



# Planning (Scotland) Act 2019

## 2019 asp 13

### PART 2

#### MASTERPLAN CONSENT AREAS

PROSPECTIVE

#### 16 Bar to creation of new simplified planning zones

- (1) The Town and Country Planning (Scotland) Act 1997 is amended as follows.
- (2) In section 50 (making of simplified planning zone schemes)—
  - (a) subsection (1) is repealed,
  - (b) in subsection (2)—
    - (i) for the words from the beginning of the subsection to the end of paragraph (a), substitute “ A planning authority may at any time decide— ”,
    - (ii) in paragraph (b), after “a” insert “ simplified planning zone ”,
  - (c) in subsection (3), the words “making and” are repealed.
- (3) The section title of section 50 becomes “ **Alteration of simplified planning zone schemes** ”.
- (4) In schedule 5 (simplified planning zones)—
  - (a) in paragraph 2—
    - (i) the words “make or” are repealed,
    - (ii) in paragraph (b), the words “the scheme or” are repealed,
  - (b) the italic heading preceding paragraph 2 becomes “ *Notification of proposals to alter scheme* ”,
  - (c) in paragraph 3(1), the words “make or” are repealed,
  - (d) in paragraph 3(2)—
    - (i) paragraph (a) is repealed,
    - (ii) in paragraph (b), for “that period”, substitute “ the 12 months preceding the request ”,

*Status: This version of this provision is prospective.*

**Changes to legislation:** Planning (Scotland) Act 2019, Section 16 is up to date with all changes known to be in force on or before 03 October 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. (See end of Document for details) View outstanding changes

- (e) the italic heading preceding paragraph 3 becomes “ *Power of Secretary of State to direct alteration of scheme* ”,
- (f) in paragraph 4(1)—
  - (i) paragraph (a) is repealed,
  - (ii) in paragraph (b), for “he considers” substitute “ the Scottish Ministers consider ”,
  - (iii) the words “ , in either case,” are repealed,
  - (iv) the words “making or, as the case may be,” are repealed,
- (g) in paragraph 4(2), for “sub-paragraph (1)(a) or (b), substitute “ sub-paragraph (1)(b) ”,
- (h) in paragraph 5(1), the words “make or” are repealed,
- (i) in paragraph 5(3)(a), the words “make or” are repealed,
- (j) in paragraph 6—
  - (i) the words “prepared a proposed simplified planning zone scheme, or” are repealed,
  - (ii) in each place they occur, the words “scheme or” are repealed,
- (k) in paragraph 7(1), the words “scheme or” are repealed,
- (l) in paragraph 11(1)—
  - (i) for paragraph (a), substitute—
    - “(a) a planning authority are directed under paragraph 3 to alter a simplified planning zone scheme in such manner as the Scottish Ministers consider appropriate, and”,
  - (ii) in paragraph (b), the words “making or, as the case may be,” are repealed,
  - (iii) the words “a scheme or, as the case may be,” are repealed.

**Status:**

This version of this provision is prospective.

**Changes to legislation:**

Planning (Scotland) Act 2019, Section 16 is up to date with all changes known to be in force on or before 03 October 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](#)