
SCOTTISH STATUTORY INSTRUMENTS

2011 No. 381

The Planning etc. (Scotland) Act 2006 (Listed Buildings) (Saving Provisions) Order 2011

Hearings in connection with appeals under the Listed Buildings Act

3.—(1) Notwithstanding the repeal of—

- (a) section 20(2) (right to a hearing in determination of an appeal); and
- (b) section 36(2) (right to a hearing in determination of an appeal against a listed building enforcement notice),

of the Listed Buildings Act on 1st December 2011⁽¹⁾, where notice of appeal is given to the Scottish Ministers under section 19(1) (appeals: supplementary provisions) or section 35(2) (appeal against enforcement notice) of the Listed Buildings Act before that date the provisions of the Listed Buildings Act specified in paragraph (2), as the case may be, continue to apply for the purposes of that appeal as those provisions had effect immediately before that date.

(2) The provisions are—

- (a) section 20 (determination of appeals); and
- (b) section 36 (appeals: supplementary provisions).

(1) Sections 20(2) and 36(2) of the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 are repealed by section 56 of, and the schedule to, the Planning etc. (Scotland) Act 2006: commenced by [S.S.I. 2011/382 \(C. 36\)](#).