
DRAFT SCOTTISH STATUTORY INSTRUMENTS

2009 No.

The Town and Country Planning (Hierarchy of Developments) (Scotland) Regulations 2009

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Town and Country Planning (Hierarchy of Developments) (Scotland) Regulations 2009 and come into force on 6th April 2009.

(2) In these Regulations—

“the Act” means the Town and Country Planning (Scotland) Act 1997;

“industrial process” means a process, other than a process carried out in or adjacent to, a mine or quarry, for or incidental to—

- (a) the making of any article or part of any article including a ship or vessel or a film, video or sound recording;
- (b) the altering, repairing, maintaining, ornamenting, finishing, cleaning, washing, packing, canning, adapting for sale, breaking up or demolition of any article; or
- (c) the dressing or treatment of minerals;

“site” means the land to which development relates.

Hierarchy of Developments

2.—(1) The classes of development belonging to the category of major developments are—

- (a) development described in Column 1 of the table in the Schedule, where any applicable threshold or criterion in the corresponding part of Column 2 of that table is met or exceeded in relation to that development; and
- (b) any change to or extension of development of a class described in paragraphs 2 to 9 of Column 1 of that table where such a change or extension in itself meets or exceeds the appropriate threshold or criterion for that class of development.

(2) All development other than national developments⁽¹⁾ and major developments belongs to the category of local developments.

St Andrew’s House,
Edinburgh
2009

Authorised to sign by the Scottish Ministers

(1) The category of national developments are development or classes of development designated as such in the National Planning Framework under section 3A(4)(b) of the Town and Country Planning (Scotland) Act 1997 (c. 8), as inserted by section 1 of the Planning etc. (Scotland) Act 2006 (asp 17).