



Climate Change (Scotland) Act 2009

2009 asp 12

PART 5

OTHER CLIMATE CHANGE PROVISIONS

CHAPTER 3

ENERGY EFFICIENCY

Permitted development rights

71 Microgeneration in non-domestic buildings

- (1) The Scottish Ministers must exercise their functions under sections 30 and 31 of the Town and Country Planning (Scotland) Act 1997 (c. 8) so as to make provision specifying the circumstances in which development of the class mentioned in subsection (2) is granted planning permission by virtue of an order under section 30 of that Act.
- (2) That class is the installation, alteration or replacement, within the curtilage of a non-domestic building, of microgeneration equipment.
- (3) The Scottish Ministers must comply with subsection (1) no later than 12 months after the day on which this section comes into force.
- (4) Before complying with subsection (1), the Scottish Ministers must consult—
 - (a) such persons appearing to them to represent the producers and suppliers of the equipment mentioned in subsection (2); and
 - (b) such other persons as the Scottish Ministers consider appropriate.
- (5) In this section—
 - “microgeneration” has the same meaning as in section 70(5);
 - “non-domestic building” has the same meaning as in section 63(7).

Changes to legislation: There are currently no known outstanding effects for the Climate Change (Scotland) Act 2009, Section 71. (See end of Document for details)

Commencement Information

II S. 71 in force at 1.4.2010 by [S.S.I. 2009/341](#), **art. 2(3)**

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