

SCHEDULES

SCHEDULE 11

SIMPLIFIED PLANNING ZONES - SCOTLAND

PART I

MODIFICATION OF PROCEDURE FOR MAKING OR ALTERING SCHEMES

Dealing with objections, etc.

- 2 (1) For paragraph 7(1) to (3) (objections: local inquiry or other hearing) there is substituted—

“Procedure for dealing with objections

- 7 (1) Where objections to the proposed scheme or alterations are made, the planning authority may—
- (a) for the purpose of considering the objections, cause a local inquiry or other hearing to be held by a person appointed by the Secretary of State or, in such cases as may be prescribed, appointed by the authority, or
 - (b) require the objections to be considered by a person appointed by the Secretary of State.
- (2) A planning authority shall exercise the power under sub-paragraph (1), or paragraph (a) or (b) of that sub-paragraph, if directed to do so by the Secretary of State.”

- (2) For paragraph 10(3) and (4) (consideration of objections, etc., by Secretary of State) there is substituted—

“(3) Where on taking the proposals into consideration the Secretary of State does not determine then to reject them he shall, before determining whether or not to approve them, consider any objections made in accordance with regulations (and not withdrawn) except objections which—

- (a) have already been considered by the planning authority or by a person appointed by the Secretary of State, or
- (b) have already been considered at a local inquiry or other hearing.

- (4) The Secretary of State may—

- (a) for the purpose of considering any objections and the views of the planning authority and of such other persons as he thinks fit, cause a local inquiry or other hearing to be held by a person appointed by him, or

Status: This is the original version (as it was originally enacted).

- (b) require such objections and views to be considered by a person appointed by him.
- (5) In considering the proposals the Secretary of State may consult with, or consider the views of, any planning authority or any other person; but he need not do so, or give an opportunity for the making or consideration of representations or objections, except so far as he is required to do so by sub-paragraph (3) of this paragraph.”