

---

STATUTORY INSTRUMENTS

---

**1996 No. 1276 (C.22) (S.125)**

**TOWN AND COUNTRY PLANNING, SCOTLAND**

The Housing and Planning Act 1986  
(Commencement No.19) (Scotland) Order 1996

Made - - - -

7th May 1996

The Secretary of State, in exercise of the powers conferred on him by section 57(2) of the Housing and Planning Act 1986(1) and of all other powers enabling him in that behalf, hereby makes the following Order:

**Citation**

1. This Order may be cited as the Housing and Planning Act 1986 (Commencement No.19) (Scotland) Order 1996.

**Provisions coming into force on 1st June 1996**

2. The following provisions of the Housing and Planning Act 1986 shall come into force on 1st June 1996:—

- (a) section 53(1) (minor and consequential amendments) in so far as it relates to paragraphs 57 and 58 of Schedule 11; and
- (b) section 53(2) (repeals) in so far as it relates to the repeals in Part IV of Schedule 12 specified in the Schedule to this Order.

St Andrew's House,  
Edinburgh  
7th May 1996

*Lindsay*  
Parliamentary Under Secretary of State, Scottish  
Office

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

## SCHEDULE

Article 2(b)

## REPEALS IN PART IV OF SCHEDULE 12 COMING INTO FORCE ON 1ST JUNE 1996

<i>Chapter</i>	<i>Short Title</i>	<i>Extent of repeal</i>
1968 c. 14	Public Expenditure and Receipts Act 1968.	In Schedule 3, in paragraph 6, the entry relating to section 355(8) of the Local Government (Scotland) Act 1947.
1972 c. 52	Town and Country Planning (Scotland) Act 1972.	In section 53(2), the word “only” and the words “(in this Act referred to as listed building consent)”.  In section 53(4) the words “under section 54 of this Act.”.
1974 c. 32	Town and Country Amenities Act 1974.	Section 5.
1984 c. 27	Road Traffic Regulation Act 1984	In section 129(1)(d) the words “(including” to “in the inquiry)”.

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order brings into force on 1st June 1996 provisions of the Housing and Planning Act 1986 which amend the Town and Country Planning (Scotland) Act 1972. They amend sections 53(2) and (4) (listed buildings) and 267(9) (local inquiries) of the 1972 Act. In consequence all the amendments to the 1972 Act made by the 1986 Act will be in force, apart from the inadvertent repeal of section 273(9) of the 1972 Act which has not been commenced.

The Order also brings into force a number of other minor repeals.

This is the final commencement order for Scotland relating to the 1986 Act.

**NOTE AS TO EARLIER COMMENCEMENT ORDERS**

*(This note is not part of the Order)*

The following provisions of the Housing and Planning Act 1986 have been brought into force by commencement orders made before the date of this Order:

<i>Provision</i>	<i>Date of commencement</i>	<i>S.I.No.</i>
Sections 1 to 4	7 January 1987	1986/2262

<i>Provision</i>	<i>Date of commencement</i>	<i>S.I.No.</i>
Section 5	13 July 1992	1992/1753
Section 6	11 March 1988	1988/283
Section 8	5 April 1989	1989/430
Section 9	13 May 1987	1987/754
Sections 10 to 14	7 January 1987	1986/2262
Section 15	17 February 1988	1987/2277
Sections 16 and 17	7 January 1987	1986/2262
Section 18 (partially)	11 December 1987	1987/1939
Sections 19 and 20	7 January 1987	1986/2262
Sections 22 and 23		
Section 24 (partially)		
Section 24 (partially)	22 September 1987	1987/1554
Section 24 (partially)	11 December 1987	1987/1939
Section 24 (partially)	17 February 1988	1987/2277
Section 24 (partially)	17 August 1992	1992/1753
Section 25	2 November 1987	1987/1759
Section 26	1 October 1987	1987/1607
Sections 27 to 29	7 January 1987	1986/2262
Sections 35, 36 and 38 (partially)	18 February 1993	1993/273
Sections 35, 36 and 38 (otherwise)	1 May 1993	
Section 37 (partially)	18 February 1993	
Section 37 (otherwise)	1 May 1993	
Section 39	11 December 1987	1987/1939
Section 40	1 April 1987	1987/348
Section 41	2 November 1987	1987/1759
Section 42	17 November 1988	1988/1787
Section 43	31 March 1990	1990/614
Sections 44 to 48	7 January 1987	1986/2262
Section 49 (partially)		
Section 49 (partially)	2 March 1987	1987/304
Section 49 (partially)	1 April 1987	1987/348
Section 49 (partially)	2 November 1987	1987/1759
Section 49 (partially)	17 November 1988	1988/1787

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

<i>Provision</i>	<i>Date of commencement</i>	<i>S.I.No.</i>
Section 49 (partially)	31 March 1990	<a href="#">1990/614</a>
Sections 50 and 51	1 October 1987	<a href="#">1987/1607</a>
Section 53 (partially)	7 January 1987	<a href="#">1986/2262</a>
Section 53 (partially)	31 March 1990	<a href="#">1990/797</a>
Sections 54 and 55	7 January 1987	<a href="#">1986/2262</a>