



# Town and Country Planning (Scotland) Act 1969

## 1969 CHAPTER 30

### PART VII

#### GENERAL

#### 102 Expenses

There shall be defrayed out of moneys provided by Parliament—

- (a) any sums required for the payment of grants under section 97 above;
- (b) any other expenses of a Minister under this Act; and
- (c) any increase attributable to the provisions of this Act in the sums payable out of moneys so provided under any other enactment.

#### 103 Interpretation

(1) In this Act, unless the context otherwise requires—

" the Act of 1945 " means the Town and Country Planning (Scotland) Act 1945;

" the Acquisition Act 1947 " means the Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947;

" the Act of 1947 " means the Town and Country Planning (Scotland) Act 1947;

" the Act of 1954 " means the Town and Country Planning (Scotland) Act 1954;

" the Act of 1959 " means the Town and Country Planning (Scotland) Act 1959;

" the Act of 1965 " means the Control of Office and Industrial Development Act 1965 ;

" bridleway " and " footpath " have the same meanings as in section 47 of the Countryside (Scotland) Act 1967;

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*Status: This is the original version (as it was originally enacted).*

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" the Lands Tribunal" means the Lands Tribunal for Scotland;

" new development " has the same meaning as in section 16(5) of the Act of 1954;

" prescribed " means prescribed by regulations made by the Secretary of State under this Act.

- (2) This Act and the Act of 1947 shall have effect as if this Act were part of that Act.
- (3) Until sections 1 to 3 of the Lands Tribunal Act 1949 come into force as regards Scotland, for any reference in this Act to the Lands Tribunal there shall be substituted a reference to an official arbiter appointed under Part I of the Land Compensation (Scotland) Act 1963, and sections 3 and 5 of that Act shall apply, subject to any necessary modifications, in relation to the determination of any question under this Act by an arbiter so appointed.
- (4) Any reference in this Act to any other enactment is a reference thereto as amended, and includes a reference thereto as extended or applied, by or under any other enactment, including this Act.

#### **104 Commencement**

- (1) This Act shall come into operation on a day appointed by an order made by statutory instrument by the Secretary of State, and different days may be appointed under this section for different purposes and, in particular, different days may be so appointed for the coming into operation of the same provision in different areas.
- (2) No order under this section relating to Part III of this Act shall be made unless a draft of the order has been approved by both Houses of Parliament.
- (3) Any reference in this Act to the commencement of any provision thereof shall be construed as a reference to the day appointed for the coming into operation of that provision or, in the case of a provision which comes into operation on different days in different areas, shall, in relation to any area, be construed as a reference to the day appointed for the coming into operation of that provision in that area.
- (4) An order under this section may make such transitional provision as appears to the Secretary of State to be necessary or expedient in connection with the provisions thereby brought into force, including such adaptation of those provisions or any provision of this Act then in force as appear to him to be necessary or expedient in consequence of the partial operation of this Act (whether before or after the day appointed by the order).
- (5) The Secretary of State shall maintain and keep up to date a register showing the effect of orders made under this section in such a way as enables members of the public to inform themselves—
  - (a) as to the provisions of this Act which have come, or are to be brought, into operation, and on which dates and in relation to which areas ; and
  - (b) as to whether, in the case of a particular area, any transitional provision has been made by such an order.
- (6) The register maintained by the Secretary of State under this section shall be kept at his principal offices in Edinburgh; and the register shall be available for inspection by the public at all reasonable hours.

**105 Adaptation, amendment and modification of enactments**

Schedule 9 to this Act shall have effect for adapting and interpreting Acts other than this Act and for making amendments and modifications to such Acts, being minor amendments and amendments consequential on the foregoing provisions of this Act.

**106 Transitional provisions and savings**

Schedule 10 to this Act shall have effect for the purpose of the transition to the provisions of this Act from the law in force before the commencement of those provisions and with respect to the application of this Act to things done before the commencement of those provisions.

**107 Repeals**

The enactments specified in Schedule 11 to this Act are hereby repealed to the extent specified in the third column of that Schedule.

**108 Short title, citation and extent**

- (1) This Act may be cited as the Town and Country Planning (Scotland) Act 1969.
- (2) The Town and Country Planning (Scotland) Acts 1947 to 1966 and this Act may be cited as the Town and Country Planning (Scotland) Acts 1947 to 1969.
- (3) This Act, except so far as it provides for Joint Planning Inquiry Commissions and except so far as it amends the House of Commons Disqualification Act 1957, shall extend to Scotland only.