
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 139

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

PART 3

PROCEDURES CONCERNING APPLICATIONS FOR PLANNING PERMISSION

Application or request to review made to a planning authority without an environmental statement

- 8.** Where it appears to the planning authority that—
- (a) an application for planning permission which is—
 - (i) before them for determination is a Schedule 1 application or Schedule 2 application;
or
 - (ii) subject to review under section 43A(8) (right to require review of planning decisions and failure to take such decisions) is a Schedule 2 application;
 - (b) the development in question has not been the subject of a screening opinion or screening direction; and
 - (c) the application is not accompanied by a statement referred to by the applicant as an environmental statement for the purposes of these Regulations,

paragraphs (3) to (5) of regulation 6 apply as if the making of the application, or the requirement to review the case under section 43A(8), as the case may be, were a request made under regulation 6(1).