



Town and Country Planning (Scotland) Act 1997

1997 CHAPTER 8

[^{F1} PART 2

DEVELOPMENT PLANS

[^{F1} [^{F2} *Development plan schemes and delivery programmes*]

Textual Amendments

- F1** Pt. 2 substituted (19.5.2008 for specified purposes, 25.6.2008 for specified purposes, 28.2.2009 in so far as not already in force) by [Planning etc. \(Scotland\) Act 2006 \(asp 17\)](#), **ss. 2, 59(2)** (with savings and transitional provisions in [S.S.I. 2008/165](#), arts. 1, 2 and [S.S.I. 2008/427](#), arts. 1(1), 2-5); [S.S.I. 2008/164](#), art. 2(1)(2), **sch.**; [S.S.I. 2009/70](#), art. 2, **sch.**
- F2** [S. 20B](#) cross-heading substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by [Planning \(Scotland\) Act 2019 \(asp 13\)](#), **ss. 11(4), 63(2)**; [S.S.I. 2019/314](#), reg. 2; [S.S.I. 2023/100](#), reg. 2(2)(c) (with reg. 5)

20B Development plan schemes

- (1) A development plan scheme is to be prepared ^{F3}... by each planning authority.
- (2) [^{F4}An authority are] to prepare the scheme—
 - (a) whenever required to do so by the Scottish Ministers, and
 - (b) (subject to paragraph (a)) whenever the authority think it appropriate to do so but in any event within 1 year after last preparing such a [^{F5}scheme].
- (3) A development plan scheme is a document setting out the authority's programme for preparing and reviewing ^{F6}... their local development plans.
- (4) Without prejudice to the generality of subsection (3), “programme” in that subsection includes, having regard to the provisions of this Part—

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- (a) proposed timetabling,
- (b) details of what is likely to be involved at each stage of preparation or review, and
- (c) an account (in this Part referred to as an authority's "participation statement") of when consultation is likely to take place and with whom and of its likely form and of the steps to be taken to involve the public at large in the stages of preparation or review.

[^{F7}(4A) In preparing the development plan scheme the planning authority are to seek the views of, and have regard to any views expressed by the public at large as to the content of the participation statement.]

- (5) As soon as is reasonably practicable after a development plan scheme has been adopted, the authority which prepared it are to—
 - (a) send two copies of it to the Scottish Ministers,
 - (b) publish it, and
 - (c) place a copy of it in each public library in the [^{F8}area of the authority].
- (6) In subsection (5)(b), “ publish ” includes, without prejudice to that expression's generality, publish by electronic means (as for example by means of the internet).
- (7) Regulations may make provision as to—
 - (a) the form and content of, and
 - (b) the procedures for preparing and adopting, a development plan scheme.

Textual Amendments	
F3	Words in s. 20B(1) repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 1(3)(a) ; S.S.I. 2023/10, reg. 3(2)(e)
F4	Words in s. 20B(2) substituted (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 1(3)(b) ; S.S.I. 2023/10, reg. 3(2)(e)
F5	Word in s. 20B(2)(b) substituted (19.5.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 2(5) ; S.S.I. 2023/100, reg. 2(2)(f) (with reg. 4)
F6	Words in s. 20B(3) repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 1(3)(c) ; S.S.I. 2023/10, reg. 3(2)(e)
F7	S. 20B(4A) inserted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), ss. 7(14) , 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(a) (with reg. 4)
F8	Words in s. 20B(5)(c) substituted (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), sch. 2 para. 1(3)(d) ; S.S.I. 2023/10, reg. 3(2)(e)

21 [^{F9}Delivery programmes]

^{F10}(1)

- (2) A planning authority who prepare a local development plan are to prepare [^{F11}a delivery] programme for the plan.
- (3) In preparing [^{F12}a delivery] programme [^{F13}an authority] are to seek the views of, and have regard to any views expressed by—
 - (a) the key agencies, and

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- (b) such persons as may be prescribed.
- (4) When an authority publish a proposed—
 - ^{F14}(a)
 - (b) local development plan under section 18(1)(a),
they are to publish a proposed^{F15}delivery] programme for the plan.
- ^{F16}(4A) It is the duty of the head of the planning authority's paid service (designated under section 4 of the Local Government and Housing Act 1989) to prepare the proposed delivery programme.
- (4B) The planning authority must approve the proposed delivery programme before it is published.
- (4C) Section 56 of the Local Government (Scotland) Act 1973 (arrangements for discharge of functions by local authorities) does not apply to the function of approving a proposed delivery programme.]
- (5) It is the duty of a key agency to co-operate with ^{F17}an authority] in the preparation of the authority's ^{F18}delivery] programme or proposed ^{F18}delivery] programme.
- (6) ^{F19}A delivery] programme is a document setting out how ^{F20}an authority] propose to implement the plan to which it relates.
- (7) Regulations may make provision as to—
 - (a) the form and content of, and
 - (b) the procedures for preparing and adopting,
^{F21}a delivery] programme.
- (8) The authority are to adopt and publish the ^{F22}delivery] programme within 3 months after the date on which the plan to which it relates is constituted.
- (9) The authority must keep the ^{F23}delivery] programme under review and must update and re-publish it—
 - (a) whenever required to do so by the Scottish Ministers, and
 - (b) (subject to paragraph (a)) whenever they think it appropriate to do so but in any event within 2 years after last publishing (or re-publishing) it.
- (10) When they publish, or re-publish, ^{F24}a delivery] programme, the authority are to—
 - (a) send two copies of it to the Scottish Ministers, and
 - (b) place a copy of it in each public library—
 - ^{F25}(i)
 - (ii) ^{F26}... in the part of the authority's district to which the local development plan in question relates,
and such publication, or re-publication, is to include by electronic means (as for example by means of the internet).]

Textual Amendments

- F9** S. 21 heading substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by [Planning \(Scotland\) Act 2019 \(asp 13\)](#), ss. **11(3)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)

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- F10** S. 21(1) repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(a)**; S.S.I. 2023/10, reg. 3(2)(e)
- F11** Words in s. 21(2) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(a)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F12** Words in s. 21(3) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(b)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F13** Words in s. 21(3) substituted (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(b)**; S.S.I. 2023/10, reg. 3(2)(e)
- F14** S. 21(4)(a) and word repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(c)**; S.S.I. 2023/10, reg. 3(2)(e)
- F15** Word in s. 21(4) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(c)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F16** S. 21(4A)-(4C) inserted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(d)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F17** Words in s. 21(5) substituted (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(d)**; S.S.I. 2023/10, reg. 3(2)(e)
- F18** Word in s. 21(5) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(e)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F19** Words in s. 21(6) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(f)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F20** Words in s. 21(6) substituted (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(e)**; S.S.I. 2023/10, reg. 3(2)(e)
- F21** Words in s. 21(7) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(g)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F22** Word in s. 21(8) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(h)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F23** Word in s. 21(9) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(i)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F24** Words in s. 21(10) substituted (8.11.2019 for specified purposes, 19.5.2023 in so far as not already in force) by Planning (Scotland) Act 2019 (asp 13), **ss. 11(2)(j)**, 63(2); S.S.I. 2019/314, reg. 2; S.S.I. 2023/100, reg. 2(2)(c) (with reg. 5)
- F25** S. 21(10)(b)(i) and word repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(f)**; S.S.I. 2023/10, reg. 3(2)(e)
- F26** Words in s. 21(10)(b)(ii) repealed (12.2.2023) by Planning (Scotland) Act 2019 (asp 13), s. 63(2), **sch. 2 para. 1(4)(g)**; S.S.I. 2023/10, reg. 3(2)(e)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied by [S.S.I. 2008/189 art. 53\(3\)](#)
- Act power to apply (with or without modifications) conferred by [2021 asp 9 s. 45\(3\)\(b\)\(c\)](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 11A inserted by [2006 asp 17 s. 29](#)
- Pt. 12A inserted by [2006 asp 17 s. 30](#)
- Pt. 12A inserted by [2019 asp 13 s. 46\(2\)](#)
- s. 3CD inserted by [2019 asp 13 s. 4\(2\)](#)
- s. 20AA(4)(a)(iii) inserted by [2019 asp 13 s. 14\(6\)](#)
- s. 29(1)(ca) inserted by [2019 asp 13 Sch. 2 para. 5\(3\)\(b\)](#)
- s. 36(1)(ca) inserted by [2019 asp 13 Sch. 2 para. 5\(4\)\(b\)](#)
- s. 36(5)(6) inserted by [2019 asp 13 s. 36\(2\)](#)
- s. 40A inserted by [2019 asp 13 s. 19\(2\)](#)
- s. 43A-43AD substituted for s. 43A by [2019 asp 13 s. 28\(2\)](#)
- s. 47(2)(aa) inserted by [2019 asp 13 s. 28\(3\)\(a\)](#)
- s. 47(2A) inserted by [2019 asp 13 s. 28\(3\)\(b\)](#)
- s. 47(6) inserted by [2019 asp 13 s. 31\(2\)\(c\)](#)
- s. 54A-54F and cross-heading inserted by [2019 asp 13 s. 15\(2\)](#)
- s. 57(2C)(2D) inserted by [2021 asp 9 s. 44\(2\)](#)
- s. 58(4)(fa) inserted by [2019 asp 13 Sch. 2 para. 5\(5\)\(b\)](#)
- s. 61(1)(ba) inserted by [2019 asp 13 Sch. 2 para. 5\(6\)\(b\)](#)
- s. 75(4A) inserted by [2019 asp 13 s. 35\(2\)](#)
- s. 75A(5A) inserted by [2019 asp 13 s. 35\(3\)](#)
- s. 77A inserted by [2019 asp 13 s. 39\(2\)](#)
- s. 135(4A) inserted by [2019 asp 13 s. 43\(2\)\(c\)](#)
- s. 154(1)(c) and word inserted by [2019 asp 13 s. 28\(4\)\(a\)\(ii\)](#)
- s. 154(1A) inserted by [2019 asp 13 s. 28\(4\)\(b\)](#)
- s. 158A(1A) inserted by [2019 asp 13 s. 44\(2\)](#)
- s. 158B-158F and cross-heading inserted by [2019 asp 13 s. 43\(3\)](#)
- s. 183(1)(c) inserted by [2019 asp 13 Sch. 2 para. 5\(7\)\(b\)](#)
- s. 237(1)(ba) inserted by [2019 asp 13 Sch. 2 para. 5\(8\)](#)
- s. 238(3)(a)-(c) inserted by [2019 asp 13 Sch. 2 para. 5\(9\)\(a\)\(ii\)](#)
- s. 238(5)(ba) inserted by [2019 asp 13 Sch. 2 para. 5\(9\)\(b\)](#)
- s. 238(7) inserted by [2019 asp 13 Sch. 2 para. 5\(9\)\(c\)](#)