
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 139

The Town and Country Planning (Environmental
Impact Assessment) (Scotland) Regulations 2011

PART 11

MISCELLANEOUS

Application to the Court of Session

42. For the purposes of Part XI of the Act (validity), the references in section 239(1)(b) and (2)(**1**) to action of the Scottish Ministers or a planning authority which is not within the powers of the Act are to be taken to extend, as the case may be, to—

- (a) a grant of planning permission by the Scottish Ministers or the planning authority in contravention of regulation 3; and
- (b) a grant of multi-stage consent by the Scottish Ministers or the planning authority in contravention of regulation 4.