POLICY NOTE

THE TOWN AND COUNTRY PLANNING (FEES FOR APPLICATIONS) (SCOTLAND) AMENDMENT (AMENDMENT) REGULATIONS 2024

SSI 2024/369

The above instrument was made in exercise of the powers conferred by section 252 of the Town and Country Planning (Scotland) Act 1997. The instrument is subject to negative procedure.

Summary Box

The above instrument was made in exercise of the powers conferred by section 252 of the Town and Country Planning (Scotland) Act 1997. The instrument is subject to negative procedure.

The Town and Country Planning (Fees for Applications) (Scotland) Amendment Regulations 2024 sets out the fees which an authority can charge for the submission of a planning application.

The Town and Country Planning (Fees for Applications) (Scotland) Amendment (Amendment) Regulations 2024 correct an error in Part 3, Table 1, introduced by regulation 8 of SSI 2024/292, paragraph 20(c) which states £591 when this should in fact be £519.

Policy Objectives

The Amendment Regulations are intended to correct the error identified above in advance of the Town and Country Planning (Fees for Applications) (Scotland) Amendment Regulations 2024 coming into effect on 12 December.

UN Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024 Compatibility

The Scottish Ministers have made the following statement regarding children's rights.

In accordance with section 23(2) of the United Nations Convention on the Rights of the Child (Incorporation) (Scotland) Act 2024, the Scottish Ministers certify that, in their view, the Town and Country Planning (Fees For Applications) (Scotland) Amendment (Amendment) Regulations 2024 is compatible with the UNCRC requirements as defined by section 1(2) of the Act.

EU Alignment Consideration

This instrument is not relevant to the Scottish Government's policy to maintain alignment with the EU.

Consultation

We have not undertaken consultation on the change proposed by this SSI as it is intended to correct an error identified after SSI 2024/292 was laid.

Impact Assessments
A revised Child Rights and Wellbeing impact Assessment has been completed. We do not consider that the other individual impact assessments are required be revised due to the change proposed by this SSI.

Financial Effects
Paragraph 20(c) relates to the change of use of buildings to dwellinghouses. The effect of this error if not corrected is that changing the use of a building to create 50 or more dwellinghouses would incur a fee of approximately £2800 more for the first 49 dwellinghouses than for a development which proposes the change of the use of a building to create 49 dwellinghouses. It is therefore necessary to make corrections to the new provisions.

Scottish Government
Planning Architecture and Regeneration Directorate

5 December 2024