an interest in...

SEVENTH — Evacuation of dangerous buildings
SCHEDULE

- 1 For the purpose of securing the removal of any occupants...
- 2 On the expiry of the period so specified the master...
- 3 In all proceedings under this Schedule the production of a...
- 4 The decision of the sheriff on any application by a...
- 5 Where any person removed or ejected from a building under...

EIGHTH SCHEDULE — Transitional Provisions

- 1 For the purposes of sections six, ten and eighteen of...
- 2 In the application of section four of this Act—
- 3 Section nine of this Act shall apply in relation to...
- 4 Any application for approval for the construction, demolition or alteration...

- 5 Without prejudice to section thirty-eight of the Interpretation Act, 1889...
- 6 The Secretary of State may by regulations, made after consultation...
- 7 In this Schedule— " approval " means approval, warrant, consent...

NINTH SCHEDULE — Minor and Consequential Amendments of Enactments

- 1 In the Turnpike Roads (Scotland) Act, 1831 (as set out...
- 2 In the Burgh Police (Scotland) Act, 1892, in section two...
- 3 In the Burgh Police (Scotland) Act, 1903—
- 4 In the Restriction of Ribbon Development Act, 1935, for section...
- 5 In the Water (Scotland) Act, 1946, in section fifty-three, in...
- 6 (1) In the Thermal Insulation (Industrial Buildings) Act, 1957, for...

TENTH SCHEDULE — Enactments repealed