



# Town and Country Planning (Scotland) Act 1947

1947 CHAPTER 53 10 and 11 Geo 6

## PART I

1 .....<sup>F1</sup>

### Textual Amendments

**F1** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), [Sch. 23](#).

2 .....<sup>F2</sup>

### Textual Amendments

**F2** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), [Sch. 23](#).

## PART II

3–33. ....<sup>F3</sup>

### Textual Amendments

**F3** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), [Sch. 23](#).

*Changes to legislation: There are currently no known outstanding effects for the  
Town and Country Planning (Scotland) Act 1947. (See end of Document for details)*

**PART III**

ACQUISITION OF LAND, ETC

**Modifications etc. (not altering text)**

**C1** Pt. III modified by Land Compensation (Scotland) Act 1963 (c. 51), s. 17, **Sch. 2 para. 1(1)**

**34—** ..... **F4**  
**43.**

**Textual Amendments**

**F4** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 23**.

*Powers relating to highways*

**44** (1) ..... **F5**  
(2) ..... **F6**

**Textual Amendments**

**F5** Ss. 44(1), 45 repealed by Roads (Scotland) Act 1984 (c. 54, SIF 108), s. 156(3), **Sch. 11** (with s. 128(1) )

**F6** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by Town and Country Planning (Scotland) Act 1972 (c. 52), **Sch. 23**.

**45** ..... **F7**

**Textual Amendments**

**F7** Ss. 44(1), 45 repealed by Roads (Scotland) Act 1984 (c. 54, SIF 108), s. 156(3), **Sch. 11** (with s. 128(1) )

**46** †**Power to stop up and divert highways, etc.**

(1) ..... **F8**  
<sup>F9</sup>(8) .....  
(9) ..... **F8**

*Changes to legislation: There are currently no known outstanding effects for the Town and Country Planning (Scotland) Act 1947. (See end of Document for details)*

**Textual Amendments**

- F8** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), **Sch. 23**.
- F9** S. 46(8) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

**Modifications etc. (not altering text)**

- C2** A dagger appended to a marginal note means that it is no longer accurate
- C3** S. 46 extended [Land Powers \(Defence\) Act 1958 \(c. 30\)](#), **ss. 8, 9(4)**; amended by [Mineral Workings Act 1951 \(c. 60\)](#), **ss. 32(1)(2)(4), 40(6)**

**PARTS IV—VIII**

47— ..... <sup>F10</sup>  
95.

**Textual Amendments**

- F10** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), **Sch. 23**.

**PART IX**

SUPPLEMENTAL

96— ..... <sup>F11</sup>  
98.

**Textual Amendments**

- F11** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), **Sch. 23**.

*General Provisions*

99— ..... <sup>F12</sup>  
108

**Textual Amendments**

- F12** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), **Sch. 23**.

*Changes to legislation: There are currently no known outstanding effects for the Town and Country Planning (Scotland) Act 1947. (See end of Document for details)*

**109 †Amendments and repeals.**

(1) Subject to the provisions of this section, the enactments specified in the first column of the Eighth Schedule to this Act shall have effect, on and after the appointed day, subject to the amendments specified in the second column of that Schedule, being minor amendments and amendments consequential on the provisions of this Act.

(2) ..... <sup>F13</sup>

**Textual Amendments**

**F13** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), **Sch. 23**.

**Modifications etc. (not altering text)**

**C4** A dagger appended to a marginal note means that it is no longer accurate

**110—** ..... <sup>F14</sup>  
**112.**

**Textual Amendments**

**F14** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\)](#), **Sch. 23**.

**113 Interpretation.**

(1) ..... <sup>F15</sup>  
..... <sup>F15</sup>

“land” includes land covered with water and any building as defined by this section, and, in relation to the acquisition of land under Part III of this Act, includes any interest or right in or over land;

..... <sup>F15</sup>  
“local authority” means a [<sup>F16</sup>county council, town council or district council, or any other authority within the meaning of the <sup>M1</sup>Local Authorities Loans (Scotland) Act, 1891, and includes any joint board or joint committee of which all the constituent authorities are such local authorities as aforesaid;][<sup>F16</sup>regional, islands or district council]

..... <sup>F15</sup>  
(2)—(4) . . . <sup>F17</sup>

(5) References in this Act to any enactment shall be construed as references to that enactment as amended by any subsequent enactment including, except where the context otherwise requires, this Act.

**Textual Amendments**

**F15** S. 113(1) except the definitions of “land” and “local authority” repealed by [Roads \(Scotland\) Act 1984 \(c. 54, SIF 108\)](#), s. 156(3), **Sch. 11** (with s. 128(1) )

*Changes to legislation: There are currently no known outstanding effects for the Town and Country Planning (Scotland) Act 1947. (See end of Document for details)*

- F16** Words “regional” to “council” substituted for words “county” to “aforesaid” (16.5.1975) by [Local Government \(Scotland\) Act 1973 \(c. 65\), s. 238\(2\), Sch. 23 para. 3](#)
- F17** Ss. 1–43, 44(2), 46(1)–(7)(9), 47–108, 109(2)–(6), 110–112, 113(2)–(4) repealed by [Town and Country Planning \(Scotland\) Act 1972 \(c. 52\), Sch. 23](#).

**Marginal Citations**

- M1** 1891 c. 34.

**114 †Short title, commencement and extent.**

- (1) This Act may be cited as the Town and Country Planning (Scotland) Act, 1947.
- (2) .....<sup>F18</sup>
- (3) This Act shall extend to Scotland only.

**Textual Amendments**

- F18** S. 114(2) repealed by [Statute Law Revision Act 1950 \(c. 6\)](#)

**Modifications etc. (not altering text)**

- C5** A dagger appended to a marginal note means that it is no longer accurate

**Changes to legislation:**

There are currently no known outstanding effects for the *Town and Country Planning (Scotland) Act 1947*.