

Status: Point in time view as at 03/08/2009.

Changes to legislation: Town and Country Planning (Scotland) Act 1997, Cross Heading: Consultations is up to date with all changes known to be in force on or before 15 July 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)

SCHEDULES

SCHEDULE 3 **S**

CONDITIONS RELATING TO MINERAL WORKING

PART I **S**

CONDITIONS IMPOSED ON GRANT OF PERMISSION

Consultations

- 4 (1) Before imposing an aftercare condition specifying a use for forestry, the planning authority shall consult the Forestry Commission as to whether it is appropriate to specify that use.
- (2) Where after consultations required by sub-paragraph (1) the planning authority are satisfied that the use that they ought to specify is a use for forestry, they shall consult the Forestry Commission with regard to whether the steps to be taken should be specified in the aftercare condition or in an aftercare scheme.
- (3) The planning authority shall also consult the Forestry Commission—
- (a) as to the steps to be specified in an aftercare condition which specifies a use^{F1}... for forestry, and
 - (b) before approving an aftercare scheme submitted in accordance with an aftercare condition which specifies such a use.
- (4) The planning authority shall also, from time to time as they consider expedient, consult the Forestry Commission as to whether the steps specified in an aftercare condition or an aftercare scheme are being taken.
- (5) In this paragraph “forestry” has the same meaning as in paragraph 2.

Textual Amendments

- F1** Words in Sch. 3 para. 4(3)(a) repealed (3.8.2009) by [Planning etc. \(Scotland\) Act 2006 \(asp 17\), s. 59\(2\), sch.](#); S.S.I. 2009/219, art. 2, sch.

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