

## SCHEDULE 5

Articles 10 and 28

### REGISTERS UNDER SECTIONS 31(2) TO (5) AND 51(2)

#### Register of applications for planning permission

1. The register of applications for planning permission which every planning authority is required to keep under section 31(2) of the Act shall be kept in 2 parts.

2. Part I of the register shall contain a copy of every application for planning permission and of every application for approval of reserved matters submitted to the planning authority and not finally disposed of, together with copies of plans and drawings submitted in relation thereto.

3. Part II of the register of applications for planning permission shall contain the following information in respect of all applications for planning permission:—

- (a) particulars of the application, including the name and address of the applicant, the date of the application, brief particulars of the development forming the subject of the application and any environmental statement required under the Environmental Assessment (Scotland) Regulations 1988(1);
- (b) particulars of any direction given under the Act, the Local Government (Scotland) Act 1973 or under this Order in respect of the application;
- (c) the date and effect of the decision, if any, of the planning authority in respect of the application;
- (d) the date and effect of any decision of a regional planning authority on a reference made under section 179 of the Local Government (Scotland) Act 1973;
- (e) the date and effect of any decision of the Secretary of State in respect of the application, on appeal or on a reference under section 32 of the Act;
- (f) the date of any subsequent approval, whether approval of reserved matters or any other approval required, given in relation to the application; and
- (g) the Secretary of State's decision in respect of a deemed application for planning permission on an appeal to him under section 85 (enforcement notices) or 91 (applications for established use certificates) of the Act, particulars of the development concerned and of the land on which it was carried out and the date and effect of the Secretary of State's decision.

#### Register of applications for section 51 determinations

4. The register of applications for a determination under section 51 of the Act which every planning authority is required to keep under section 31(2) of the Act (as applied by paragraph 6 of Schedule 12 to the Act) shall contain the following information in respect of all applications relating to land within their district:—

- (a) particulars of the application, including the name and address of the applicant, the date of the application and brief particulars of the proposal forming the subject of the application;
- (b) the decision, if any, of the planning authority in respect of the application and the date of such decision; and
- (c) the date and effect of any decision of the Secretary of State in respect of the application, on appeal.

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(1) S.I. 1988/1221.

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

### **Register of applications for established use certificates**

5. The register of applications for established use certificates under section 90 or 91 of the Act which every planning authority is required to keep under section 31(2) of the Act (as applied by paragraph 6 of Schedule 12 to the Act) shall contain the following information in respect of all applications relating to land within their district:—

- (a) particulars of the application, including the name and address of the applicant and the date of the application;
- (b) the decision, if any, of the planning authority in respect of the application and the date of such decision; and
- (c) the date and effect of any decision of the Secretary of State in respect of the application, on appeal.

### **Provisions applicable to registers generally**

6.—(1) Every register shall include an index, which shall be in the form of a map.

(2) The registers for their district shall be kept at the office of every planning authority but part of a register relating to land in a part of the district of that authority may be kept at a place within or convenient to that part.