
SCOTTISH STATUTORY INSTRUMENTS

2013 No. 105

TOWN AND COUNTRY PLANNING

The Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Amendment Regulations 2013

Made - - - - *19th March 2013*

Coming into force - - *6th April 2013*

The Scottish Ministers make the following Regulations in exercise of the powers conferred by section 252 of the Town and Country Planning (Scotland) Act 1997(1) and all other powers enabling them to do so.

In accordance with section 252(6) of that Act, a draft of this instrument has been laid before and approved by resolution of the Scottish Parliament.

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Amendment Regulations 2013 and come into force on 6th April 2013.

(2) In these Regulations “the principal Regulations” means the Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Regulations 2004(2).

Amendment of the Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Regulations 2004

2.—(1) The principal Regulations are amended in accordance with paragraphs (2) to (6).

(2) In regulation 12 (fees for applications for certificates of lawful use or development)—

(a) in paragraph (5)(b) for “£160” substitute “£192”; and

(b) in paragraph (6)—

(i) for “£319” substitute “£382”; and

(ii) for “£15,950” substitute “£19,100”.

(1) 1997 c.8. The functions of the Secretary of State were transferred to the Scottish Ministers by virtue of section 53 of the Scotland Act 1998 (c.46). Section 252 was amended by section 31 of, and Schedule 1 to, the [Planning etc. \(Scotland\) Act 2006 \(asp17\)](#).

(2) S.S.I. 2004/219 as amended by S.S.I. 2007/253, 2007/268, 2009/222 and 2010/141 and 280 .

(3) In regulation 13(1) (fees for certain applications for the prior approval of the planning authority) for “£61” substitute “£74”.

(4) In regulation 14(2) (fees for applications for consent for advertisements) for “£160” substitute “£192”.

(5) In the Schedule (fees in respect of applications and deemed applications for planning permission or for approval, consent or agreement required by a condition imposed on a grant of planning permission in principle)—

(a) in paragraphs 4(1) and 5(2) and (3)(b) for “£319” substitute “£382”;

(b) in paragraphs 6 and 7(b) for “£160” substitute “£192”; and

(c) in paragraph 14—

(i) for “£319” substitute “£382”; and

(ii) for “£7,975” substitute “£9,550”.

(6) For the table in Part III (scale of fees) of the Schedule substitute the table in the Schedule to these Regulations.

Savings

3. Subject to regulation 3 (savings) of the Town and Country Planning (Fees for Applications and Deemed Applications) (Scotland) Amendment (No. 2) Regulations 2010(3), notwithstanding the amendment of the principal Regulations by regulation 2, the principal Regulations continue to apply in respect of any application or deemed application referred to in regulation 1(2) of the principal Regulations made or deemed to be made before the date on which these Regulations come into force as they did immediately before these Regulations came into force.

St Andrew’s House,
Edinburgh
19th March 2013

DEREK MACKAY
Authorised to sign by the Scottish Ministers