SCOTTISH STATUTORY INSTRUMENTS

2001 No. 245

TOWN AND COUNTRY PLANNING

The Town and Country Planning (General Development Procedure) (Scotland) Amendment Order 2001

Made - - - -	*25th June 2001*
Laid before the Scottish Parliament - - - -	*25th June 2001*
Coming into force - -	*23rd July 2001*

The Scottish Ministers, in exercise of the powers conferred by sections 30, 32 and 275 of the Town and Country Planning (Scotland) Act 1997(**1**) and of all other powers enabling them in that behalf, hereby make the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Town and Country Planning (General Development Procedure) (Scotland) Amendment Order 2001 and shall come into force on 23rd July 2001.

(2) In this Order, "the 1992 Order" means the Town and Country Planning (General Development Procedure) (Scotland) Order 1992(**2**)

Amendment of the 1992 Order

2. In article 3(c) of the 1992 Order (application for planning permission)–

(a) the word "and" at the end of sub-paragraph (iv) shall be omitted;

(b) for "Regulations." at the end of sub-paragraph (v), substitute "Regulations; and"; and

(c) after sub-paragraph (v), insert the following sub-paragraph:–

"(vi) where the application relates to the installation of an antenna to be employed in a telecommunciations system, within the meaning of section 4(1) of the Telecommunications Act 1984(**3**), a declaration by the applicant that the antenna is designed to be in full compliance with the requirements of the radio frequency public exposure guidelines of the International Commission on Non-Ionising Radiation Protection, as expressed in EU Council recommendation of

(**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).
(**2**) S.I.1992/224; amended by S.I. 1992/2083, 1993/1039, 1994/2585 and 1994/3293.
(**3**) 1984 c. 12.