



Flood Risk Management (Scotland) Act 2009

2009 asp 6

PART 4

FLOOD RISK MANAGEMENT: LOCAL AUTHORITY FUNCTIONS

Deemed planning permission

65 Deemed planning permission for scheme work

In section 57 of the Town and Country Planning (Scotland) Act 1997 (c. 8) (deemed planning permission), after subsection (2A) insert—

“(2B) On—

- (a) confirming a flood protection scheme under paragraph 7(4) of schedule 2 to the Flood Risk Management (Scotland) Act 2009 (asp 6) in respect of any operation which would constitute development, or
- (b) a local authority confirming such a scheme under paragraph 4(1) or 9(1) of that schedule,

the Scottish Ministers must direct that planning permission for that development shall be deemed to be granted, subject to such conditions (if any) as may be specified in the direction.”.

Commencement Information

11 S. 65 in force at 24.12.2010 by S.S.I. 2010/401, art. 3(c)

Changes to legislation:

There are currently no known outstanding effects for the Flood Risk Management (Scotland) Act 2009, Cross Heading: Deemed planning permission.