

SCHEDULE 3  
FUNCTIONS OF HISTORIC ENVIRONMENT SCOTLAND  
IN RELATION TO LISTING AND CONSERVATION

**PART 2**

LISTED BUILDING CONSENT

- 9 In section 9 (making of applications for listed building consent)—
- (a) in subsection (3)—
    - (i) the “and” after paragraph (b) is repealed,
    - (ii) after paragraph (c) insert “, and
    - (d) the procedure to be followed by planning authorities or, as the case may be, the Scottish Ministers in considering and determining such applications.”,
  - (b) after subsection (5) insert—
    - “(6) The regulations must also require planning authorities, before granting or refusing applications for listed building consent in such cases or classes of case as may be prescribed, to consult—
      - (a) Historic Environment Scotland,
      - (b) such other persons as may be—
        - (i) prescribed, or
        - (ii) specified in directions given to planning authorities by the Scottish Ministers.
    - (7) Directions given by virtue of subsection (6)(b)(ii) for the purposes of regulations under this section may be given to—
      - (a) planning authorities generally,
      - (b) a particular planning authority, or
      - (c) a description of planning authority.”.