



Planning (Scotland) Act 2019

2019 asp 13

PART 3

DEVELOPMENT MANAGEMENT

Applications

18 Pre-application consultation

- (1) The Town and Country Planning (Scotland) Act 1997 is amended as follows.
- (2) In section 35A (pre-application consultation: preliminary)—
 - (a) in subsection (1A)—
 - (i) the words “to which section 42 applies” become paragraph (a),
 - (ii) after paragraph (a), insert “, or
 - (b) in circumstances specified by the Scottish Ministers in regulations under this section.”,
 - (b) in subsection (3), for “the development is of a class prescribed under subsection (1)” substitute “compliance with section 35B is required”,
 - (c) in subsection (5), after “form” insert “, and have such content”,
 - (d) in subsection (9), for “the development is not of a class prescribed under subsection (1)” substitute “compliance with section 35B is not required”.
- (3) In section 35B (pre-application consultation: compliance), in subsection (3), after “weeks” insert “, but no more than 18 months”.
- (4) In section 35C (pre-application consultation report), in subsection (2), after “form” insert “ and include such content”.

Commencement Information

- 11** S. 18(1)(2)(4) in force at 1.12.2019 by S.S.I. 2019/385, [reg. 2](#), [sch.](#)
- 12** S. 18(3) in force at 1.10.2022 by S.S.I. 2021/101, [reg. 3](#) (with [reg. 4](#)) (as amended by S.S.I. 2022/67, [regs. 1, 2](#))

Changes to legislation:

Planning (Scotland) Act 2019, Section 18 is up to date with all changes known to be in force on or before 03 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

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](#)