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SCOTTISH STATUTORY INSTRUMENTS

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**2004 No. 332**

**TOWN AND COUNTRY PLANNING**

**The Town and Country Planning (Electronic Communications) (Scotland) Order 2004**

*Made - - - - 27th July 2004*

*Coming into force in accordance with article 1*

**THE TOWN AND COUNTRY PLANNING (ELECTRONIC COMMUNICATIONS) (SCOTLAND) ORDER 2004**

1. Citation, commencement and extent
  2. Interpretation
  3. Use of electronic communications for appealing against enforcement notice
  4. Use of electronic communications for service of notices
  5. Postal addresses to be provided in response to certain notices requiring information
  6. Insertion of definitions and interpretation provisions
  7. Applications for review of old mineral planning permissions
  8. Applications for periodic review of mineral planning permissions
  9. Use of electronic communications for appeals against listed building enforcement notice
  10. Use of electronic communication for service of notices under the Listed Buildings Act
  11. Insertion of definitions and interpretation into the Listed Buildings Act
  12. Amendment of regulations relating to development by planning authorities
  13. Amendment of regulations relating to structure plans
  14. Amendment of control of advertisement
  15. Amendment of listed building and conservation areas
  16. Amendment of regulations relating to planning appeals
  17. Amendment of The Town and Country Planning (General Permitted Development) (Scotland) Order 1992
  18. Amendment of The Town and Country Planning (General Development Procedure) (Scotland) Order 1992
  19. Amendment of regulations relating to enforcement appeals
  20. Amendment of certain rules relating to planning inquiries
  21. Amendment of regulations relating to environmental impact assessments
- Signature

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

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SCHEDULE 1 Amendment of The Town and Country Planning (Development by Planning Authorities) (Scotland) Regulations 1981

1. In regulation 2 (interpretation), after “in these regulations” insert– “electronic...”
2. After regulation 2, insert– (1) In these Regulations, and in relation to the use...
3. After regulation 10 insert– Withdrawal of consent to use of...

SCHEDULE 2 Amendment of The Town and Country Planning (Structure and Local Plans)(Scotland) Regulations 1983

1. In paragraph (1) of regulation 2 (interpretation), after the definition...
2. After regulation 2, insert– (1) In these Regulations, and in relation to the use...
3. After regulation 19 (notification of a decision) insert– Use of...
4. After regulation 41 insert– Withdrawal of consent to use of...
5. After regulation 45 insert– (1) Where a planning authority maintain a website for the...

SCHEDULE 3 Amendment of The Town and Country Planning (Control of Advertisements) (Scotland) Regulations 1984

1. In paragraph (1) of regulation 2 (interpretation), after the definition...
2. After regulation 2, insert– (1) In these Regulations, and in relation to the use...
3. In regulation 20 (notification of a decision)–
4. After regulation 32 insert– Withdrawal of consent to use of...

SCHEDULE 4 Amendment of The Town and Country Planning (Listed Building and Buildings in Conservation Areas) (Scotland) Regulations 1987

1. In paragraph (1) of regulation 2 (interpretation), after the definition...
2. After regulation 2, insert– (1) In these Regulations, and in relation to the use...
3. After regulation 8 (appeals), insert– Use of electronic communications (1) Paragraphs (2) and (3) apply where an electronic communication...

SCHEDULE 5 Amendment of The Town and Country Planning (Appeals) (Written Submissions Procedure) (Scotland) Regulations 1990

1. In regulation 2 (interpretation)– (a) in the definition of “appeals...”
2. After regulation 2, insert– (1) In these Regulations, and in relation to the use...
3. In regulation 3 (application), after paragraph (2) insert–
4. In regulation 4 (notice to interested parties) paragraph (1) is...
5. After regulation 8 insert– Withdrawal of consent to use of...

SCHEDULE 6 Amendment of The Town and Country Planning (General Permitted Development) (Scotland) (Order) 1992

1. In paragraph (2) of article 2 (interpretation) after the definition...
2. At the end of article 2, insert–

SCHEDULE 7 Amendment of The Town and Country Planning (General Development Procedure) (Scotland) (Order) 1992

1. In paragraph (2) of article 2 (interpretation)–
2. At the end of article 2, insert–
3. After article 2 insert– Withdrawal of consent to use electronic...
4. In article 23 (appeals), at the end insert–

5. In Schedule 5 to the Order (register of applications) at...
    - SCHEDULE 8 Amendment of The Town and Country Planning Enforcement of Control (No 2) (Scotland) Regulations 1992
  1. In paragraph (1) of regulation 2 (interpretation) after the definition...
  2. After regulation 2, insert– (1) In these Regulations, and in relation to the use...
    - SCHEDULE 9 Amendment of The Town and Country Planning Appeals (Determination by Appointed Persons) (Inquiries Procedure)(Scotland) Rules 1997
  1. In paragraph (1) of rule 3 (interpretation)–
  2. After rule 3, insert– (1) In these Rules, and in relation to the use...
  3. In rule 14 (date and notification of inquiry)–
  4. In rule 12 (service of statements of case etc.)–
  5. In rule 22 (notification of a decision)–
  6. For rule 24 (service of notices by post), substitute– Service...
  7. After rule 24 insert– Withdrawal of consent to use of...
    - SCHEDULE 10 Amendment of The Town and Country Planning Appeals (Inquiries Procedure) Scotland) Rules 1997
  1. In paragraph (1) of rule 3 (interpretation)–
  2. After rule 3, insert– (1) In these Rules, and in relation to the use...
  3. In rule 12 (precognitions) after paragraph (7) insert–
  4. In rule 13 (service of statements of case etc.)–
  5. In rule 15 (date and notification of inquiry)–
  6. In rule 22 (notification of a decision)–
  7. For rule 24 (notices by post), substitute– Service of notices...
  8. After rule 24 insert– Withdrawal of consent to use of...
    - SCHEDULE 11 Amendment of The Environmental Impact Assessment (Scotland) Regulations 1999
  1. In paragraph (1) of regulation 2 (interpretation), after the definition...
  2. After regulation 2, insert– (1) In Part II of these Regulations, and in relation...
  3. In regulation 13 (publicity for environmental statements), in paragraph (3) (c)(ii),...
  4. In regulation 21 (duties to inform the public and the...
  5. In regulation 38 (public inspection of documents), after paragraph (1)...
  6. For regulation 42, substitute– Subject to paragraph (2) above, any notice or other document...
- Explanatory Note