

Changes to legislation: Town and Country Planning (Scotland) Act 1997, Cross Heading: Land allocated for public authority functions in development plans etc. is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 14

BLIGHTED LAND

Land allocated for public authority functions in development plans etc.

^{F1}1

Textual Amendments

F1 Sch. 14 para. 1 repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 1(14)(a); S.S.I. 2023/10, reg. 3(2)(e)

- 2 (1) This paragraph applies to land which—
- (a) is allocated for the purposes of any such functions as are mentioned in [^{F2}sub-paragraph (1A)] by a local [^{F3}development] plan in force, or
 - (b) is land defined in such a plan as the site of proposed development for the purposes of any such functions.

[^{F4}(1A) The functions are—

- (a) the functions of a government department, local authority or statutory undertaker,
- (b) the provision by an electronic communications operator of an electronic communications code network, or
- (c) the provision by a former PTO of a public electronic communications network or a public electronic communications service.]

[^{F5}(2) In sub-paragraph (1), the reference to a local development plan in force includes a reference to a proposed local development plan which has been submitted to the Scottish Ministers under section 18(3)(b) or 19A(5)(b)(ii).]

[^{F5}(3) Sub-paragraph (2) ceases to apply—

- (a) when the proposed local development plan (whether or not modified) is constituted under section 20(1) as the local development plan, or
- (b) when as regards the proposed local development plan the planning authority arrive at the consideration mentioned in section 19A(6).]

(4) In sub-paragraph (2) references to anything done under any provision include references to anything done under that provision as it applies by virtue of section [^{F6}23B].

Textual Amendments

F2 Words in Sch. 14 para. 2(1)(a) substituted (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 1(14)(b)(i); S.S.I. 2023/10, reg. 3(2)(e)

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- F3** Word in Sch. 14 para. 2(1)(a) inserted (6.4.2009) by [Planning etc. \(Scotland\) Act 2006 \(asp 17\)](#), **ss. 54(19)(b)(i)**, 59(2) (with S.S.I. 2009/101, arts. 1(1), 3); S.S.I. 2009/100, art. 2, sch.
- F4** Sch. 14 para. 2(1A) inserted (12.2.2023) by [Planning \(Scotland\) Act 2019 \(asp 13\)](#), s. 63(2), **sch. 2 para. 1(14)(b)(ii)**; S.S.I. 2023/10, reg. 3(2)(e)
- F5** Sch. 14 para. 2(2)(3) substituted (6.4.2009) by [Planning etc. \(Scotland\) Act 2006 \(asp 17\)](#), **ss. 54(19)(b)(ii)**, 59(2) (with S.S.I. 2009/101, arts. 1(1), 3); S.S.I. 2009/100, art. 2, sch.
- F6** Word in Sch. 14 para. 2(4) substituted (6.4.2009) by [Planning etc. \(Scotland\) Act 2006 \(asp 17\)](#), **ss. 54(19)(b)(iii)**, 59(2) (with S.S.I. 2009/101, arts. 1(1), 3); S.S.I. 2009/100, art. 2, sch.

- 3 This paragraph applies to land indicated in a plan (other than a development plan) approved by a resolution passed by a planning authority for the purpose of the exercise of their powers under Part III as land which may be required for the purposes of any functions of a government department, local authority or statutory undertakers.
- 4 This paragraph applies to land in respect of which a planning authority—
 - (a) have resolved to take action to safeguard it for development for the purposes of any such functions as are mentioned in paragraph 3, or
 - (b) have been directed by the Secretary of State to restrict the grant of planning permission in order to safeguard it for such development.

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied by [S.S.I. 2008/189 art. 53\(3\)](#)
- Act power to apply (with or without modifications) conferred by [2021 asp 9 s. 45\(3\)\(b\)\(c\)](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 11A inserted by [2006 asp 17 s. 29](#)
- Pt. 12A inserted by [2006 asp 17 s. 30](#)
- Pt. 12A inserted by [2019 asp 13 s. 46\(2\)](#)
- s. 3CD inserted by [2019 asp 13 s. 4\(2\)](#)
- s. 20AA(4)(a)(iii) inserted by [2019 asp 13 s. 14\(6\)](#)
- s. 29(1)(ca) inserted by [2019 asp 13 Sch. 2 para. 5\(3\)\(b\)](#)
- s. 36(1)(ca) inserted by [2019 asp 13 Sch. 2 para. 5\(4\)\(b\)](#)
- s. 36(5)(6) inserted by [2019 asp 13 s. 36\(2\)](#)
- s. 40A inserted by [2019 asp 13 s. 19\(2\)](#)
- s. 43A-43AD substituted for s. 43A by [2019 asp 13 s. 28\(2\)](#)
- s. 47(2)(aa) inserted by [2019 asp 13 s. 28\(3\)\(a\)](#)
- s. 47(2A) inserted by [2019 asp 13 s. 28\(3\)\(b\)](#)
- s. 47(6) inserted by [2019 asp 13 s. 31\(2\)\(c\)](#)
- s. 54A-54F and cross-heading inserted by [2019 asp 13 s. 15\(2\)](#)
- s. 57(2C)(2D) inserted by [2021 asp 9 s. 44\(2\)](#)
- s. 58(4)(fa) inserted by [2019 asp 13 Sch. 2 para. 5\(5\)\(b\)](#)
- s. 61(1)(ba) inserted by [2019 asp 13 Sch. 2 para. 5\(6\)\(b\)](#)
- s. 75(4A) inserted by [2019 asp 13 s. 35\(2\)](#)
- s. 75A(5A) inserted by [2019 asp 13 s. 35\(3\)](#)
- s. 77A inserted by [2019 asp 13 s. 39\(2\)](#)
- s. 135(4A) inserted by [2019 asp 13 s. 43\(2\)\(c\)](#)
- s. 154(1)(c) and word inserted by [2019 asp 13 s. 28\(4\)\(a\)\(ii\)](#)
- s. 154(1A) inserted by [2019 asp 13 s. 28\(4\)\(b\)](#)
- s. 158A(1A) inserted by [2019 asp 13 s. 44\(2\)](#)
- s. 158B-158F and cross-heading inserted by [2019 asp 13 s. 43\(3\)](#)
- s. 183(1)(c) inserted by [2019 asp 13 Sch. 2 para. 5\(7\)\(b\)](#)
- s. 237(1)(ba) inserted by [2019 asp 13 Sch. 2 para. 5\(8\)](#)
- s. 238(3)(a)-(c) inserted by [2019 asp 13 Sch. 2 para. 5\(9\)\(a\)\(ii\)](#)
- s. 238(5)(ba) inserted by [2019 asp 13 Sch. 2 para. 5\(9\)\(b\)](#)
- s. 238(7) inserted by [2019 asp 13 Sch. 2 para. 5\(9\)\(c\)](#)