



Planning etc. (Scotland) Act 2006

2006 asp 17

PART 3

DEVELOPMENT MANAGEMENT

Determination of applications

14 Pre-determination hearings

(1) After section 38 of the principal Act insert—

“38A Pre-determination hearings

- (1) Regulations or a development order may provide that, before determining an application for planning permission for a development of a class prescribed in the regulations or order, a planning authority are to give the applicant and any person so prescribed an opportunity of appearing before and being heard by a committee of the authority.
- (2) The procedures in accordance with which any such hearing is arranged and conducted (including, without prejudice to the generality of this subsection, procedures for ensuring relevance and avoiding repetition) and any other procedures consequent upon the hearing are to be such as the authority consider appropriate.
- (3) Any right of attendance at the hearing (other than for the purpose of appearing before and being heard by the committee) is to be such as the authority consider appropriate.
- (4) In relation to an application other than is provided for in regulations or a development order under subsection (1), a planning authority may elect to give the applicant and any other person an opportunity such as is mentioned in that subsection; and if the authority do so elect, subsections (2) and (3) apply accordingly.”.

^{F1}(2)

Status: Point in time view as at 01/03/2020.

Changes to legislation: There are currently no known outstanding effects for the Planning etc. (Scotland) Act 2006, Section 14. (See end of Document for details)

Textual Amendments

- F1** S. 14(2) repealed (1.3.2020) by [Planning \(Scotland\) Act 2019 \(asp 13\)](#), **ss. 27(2)**, 63(2); S.S.I. 2019/385, **reg. 3**

Commencement Information

- I1** S. 14 in force at 12.12.2008 for specified purposes by S.S.I. 2008/411, **art. 2(2)(3)(a)**
- I2** S. 14 in force at 3.8.2009 in so far as not already in force by S.S.I. 2009/219, **art. 2, Sch.**

Status:

Point in time view as at 01/03/2020.

Changes to legislation:

There are currently no known outstanding effects for the Planning etc. (Scotland) Act 2006, Section 14.