
EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 93 of the Planning and Compulsory Purchase Act 2004 amended the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 by inserting a new section 73B. This section makes provision for urgent applications for works to buildings on Crown land which are listed or which are in conservation areas and provides for such applications to be made directly to the Scottish Ministers.

These Regulations amend the Town and Country Planning (Listed Buildings and Buildings in Conservation Areas) (Scotland) Regulations 1987 to prescribe publicity requirements for such applications (regulation 2), in accordance with section 73B(8) where the application is made to the Scottish Ministers.

The provision inserts new regulation 5(1)(A) to require the Scottish Ministers to publicise applications for urgent works in the same way as a planning authority under regulation 5, with the exception of applications for works affecting only the interior of Category B and C(S) listed buildings which are exempted from the requirements.