



Planning (Scotland) Act 2019

2019 asp 13

PART 3 **S**

DEVELOPMENT MANAGEMENT

Assessment of environmental effects

24 **Assessment of environmental effects** **S**

- (1) The Town and Country Planning (Scotland) Act 1997 is amended as follows.
- (2) In section 40 (assessment of environmental effects)—
 - (a) in subsection (1), after “effects” insert “, including effects on biodiversity,”,
 - (b) after subsection (4) insert—

“(4A) In subsection (1), “effects on biodiversity” includes the net positive effects on biodiversity that would be likely to result from the development.”.

Commencement Information

II S. 24 in force at 1.12.2019 by [S.S.I. 2019/385](#), reg. 2, [sch.](#)

Changes to legislation:

Planning (Scotland) Act 2019, Cross Heading: Assessment of environmental effects is up to date with all changes known to be in force on or before 29 December 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.S.I. 2019/377, reg. 9 by [S.S.I. 2019/411 reg. 2](#)
- specified provision(s) amendment to earlier commencing S.S.I. 2021/101, regs. 3, 4 by [S.S.I. 2021/291 reg. 2](#)