1960 No. 1722 (S. 84)

The Town and Country Planning (General Development) (Scotland) Amendment Order, 1960

Made - - - -	15*th September*, 1960
Laid before Parliament	27*th September*, 1960
Coming into Operation	28*th September*, 1960

In exercise of the powers conferred on me by sections 11 and 107 of the Town and Country Planning (Scotland) Act, 1947(a) and section 35 of the Town and Country Planning (Scotland) Act, 1959(b), and of all other powers enabling me in that behalf, I hereby order as follows:—

1.—(1) This order may be cited as the Town and Country Planning (General Development) (Scotland) Amendment Order, 1960, and the Town and Country Planning (General Development) (Scotland) Orders, 1950 to 1959, and this order may be cited together as the Town and Country Planning (General Development) (Scotland) Orders, 1950 to 1960.

(2) This order shall come into operation on the 28th day of September, 1960.

(3) The Interpretation Act, 1889(c), shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

2. The Town and Country Planning (General Development) (Scotland) Order, 1950(d) is hereby amended as follows:—

(*a*) in paragraph (1) of Article 2, after the definition of "building" there shall be added the following definitions:—

"caravan" means any structure designed or adapted for human habitation which is capable of being moved from one place to another whether by being towed, or by being transported on a motor vehicle or trailer, and any motor vehicle so designed or adapted, but does not include—

(*a*) any railway rolling stock which is for the time being on rails forming part of a railway system; or

(*b*) any tent;

"caravan site" means land on which a caravan is stationed for the purposes of human habitation and land which is used in conjunction with land on which a caravan is so stationed;

(*b*) in column (1) of Class IV (2), of the First Schedule, after the words "for any purpose" there shall be added the words "except as a caravan site";

(a) 10 & 11 Geo. 6. c. 53. (b) 7 & 8 Eliz. 2. c. 70.
(c) 52 & 53 Vict. c 63. (d) S I. 1950/942 (1950 II, p. 1107).

(*c*) the following Classes shall be included in that Schedule after Class XXII :—

Class XXIII—Uses as caravan sites	
The use of land, other than a building, as a caravan site in any of the circumstances specified in paragraphs 2 and 3 and 6 to 9 (inclusive) of the First Schedule to the Caravan Sites and Control of Development Act, 1960(**a**), or in the circumstances (other than those relating to winter quarters) specified in paragraph 10 of the said schedule.	1. The use shall be discontinued when the said circumstances cease to exist, and all caravans on the site shall then be removed. 2. Standard conditions 1 and 2.
Class XXIV—Development on licensed caravan sites	
Development required by the conditions of a site licence for the time being in force under Part I of the Caravan Sites and Control of Development Act, 1960.	Standard conditions 1 and 2.

3. The Town and Country Planning (General Development) (Scotland) Order, 1959(**b**) is hereby amended as follows:—

In sub-paragraph (*e*) of paragraph (1) of Article 8, for the words "a swimming bath" there shall be substituted the words "a swimming bath or gymnasium (not forming part of a school, college or university)" and the words "a gymnasium" shall be deleted.

Dated this 15th day of September, 1960.

John S. Maclay,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This order amends the Town and Country Planning (General Development) (Scotland) Order, 1950. It removes use as a caravan site from the permissions granted by Article 3 and Class IV of the First Schedule to that order, and makes this use the subject of a new permission (Class XXIII) in certain cases where no site licence is required under the Caravan Sites and Control of Development Act, 1960. It also gives a permission (Class XXIV) for development required by the conditions of a site licence. (Article 2.)

The order also amends the Town and Country Planning (General Development) (Scotland) Order, 1959, so as to eliminate the obligation to give public notice of an application for planning permission for a gymnasium or a swimming bath which is to form part of a school, college or university. (Article 3.)

(**a**) 8 & 9 Eliz. 2. c. 42. (**b**) S.I. 1959/1361 (1959 II, p. 2653).