



National Parks (Scotland) Act 2000

2000 asp 10

Purpose and functions of National Park authorities

12 National Park Plans: procedure

- (1) When a National Park authority has prepared a National Park Plan it must—
 - (a) send a copy of the Plan to every local authority any part of whose area is within the National Park,
 - (b) determine the period, which must be a minimum of 12 weeks, for which it is to be made available for public inspection under subsection (2) and notify every such local authority of that period,
 - (c) publicise it in such manner as it thinks fit, and
 - (d) consult—
 - (i) every such local authority,
 - (ii) every community council any part of whose area is within the National Park,
 - (iii) such persons as appear to it to be representative of the interests of those who live, work or carry on business in the National Park, and
 - (iv) such other persons as it thinks fit,on the Plan.
- (2) A local authority receiving a copy Plan under subsection (1)(a) must make it available for public inspection for the period referred to in subsection (1)(b).
- (3) The National Park authority must take into account—
 - (a) any views on the Plan expressed by those consulted under subsection (1)(d), and
 - (b) any comments on it received within the period referred to in subsection (1)(b), and may adjust it in light of such views and comments.
- (4) On receipt of the Plan from the National Park authority the Scottish Ministers may—
 - (a) approve it (with or without modifications), or
 - (b) reject it.
- (5) The Scottish Ministers must not approve a Plan with modifications unless they have—
 - (a) sent a copy of the proposed modifications to the National Park authority, and

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- (b) taken into account any comments on the proposed modifications made to them by the authority.
- (6) Where the Scottish Ministers approve a Plan with modifications or reject it they must give their reasons for doing so.
- (7) Where a Plan is approved under subsection (4)(a), the National Park authority must—
 - (a) adopt the Plan (as approved) as its National Park Plan,
 - (b) send a copy of it to the Scottish Ministers and every local authority any part of whose area is within the National Park,
 - (c) keep a copy of it for inspection by any person at any reasonable time and keep copies for sale at a reasonable price, and
 - (d) publicise it in such manner as it thinks fit.
- (8) Where a Plan is rejected under subsection (4)(b), the National Park authority must prepare a revised Plan and submit it to the Scottish Ministers by such time as they may direct.

Modifications etc. (not altering text)

- C1** S. 12 modified (1.4.2007) by Town and Country Planning (Marine Fish Farming) (Scotland) Order 2007 (S.S.I. 2007/268), arts. 1(1), **4(1)** (with art. 14(3))

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