1955 No. 42 (S. 1)

The Town and Country Planning (Forms of Notice of Payment) (Scotland) Regulations, 1955

Made - - - -	5*th January*, 1955
Laid before Parliament	12*th January*, 1955
Coming into Operation	14*th January*, 1955

In exercise of the powers conferred on me by sections 41, 58 and 68 of the Town and Country Planning (Scotland) Act, 1954(a) (hereinafter referred to as "the Act") and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These regulations may be cited as the Town and Country Planning (Forms of Notice of Payment) (Scotland) Regulations, 1955, and shall come into operation on the 14th day of January, 1955.

(2) The Interpretation Act, 1889(b) shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. The forms of notice set out in the Schedule hereto or forms as near thereto as circumstances admit shall be the forms to be used for the purposes of the Act in the cases to which those forms are applicable.

Dated this fifth day of January, 1955.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

(a) 2 & 3 Eliz. 2. c. 73. (b) 52 & 53 Vict. c. 63.

SCHEDULE

FORM 1.

(See Sections 41 and 43)

FORM OF NOTICE UNDER SECTION 41(4) OF THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT, 1954, OF PAYMENT OF COMPENSATION FOR DEPRECIATION IN VALUE OF AN INTEREST IN LAND BY THE REVOCATION OR MODIFICATION OF PLANNING PERMISSION.

THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT, 1954

Notice of payment of compensation for depreciation in value of an interest in land by the revocation or modification of planning permission

Whereas the $\frac{\text{County}}{\text{Town}}$ Council of the $\frac{\text{County}}{\text{Burgh}}$ of[1]
as local planning authority for the said $\frac{\text{County}}{\text{Burgh}}$ on
made an Order entitled " the Town and Country Planning $\frac{\text{(Revocation}}{\text{(Modification}}$ of Planning Permission)[1] (Order No. 19 which Order was confirmed by the Secretary of State on[2] whereby the planning permission granted on[2] for[3] was $\frac{\text{revoked}}{\text{modified}}$ [4] to the following extent with the result that compensation for depreciation in the value of an interest in the land described in the schedule hereto has become payable.

Now, therefore, in accordance with the provisions of section 41(4) of the Town and Country Planning (Scotland) Act, 1954 (hereinafter referred to as " the Act "), Notice is hereby given that the said local planning authority has, in accordance with section 20 of the Town and Country Planning (Scotland) Act, 1947, as amended by section 40 of the Act, paid compensation for depreciation in the value of an interest in the said land amounting to[5] Pounds (£) [and said compensation has been apportioned as to Pounds (£) on the land coloured on the plan referred to in the schedule hereto and as to Pounds (£) on the land coloured on the said plan][6].

And Notice is further given that in consequence of the payment of said compensation and the recording of this Notice the provisions of subsections (1) to (9) of section 30 of the Act (which provides that no person shall carry out any new development to which the section applies until a sum, up to the amount specified above as a maximum, has been paid or secured to the satisfaction of the Secretary of State) as applied by section 43 thereof will become applicable to the said land.

Dated this day of 19 .

(signature of Clerk to the local planning authority).

Schedule

(Description of land to which the foregoing Notice relates[7])

Register on behalf of in the Register of

(signature of Agent)

Notes for guidance in completing this form

1. Insert name of local planning authority.
2. Insert date.
3. Insert description of development.
4. Adapt as necessary.
5. Insert in words and figures the appropriate amount.
6. Omit these words if not applicable; otherwise adapt to suit the circumstances and insert appropriate indication of land to which apportionment relates.

[7]. Describe land sufficiently to identify it for the purpose of recording in the Register of Sasines, e.g. " All and Whole that plot or area of land extending to delineated within the inner edge of the boundary coloured [and coloured] on the plan annexed and signed as relative hereto—a duplicate of which plan is deposited in the Register of Sasines—and bounded as follows:

(Parish lying in the (Burgh of and County of being [part of] the subjects described in [Disposition] by in favour of dated and recorded in the Division of the General Register of Sasines applicable to the of on "

FORM 2

FORM OF NOTICE UNDER SECTION 58(1) OF THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT, 1954 OF PAYMENT UNDER SECTION 56 OF THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT, 1947.

THE TOWN AND COUNTRY PLANNING (SCOTLAND) ACT, 1954

Notice of Payment under section 56 of the Town and Country Planning (Scotland) Act, 1947

NOTICE is hereby given that in accordance with the provisions of sections 56 and 62 of the Town and Country Planning (Scotland) Act, 1947 and relative regulations and Scheme made under the said section 56 the Central Land Board have made a payment of Pounds (£) in respect of the interest of [the feuar etc.] in land known as in the County of being [part of] the subjects described in [Disposition] by in favour of dated and recorded in the Division of the General Register of Sasines applicable to the of on

And Notice is further given that in consequence of the said payment and of the recording of this Notice the provisions of section 30, except subsection (10) thereof, of the Town and Country Planning (Scotland) Act, 1954, (which provides that no person shall carry out any new development to which that section applies until a sum, up to the amount specified as above as a maximum, has been paid or secured to the satisfaction of the Secretary of State) as applied by section 58(2) thereof will become applicable to the said land.

Dated this day of 195 ,

on behalf of the Central Land Board.

Register on behalf of the Central Land Board in the Register of .

Solicitor, Edinburgh,
Agent.

EXPLANATORY NOTE

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

Under the Town and Country Planning (Scotland) Act, 1954, notices of certain payments of compensation for depreciation in the value of land arising from future Orders under the Town and Country Planning (Scotland)

Act, 1947, revoking or modifying planning permission and notices of certain payments under the Planning Payments (War Damage) (Scotland) Scheme, 1949, made under section 56 of the said Act of 1947 are to be recorded in the Register of Sasines. These regulations prescribe the form in which such notices are to be made and recorded by the local planning authority and the Central Land Board respectively.

1955 No. 1599 (S. 137)

The Town and Country Planning (Local Authorities' Land: Exceptions to Section 79) (Revocation) (Scotland) Regulations, 1955

Made - - - -	14*th October*, 1955
Laid before Parliament	26*th October*, 1955
Coming into Operation	31*st October*, 1955

In exercise of the powers conferred on me by subsection (1) of section 79 and section 107 of the Town and Country Planning (Scotland) Act, 1947(**a**) and of all other powers enabling me in that behalf, I hereby make the following regulations :—

1.—(1) These regulations may be cited as the Town and Country Planning (Local Authorities' Land: Exceptions to Section 79) (Revocation) (Scotland) Regulations, 1955, and shall come into operation on the 31st day of October, 1955.

(2) The Interpretation Act, 1889(**b**), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

2. The Town and Country Planning (Local Authorities' Land : Exceptions to Section 79) (Scotland) Regulations, 1948(**c**), are hereby revoked.

Dated this 14th day of October, 1955.

James Stuart,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh, 1.

EXPLANATORY NOTE

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

These regulations, which are made under section 79 of the Town and Country Planning (Scotland) Act, 1947, revoke the regulations made on the coming into operation of that Act whereby certain classes of land held by local authorities were excepted from the special provisions of the Act in relation to land of local authorities. The regulations thus revoked are either spent or, so far as they affect the compensation payable on the compulsory purchase of land of local authorities, are incompatible with the provisions of Part III of the Town and Country Planning (Scotland) Act, 1954.

(**a**) 10 & 11 Geo. 6. c. 53. (**b**) 52 & 53 Vict. c. 63.
(**c**) S.I. 1948/1463 (Rev. XXII, p. 972: 1948 I, p. 4324).