



# Planning and Compensation Act 1991

## 1991 CHAPTER 34

### PART II

#### TOWN AND COUNTRY PLANNING - SCOTLAND

##### *New enforcement powers*

#### **35 Interdicts relating to breaches of planning control**

After section 260 of the 1972 Act there is inserted—

##### *“Interdicts restraining breaches of planning control*

#### **260A Interdicts restraining breaches of planning control**

- (1) Whether or not they have exercised or propose to exercise any of their other powers under this Act, a planning authority may seek to restrain or prevent any actual or apprehended breach of any of the controls provided for by or under this Act by means of an application for interdict.
- (2) On an application under subsection (1) of this section the court may grant such interdict as it thinks appropriate for the purpose of restraining or preventing the breach.
- (3) In this section “the court” means the Court of Session or the sheriff.”