



Planning (Scotland) Act 2019

2019 asp 13

PART 6

FINAL PROVISIONS

59 Ancillary provision

The Scottish Ministers may by regulations make any incidental, supplementary, consequential, transitional, transitory or saving provision they consider appropriate for the purposes of, or in connection with, or for giving full effect to this Act or any provision made under it.

60 Power to replace descriptions with actual dates

- (1) The Scottish Ministers may by regulations amend—
 - (a) section 158B of the Town and Country Planning (Scotland) Act 1997, and
 - (b) section 43(5) of this Act,so that, instead of referring to the day on which section 43 comes into force, they specify the date on which section 43 actually came into force.
- (2) The Scottish Ministers may by regulations amend section 275B(2)(b) of the Town and Country Planning (Scotland) Act 1997 so that, instead of referring to the day on which section 49 of this Act comes into force, it specifies the date on which that section actually came into force.
- (3) The Scottish Ministers may by regulations amend section 58(1) so that, instead of referring to the day that the Bill for this Act receives Royal Assent, it specifies the date on which the Bill actually received Royal Assent.

61 Regulation-making powers

- (1) A power to make regulations conferred by this Act includes the power to make different provision for different purposes and areas.
- (2) Regulations under section 59—
 - (a) are subject to the affirmative procedure if they add to, replace or omit any part of the text of an Act (including this Act), but

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- (b) otherwise are subject to the negative procedure.
- (3) Regulations under sections ^{F1}... 54 and 57 are subject to the affirmative procedure.
- (4) Before making regulations under section 54, the Scottish Ministers must consult—
 - (a) any local authority that may be affected by the regulations, and
 - (b) any other persons the Ministers consider appropriate.

Textual Amendments

- F1** S. 61(3) punctuation marks omitted (18.12.2019) by virtue of [The Planning \(Scotland\) Act 2019 \(Ancillary Provision\) Regulations 2019 \(S.S.I. 2019/424\)](#), regs. 1, **2(4)**

62 Minor and consequential amendments and repeals

Schedule 2 makes provision for minor and consequential amendments and repeals.

Commencement Information

- I1** S. 62 in force at 8.11.2019 for specified purposes by [S.S.I. 2019/314](#), **reg. 2, sch.**
- I2** S. 62 in force at 1.12.2019 for specified purposes by [S.S.I. 2019/385](#), **reg. 2, sch.**
- I3** S. 62 in force at 18.5.2020 for specified purposes by [S.S.I. 2020/67](#), **reg. 2**
- I4** S. 62 in force at 1.10.2022 for specified purposes by [S.S.I. 2022/275](#), **reg. 2(2)(e)(3)** (with reg. 3)
- I5** S. 62 in force at 11.2.2023 for specified purposes by [S.S.I. 2023/10](#), **reg. 2(2)(a)(3)**
- I6** S. 62 in force at 12.2.2023 for specified purposes by [S.S.I. 2023/10](#), **reg. 3(2)(d)(3)**
- I7** S. 62 in force at 19.5.2023 for specified purposes by [S.S.I. 2023/100](#), **reg. 2(2)(e)(4)**

63 Commencement

- (1) This section and sections 58, 59, 60, 61 and 64 come into force on the day after Royal Assent.
- (2) The other provisions of this Act come into force on such day as the Scottish Ministers may by regulations appoint.
- (3) Regulations under subsection (2) may—
 - (a) appoint different days for different purposes,
 - (b) contain transitional, transitory or saving provision.

64 Short title

The short title of this Act is the Planning (Scotland) Act 2019.

Changes to legislation:

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Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing S.S.I. 2019/377, reg. 9 by [S.S.I. 2019/411 reg. 2](#)
- specified provision(s) amendment to earlier commencing S.S.I. 2021/101, regs. 3, 4 by [S.S.I. 2021/291 reg. 2](#)