



New Towns (Scotland) Act 1968

1968 CHAPTER 16

Miscellaneous and supplementary

44 Inquiries under Private Legislation Procedure (Scotland) Act 1936

- (1) Where the Ministers concerned so direct—
 - (a) any inquiry in relation to an order under this Act which in certain events becomes subject to special parliamentary procedure, and
 - (b) any hearing in connection with—
 - (i) an appeal against the refusal, or the grant, subject to conditions, of an application by statutory undertakers for planning permission to develop operational land, or
 - (ii) such an application made by statutory undertakers and referred to the Secretary of State, or
 - (iii) the revocation or modification of planning permission to develop operational land granted to statutory undertakers,shall be held by Commissioners under the Private Legislation Procedure (Scotland) Act 1936.
- (2) Any such direction shall be deemed to have been given under section 2, as read with section 10, of the Statutory Orders (Special Procedure) Act 1945.
- (3) Paragraphs 4 and 5 of Schedule 8 to this Act shall not apply to an order such as is mentioned in subsection (1)(a) above.
- (4) Nothing in subsections (2) to (9) of the last foregoing section shall apply to any inquiry to which subsection (1)(a) above applies.
- (5) The provisions of the said Act of 1945 in relation to the publication of notices in the Edinburgh Gazette and in a newspaper shall, notwithstanding anything contained in that Act, not apply to any order under this Act which is subject to special parliamentary procedure.