

PLANNING

**Strategic
Development
Planning
Authorities:
Designation
Orders and
Statutory
Guidance**

Consultation Paper

July 2007

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Statutory
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Consultation Paper



SCOTTISH EXECUTIVE

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Our ref: SLEG/146

July 2007

Dear Consultee

STRATEGIC DEVELOPMENT PLANNING AUTHORITIES: DESIGNATION ORDERS AND STATUTORY GUIDANCE - CONSULTATION PAPER

Comments are invited on the attached consultation paper on the proposed designation orders for the Strategic Development Planning Authorities and related statutory guidance. The consultation flows from Section 4 of the Planning etc. (Scotland) Act 2006 which gives Ministers powers to designation groups of planning authorities to work together to prepare strategic development plans.

MAKE SURE YOU HAVE YOUR SAY

A 12 week consultation is now being undertaken on the consultation paper. To ensure that the final framework for planning performance assessment meets your needs the Scottish Executive would like to know what you think. **Please send your views by 26 October 2007 to the address, or e-mail, noted below.**

Responses to :-	SDPAdesignation@scotland.gsi.gov.uk or Rosie Leven Scottish Executive Planning Division Victoria Quay Edinburgh EH6 6QQ
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Handling your response

We need to know how you wish your response to be handled and, in particular, whether you are happy for your response to be made public. Please complete and return the Respondent

Information Form enclosed as this will ensure that we treat your response appropriately. If you ask for your response not to be published we will regard it as confidential and will treat it accordingly.

All respondents should be aware that the Scottish Executive are subject to the provisions of the Freedom of Information (Scotland) Act 2002 and would therefore have to consider any request made to it under the Act for information relating to responses made to this consultation exercise.

What Happens Next?

Where respondents have given permission for their response to be made public (see the attached Respondent Information Form), these will be made available to the public in the Scottish Executive Library within 20 working days of the closing date and on the [Scottish Executive consultation web pages](#) shortly after. We will check all responses where agreement to publish has been given for any potentially defamatory material before logging them in the library or otherwise publishing them. You can make arrangements to view responses by contacting the SE library on 031 244 4565. Responses can be copied and sent to you, but a charge may be made for this service.

Following the closing date, all responses will be analysed and considered along with any other available evidence to inform the detail of the final assessment framework. We aim to publish the final regulations in spring 2008, so that the new Strategic Development Planning Authorities have time to prepare for the commencement of the new system, later in 2008.

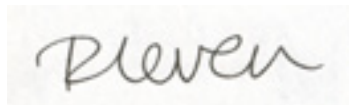
Comments and complaints

If you have any concerns about how this consultation exercise has been conducted please send them to me at the above address.

Further Information

Requests for additional copies of the consultation paper should be directed to Sandra Carey on 0131 244 7540.

Yours faithfully

A handwritten signature in cursive script that reads "Rosie Leven". The signature is written in dark ink on a light-colored background.

Rosie Leven
Principal Planner

THE SCOTTISH EXECUTIVE CONSULTATION PROCESS

Consultation is an essential and important aspect of Scottish Executive working methods. Given the wide-ranging areas of work of the Scottish Executive, there are many varied types of consultation. However, in general Scottish Executive consultation exercises aim to provide opportunities for all those who wish to express their opinions on a proposed area of work to do so in ways which will inform and enhance that work.

The Scottish Executive encourages consultation that is thorough, effective and appropriate to the issue under consideration and the nature of the target audience. Consultation exercises take account of a wide range of factors and no two exercises are likely to be the same.

Typically, Scottish Executive consultations involve a written paper inviting answers to specific questions or more general views about the material presented. Written papers are distributed to organisations and individuals with an interest in the area of consultation, and they are also placed on the Scottish Executive web site enabling a wider audience to access the paper and submit their responses^[1]. Consultation exercises may involve seeking views in a number of ways, such as through public meetings, focus groups or questionnaire exercises. Copies of all the responses received to consultation exercises (except those where the individual or organisation requested confidentiality) are placed in the Scottish Executive library at Saughton House, Edinburgh (K Spur, Saughton House, Broomhouse Drive, Edinburgh, EH11 3XD, telephone 0131 244 4552).

All Scottish Executive consultation papers and related publications (e.g., analysis of response reports) can be accessed at: Scottish Executive consultations^[1]. The views and suggestions detailed in consultation responses are analysed and used as part of the decision making process. Depending on the nature of the consultation exercise the responses received may:

- indicate the need for policy development or review;
- inform the development of a particular policy;
- help decisions to be made between alternative policy proposals;
- be used to finalise legislation before it is implemented.

Final decisions on the issues under consideration will also take account of a range of other factors, including other available information and research evidence.

The Scottish Executive also has an email alert system for SE consultations ([SEconsult](#)). This system allows stakeholders, individuals and organisations to register and receive a weekly email containing details of all new SE consultations (including web links). SEconsult complements, but in no way replaces, SE distribution lists. It is designed to allow stakeholders to keep up to date with all SE consultation activity and therefore be alerted at the earliest opportunity to those of most interest. We encourage you to register.

^[1] www.scotland.gov.uk/consultations

RESPONDEE INFORMATION FORM: *Consultation on the Strategic Development Planning Authorities – Designation Orders and Statutory Guidance*

Please complete the details below and return it with your response. This will help ensure we handle your response appropriately. Thank you for your help.

Name: _____

Postal Address: _____

1. Are you responding as: (please tick one box)
- | | | |
|---|--------------------------|-------------------------|
| (a) an individual | <input type="checkbox"/> | go to Q2a/b and then Q4 |
| (b) on behalf of a group or organisation | <input type="checkbox"/> | go to Q3 and then Q4 |

INDIVIDUALS

2a. Do you agree to your response being made available to the public (in the Scottish Executive library and/or on the Scottish Executive website)?

- | | |
|----------------------|--|
| Yes (go to 2b below) | <input type="checkbox"/> |
| No, not at all | <input type="checkbox"/> We will treat your response as confidential |

2b. **Where confidentiality is not requested**, we will make your response available to the public on the following basis (**please tick one** of the following boxes)

- | | |
|--|--------------------------|
| Yes, make my response, name and address all available | <input type="checkbox"/> |
| Yes, make my response available, but not my name or address | <input type="checkbox"/> |
| Yes, make my response and name available, but not my address | <input type="checkbox"/> |

ON BEHALF OF GROUPS OR ORGANISATIONS:

3. Your name and address of your organisation **will be** made available to the public (in the Scottish Executive library and/or on Scottish Executive website). Are you content for your response to be made available?

- | | |
|-----|--|
| Yes | <input type="checkbox"/> |
| No | <input type="checkbox"/> We will treat your response as confidential |

SHARING RESPONSES/FUTURE ENGAGEMENT

4 We will share your response internally with other Scottish Executive policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for the Scottish Executive to contact you again for consultation or research purposes?

- | | |
|-----|--------------------------|
| Yes | <input type="checkbox"/> |
| No | <input type="checkbox"/> |



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STRATEGIC DEVELOPMENT PLANNING AUTHORITIES: CONSULTATION ON DRAFT DESIGNATION ORDERS AND STATUTORY GUIDANCE

INTRODUCTION

1. The Planning etc. (Scotland) Act 2006 provides for the removal of structure plans and the creation of strategic development plans (SDPs). The Act gives Scottish Ministers powers to designate Strategic Development Planning Authorities (SDPAs), which are groups of planning authorities working together to prepare these plans. Annex A sets out the provisions in the Act that relate to SDPAs.

2. This guidance, under Section 4(7) of the 2006 Act, sets out how planning authorities should work together to prepare strategic development plans. Secondary legislation on the form and content of both strategic development plans and local development plans is in preparation, to be supported by further advice, in due course. The timetable for secondary legislation arising from the Planning Act is available to view on the Scottish Executive's Planning Homepage at <http://www.scotland.gov.uk/Publications/2007/06/19143600/0>.

POLICY CONTEXT

3. The White Paper *Modernising the Planning System*, published in June 2005, signalled Ministers' intentions to introduce the strategic development plans and local development plans that are now provided for in the Planning Act. The White Paper proposed that while local development plans would cover the whole of Scotland, strategic development plans would only cover the four largest city regions around Aberdeen, Dundee, Edinburgh and Glasgow.

DESIGNATION ORDERS

4. The draft designation orders attached in Annex B set out the proposed groups of authorities that will comprise each strategic development planning authority. Strategic development planning authorities will provide a vital forum for planning authorities to jointly establish a common approach to matters that extend beyond an individual authority's boundaries. Housing markets, travel to work areas and access to services all operate on a large geographical basis, particularly around the main city regions. The proposed groups of planning authorities for each SDPA are therefore intended to reflect the geographic realities on the ground.

5. Scottish Ministers welcome your comments on the proposed groups so that they may take into account the full range of perspectives in making the final designation orders. The final designation orders are expected to be published in spring 2008, in order to give the new SDPAs time to put in place effective administrative arrangements and carry out preparatory work to identify proposed plan boundaries before formal SDPA designation later in 2008. More guidance on drawing plan boundaries is available in paragraphs 17-21 below.

Q1: Do you support the proposed membership of the Strategic Development Planning Authorities and if not, why not?

STRATEGIC DEVELOPMENT PLANS

6. Strategic development plans will be prepared by SDPAs and approved by Scottish Ministers. They will set out a clear vision and spatial strategy for their area. Critically they will focus on the key land use and development matters that cross planning authority boundaries and as a result we expect them to be shorter, more strategic and easier to use than structure plans. While they will continue to form part of the statutory development plan, they will not need to contain a long list of policies or seek to form a detailed handbook for development management. Local development plans sitting below will provide further detail on the issues specific to the local authority area, in line with the overall strategy in the strategic development plan.

7. Further discussion on the form and content of SDPs will take place over the coming months to feed into the relevant secondary legislation and advice.

GOVERNANCE

8. The principal role of strategic development planning authorities is to prepare strategic development plans. Scottish Ministers want SDPs to be prepared and reviewed on at least a 5-yearly basis, so that plans can effectively lead and manage change. The Act therefore requires that proposed SDPs will be submitted to Ministers for approval within 4 years of the date of approval of the last plan. The achievement of this timetable will require strong political leadership and rigorous project management.

9. Strategic development planning authorities should form a joint committee of members representing the constituent planning authorities. This should be serviced by a small dedicated team of officers.

Joint Committees

10. The preparation of up-to-date, relevant and achievable strategic development plans will require councillors to think beyond the boundaries of their own local authority and consider the best strategy for the whole city region.

11. Membership of the joint committee should be on an equal basis, with the same number of councillors from each authority. To ensure that meetings are manageable, it is recommended that 2 councillors from each authority are represented on the SDPA. It may, however, be possible for a greater number from each authority, for example, where the SDPA is made up of a small number of planning authorities e.g. the Aberdeen city region. In all cases, however, each constituent authority should have equal representation.

12. Nomination by local authorities of councillor members to sit on the joint committee is entirely a matter for the respective councils, as is the appointment of a Chair who will have a key role in managing the business of the joint committee and ensuring decisions are made.

13. It is expected that most decisions will be reached by consensus. However, on occasions where authorities can not agree on the content of the proposed plan to be submitted to Scottish Ministers, the Planning Act allows one or more of the constituent authorities to set out alternative proposals, along with their reasons for those alternatives.

Q2: Do you have any concerns about the proposed arrangements for joint committees?

Dedicated teams

14. Each SDPA joint committee should be supported by a dedicated team of officials, whose responsibility is to service the joint committee and carry out the work to prepare and review the strategic development plan. It is the view of Scottish Ministers that dedicated teams represent the most effective way to deliver an effective plan for the city region. This ensures that no individual council has greater or lesser influence over the shape of the strategic development plan and that it truly reflects the best strategy for the area as a whole.

15. SDPA teams are likely to be small in size, drawing in expertise from constituent authorities and beyond. A flexible approach should be adopted, ensuring that the team can expand and contract, depending on the stage of plan preparation and the pressures being faced. A neutral location, separate from any of the individual councils' offices, would help to emphasise the city-region role of the team as would co-location with other city region wide functions, for example, transport. While planning authorities may also find it helpful for the SDPA team to take on broader responsibilities for research, analysis or other shared services to deliver economies of scale for the constituent authorities, that is entirely a matter for the authorities.

16. Where Ministers are concerned that effective arrangements are not being established, they may use their powers under to S.4(3) of the Act to direct that an employee of one of the constituent authorities be assigned to manage the process of preparing and reviewing the plan and that other employees be assigned to assist in that process. This is not about Ministers identifying a specific individual or post to take on the role of the SDP manager, but rather to identify one of the authorities as the employing authority, and tasking that authority with the job of identifying a manager. Neither that manager, nor the supporting officers, would require to be currently employed by that authority. Although these powers are available, Ministers expect arrangements to be established by consensus between the authorities.

Q3: Do you have any concerns about the proposed arrangements for the effective establishment of dedicated teams?

PLAN BOUNDARIES

17. On commencement of the new development planning system, the first role of the newly-designated strategic development planning authorities will be to agree boundaries for the strategic development plan areas. The Act requires each SDPA to submit a proposed boundary to Ministers within 3 months of designation as an SDPA.

18. Authorities should adopt a transparent approach to determining the most appropriate boundary, involving engagement with relevant interests. We expect agreement to be reached between the authorities on the proposed boundary but, where there are concerns, any of the constituent authorities may submit an alternative proposal to Ministers. Ministers will then confirm the final boundary. Powers to amend the submitted boundary or propose a different boundary should only be necessary in exceptional circumstances, particularly where there is no consensus amongst the authorities, and we will engage with authorities before designation to work towards an agreed position. Where Ministers determine that the proposed boundary should be amended or different, Ministers are required to give their reasons for their decision on the final boundary.

19. Given that the strategic development plans form part of the statutory development plan under Section 25 of the Act, it is important for the purposes of development management that it is clear where the strategic development plan does and does not apply. Therefore, a clear and precise boundary is essential.

20. As discussed above, strategic development plans will deal with genuinely strategic cross-boundary issues and the proposed boundary should be drawn to allow the SDPA to effectively address such issues. This suggests that boundaries that are widely drawn will be more practical than those that are tightly set around the city. In addition, the perceived absence of cross-boundary issues in one part of the area does not necessarily mean that the boundary should be drawn to exclude that part - the content of the plan relating to each part of the plan area will be proportionate to the issues being addressed. An SDP boundary that matches up with local authority boundaries may be the simplest solution, still allowing for the focus of the plan content to be on the issues and areas with the greatest cross-boundary implications. The exception will be national parks, where we expect national parks to be excluded from SDP areas. Wherever the boundary is drawn, SDPAs and planning authorities adjacent to strategic development plan areas will continue to work together on common issues of concern.

21. Section 4(6) of the Planning Act prevents more than one strategic development plan being prepared for the same SDPA area. Therefore, in areas where an authority forms part of more than one strategic development planning authority, neighbouring strategic development plans should not overlap. This avoids potential conflicts between two plans for the same area, prepared by different SDPAs.

Q4: What issues do you anticipate in agreeing plan boundaries?

RESOURCES

22. As with membership, the ethos of equal contributions from each constituent authority will also apply to financial support for the SDPA. For the purposes of employment law and financial accountability, one local authority within the strategic development planning authority should act as the employing authority with financial contributions from all constituent authorities being channelled through that authority.

23. The duty to prepare strategic development plans replaces an existing requirement to prepare structure plans and therefore is not a wholly new function. We therefore anticipate a redistribution of resources rather than a requirement for significant additional spending. The Scottish government is currently examining resources for planning modernisation in the round as part of the wider Spending Review.

Q5: Should funding for the SDPA be shared equally across the constituent authorities and if not, why not?

CONCLUSIONS

24. The preparation of up-to-date, relevant development plans is a cornerstone of the modernisation of the planning system and strategic development plans will lead the way in shaping the future growth of our largest city regions. The establishment of effective joint working arrangements is critical to the delivery of the new strategic development plans. This consultation paper sets out the proposed designation orders for the Strategic Development Planning Authorities and draft statutory guidance covering the overarching principles for SDPA governance and funding. We welcome comments from a wide range of stakeholders on the effectiveness of these proposals.

Q6: What other issues would you like to see covered in the statutory guidance for SDPAs?

ANNEX A:

Extract from the Planning etc. (Scotland) Act 2006 relating to Strategic Development Planning Authorities

*Strategic
development
planning*

4 Strategic development planning authorities

(1) The Scottish Ministers may by order designate a group of planning authorities as authorities which are jointly-

(a) to prepare a plan (to be known as a "strategic development plan")-

(i) whenever required to do so by the Scottish Ministers, and

(ii) (subject to sub-paragraph (i) and to section 10(8)) whenever the group think it appropriate to do so,

for an area (to be known as a "strategic development plan area") to be determined under section 5(3), and

(b) to keep under review the plan so prepared.

(2) No part of the strategic development plan area is to be outwith the districts of the designated group.

(3) The Scottish Ministers may direct-

(a) that an employee of a constituent authority of the designated group is to be assigned to manage the process of preparing and reviewing the strategic development plan, and

(b) that other employees of the constituent authorities are to be assigned to assist in that process.

(4) The Scottish Ministers are not to issue a direction to an authority under subsection (3) within the period of 3 months beginning with the day on which the order under subsection (1) designating the authority as a constituent authority of the designated group was made.

(5) A group of planning authorities acting jointly by virtue of subsection (1) may be referred to as a "strategic development planning authority"; and an employee assigned as is mentioned in paragraph (a) of subsection (3) may be referred to as a "strategic development plan manager".

(6) For any strategic development plan area there is at no time to be more than one strategic development plan.

(7) The Scottish Ministers may, for the purposes of this section, issue

guidance to the constituent authorities of the designated group; and those authorities must have regard to any guidance so issued.

(8) The Scottish Ministers may request a planning authority to provide them with information regarding arrangements for the assignment of any employee of that authority to manage, or assist in, the process of preparing and reviewing a strategic development plan and the authority must provide such information within 14 days of receipt of the request.

(9) In carrying out their duty under paragraph (b) of subsection (1), a strategic development planning authority are in particular to monitor-

- (a) changes in the characteristics referred to in section 7(4)(a), and
- (b) the impact of the policies and proposals contained within the strategic development plan.

(10) A strategic development plan authority are-

- (a) from time to time, and
- (b) in any event whenever they publish a main issues report by virtue of that paragraph,

to publish a statement as to the carrying out by them of their duty under that paragraph.

(11) In subsection (10), "publish" includes, without prejudice to that expression's generality, publish by electronic means (as for example by means of the internet).

5 Strategic development plan area

(1) Within 3 months after designation under section 4(1), the strategic development planning authority are to submit to the Scottish Ministers-

- (a) a plan showing the boundary which the authority propose as the boundary of the strategic development plan area, and
- (b) a statement in justification of that proposal,

with the request that a determination be made under subsection (3).

(2) If the individual planning authorities which the strategic development planning authority comprises are not unanimous as to the boundary to be proposed, any of those individual planning authorities may, in conjunction with the submission under subsection (1), submit an alternative plan and statement under that subsection.

(3) The Scottish Ministers may determine that the boundary of the strategic development plan area is-

- (a) a boundary proposed in a submission under subsection (1),
- (b) any such boundary with such modifications as they think fit, or
- (c) such other boundary as they think fit.

(4) If before making a determination under subsection (3) the Scottish Ministers consider they require further information from the strategic development planning authority or from a planning authority of the designated group, they may request the authority in question to provide them with that information.

(5) The Scottish Ministers are to give notice to the strategic development planning authority of any determination under subsection (3); and where the determination is under paragraph (b) or (c) of that subsection the notice is to include a statement as to their reasons for making the determination.

(6) Subject to section 6, a determination under subsection (3) is final and conclusive.

6 Re-determination of boundary of strategic development plan area

(1) Where at any time a strategic development planning authority conclude (whether or not by virtue of a requirement under section 4(1)(a)(i)) that, because of a material change in circumstances, the boundary of their strategic development plan area is no longer appropriate, they are, within three months after so concluding, to submit to the Scottish Ministers-

- (a) a plan showing a boundary which they propose in place of the determined boundary, and
- (b) a statement in justification of that proposal.

(2) Subsections (2) to (6) of section 5 apply in respect of a submission under subsection (1) of this section as they apply in respect of a submission under subsection (1) of that section.

ANNEX B: Draft designation orders for the Strategic Development Planning Authorities

SCOTTISH STATUTORY INSTRUMENTS

2007 No.

TOWN AND COUNTRY PLANNING

**The Strategic Development Planning Authority Designation (No. 1)
(Scotland) Order 2007**

<i>Made</i> - - - -	2007
<i>Laid before the Scottish Parliament</i>	2007
<i>Coming into force</i> - -	2007

The Scottish Ministers make the following Order in exercise of the powers conferred by section 4(1) of the Town and Country Planning (Scotland) Act 1997(1) and all other powers enabling them to do so.

Citation and commencement

1. This Order may be cited as the Strategic Development Planning Authority Designation (No. 1) (Scotland) Order 2007 and shall come into force on [].

Designation of Strategic Development Planning Authority

2. The following planning authorities are designated a group of planning authorities which are jointly to prepare and keep under review a strategic development plan for a strategic development plan area:—

- (a) East Dunbartonshire Council;
- (b) East Renfrewshire Council;
- (c) Glasgow City Council;
- (d) Inverclyde Council;
- (e) North Lanarkshire Council;
- (f) Renfrewshire Council;
- (g) South Lanarkshire Council; and
- (h) West Dunbartonshire Council.

Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
2007

(1) 1997 c.8. Section 4(1) was inserted by section 2 of the Planning etc. (Scotland) Act 2006 (asp 17).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order designates for the purposes of section 4(1) of the Town and Country Planning (Scotland) Act 1997 East Dunbartonshire Council, East Renfrewshire Council, Glasgow City Council, Inverclyde Council, North Lanarkshire Council, Renfrewshire Council, South Lanarkshire Council and West Dunbartonshire Council as authorities which are jointly to prepare and keep under review a plan (to be known as a “strategic development plan”) for an area, known as a “strategic development plan area”.

2007 No

TOWN AND COUNTRY PLANNING

**The Strategic Development Planning Authority Designation (No. 2)
(Scotland) Order 2007**

<i>Made</i> - - - -	2007
<i>Laid before the Scottish Parliament</i>	2007
<i>Coming into force</i> - -	2007

The Scottish Ministers make the following Order in exercise of the powers conferred by section 4(1) of the Town and Country Planning (Scotland) Act 1997(2) and all other powers enabling them to do so.

Citation and commencement

3. This Order may be cited as the Strategic Development Planning Authority Designation (No. 2) (Scotland) Order 2007 and shall come into force on [].

Designation of Strategic Development Planning Authority

4. The following planning authorities are designated a group of planning authorities which are jointly to prepare and keep under review a strategic development plan for a strategic development plan area:—

- (a) Aberdeen City Council; and
- (b) Aberdeenshire Council.

St Andrew's House,
Edinburgh
2007

Authorised to sign by the Scottish Ministers

(2) 1997 c.8. Section 4(1) was inserted by section 2 of the Planning etc. (Scotland) Act 2006 (asp 17).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order designates for the purposes of section 4(1) of the Town and Country Planning (Scotland) Act 1997 Aberdeen City Council and Aberdeenshire Council as authorities which are jointly to prepare and keep under review a plan (to be known as a “strategic development plan”) for an area, known as a “strategic development plan area”.

2007 No.

TOWN AND COUNTRY PLANNING

**The Strategic Development Planning Authority Designation (No. 3)
(Scotland) Order 2007**

<i>Made</i> - - - -	2007
<i>Laid before the Scottish Parliament</i>	2007
<i>Coming into force</i> - -	2007

The Scottish Ministers make the following Order in exercise of the powers conferred by section 4(1) of the Town and Country Planning (Scotland) Act 1997(3) and all other powers enabling them to do so.

Citation and commencement

5. This Order may be cited as the Strategic Development Planning Authority Designation (No. 3) (Scotland) Order 2007 and shall come into force on [].

Designation of Strategic Development Planning Authority

6. The following planning authorities are designated a group of planning authorities which are jointly to prepare and keep under review a strategic development plan for a strategic development plan area:—

- (a) Angus Council;
- (b) Dundee City Council;
- (c) Fife Council; and
- (d) Perth and Kinross Council.

Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
2007

(3) 1997 c.8. Section 4(1) was inserted by section 2 of the Planning etc. (Scotland) Act 2006 (asp 17).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order designates for the purposes of section 4(1) of the Town and Country Planning (Scotland) Act 1997 Angus Council, Dundee City Council, Fife Council and Perth and Kinross Council as authorities which are jointly to prepare and keep under review a plan (to be known as a “strategic development plan”) for an area, known as a “strategic development plan area”.

2007 No.

TOWN AND COUNTRY PLANNING

**The Strategic Development Planning Authority Designation (No. 4)
(Scotland) Order 2007**

<i>Made</i> - - - -	2007
<i>Laid before the Scottish Parliament</i>	2007
<i>Coming into force</i> - -	2007

The Scottish Ministers make the following Order in exercise of the powers conferred by section 4(1) of the Town and Country Planning (Scotland) Act 1997(4) and all other powers enabling them to do so.

Citation and commencement

7. This Order may be cited as the Strategic Development Planning Authority Designation (No. 4) (Scotland) Order 2007 and shall come into force on [].

Designation of Strategic Development Planning Authority

8. The following planning authorities are designated a group of planning authorities which are jointly to prepare and keep under review a strategic development plan for a strategic development plan area:—

- (a) City of Edinburgh Council;
- (b) East Lothian Council;
- (c) Fife Council;
- (d) Midlothian Council;
- (e) Scottish Borders Council; and
- (f) West Lothian Council.

Authorised to sign by the Scottish Ministers

St Andrew's House,
Edinburgh
2007

(4) 1997 c.8. Section 4(1) was inserted by section 2 of the Planning etc. (Scotland) Act 2006 (asp 17).

EXPLANATORY NOTE

(This note is not part of the Order)

This Order designates for the purposes of section 4(1) of the Town and Country Planning (Scotland) Act 1997 City of Edinburgh Council, East Lothian Council, Fife Council, Midlothian Council, Scottish Borders Council and West Lothian Council as authorities which are jointly to prepare and keep under review a plan (to be known as a “strategic development plan”) for an area, known as a “strategic development plan area”.

July 2007

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