
STATUTORY INSTRUMENTS

1977 No. 794 (S. 60)**TOWN AND COUNTRY PLANNING, SCOTLAND****The Town and Country Planning (Development Plans)
(Scotland) Order 1977***Made - - - - - 2nd May 1977**Coming into Operation 16th May 1977*

In exercise of the powers conferred on me by section 18 of the Town and Country Planning (Scotland) Act 1972(a), and of all other powers enabling me in that behalf, I hereby make the following order:—

1.—(1) This order may be cited as the Town and Country Planning (Development Plans) (Scotland) Order 1977 and shall come into operation on 16th May 1977.

(2) The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

2. Subject to the provisions of Article 3 of this Order, Schedules 3 and 4 to the Town and Country Planning (Scotland) Act 1972 are hereby repealed.

3. As respects any area in relation to which proposals have been submitted to the Secretary of State under paragraph 3 of the said Schedule 3 prior to the coming into operation of this Order, the repeals effected by this Order shall be deferred until the date on which the decision of the Secretary of State on whether to amend the development plan becomes final.

Bruce Millan,

One of Her Majesty's Principal
Secretaries of State.

New St Andrew's House,
Edinburgh.

2nd May 1977.

(a) 1972 c. 52.

(b) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order repeals Schedules 3 and 4 to the Town and Country Planning (Scotland) Act 1972 which contain provisions allowing existing development plans to be amended. The repeals take effect as from the date of the Order except as respects those areas in relation to which the Secretary of State has before him proposals made by the planning authority for alterations or additions to their development plan; in those cases the repeals are deferred until the Secretary of State has taken a decision on the proposals in question.

When these repeals take effect as respects any area, Schedule 5 to the 1972 Act comes into operation in that area. This allows a development plan in force when the Order is made to remain as the development plan, or part thereof, until it is superseded by a local plan adopted or approved under Section 12 of the Act, or until it is revoked by the Secretary of State. In future, new development plans will take the form of structure and local plans prepared under Part II of the 1972 Act.

Any person may at any time ascertain the up to date effect of this Order on any areas from the register kept by the Secretary of State under Section 18(7) of the 1972 Act.

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