Planning (Scotland) Bill – Stage 3

Section 11B

Rachael Hamilton

1 In section 11B, page 43, line 11, leave out from <paragraph> to end of line 18 and insert <subsection (2A) insert—

“(2B) A planning authority may determine that, in the whole of their area or such part of their area as they may designate—

(a) the use of a dwellinghouse for the purpose of providing short-term holiday lets involves a material change in the use of the building,

(b) for the purposes of paragraph (a), “providing short-term holiday lets” does not include—

(i) the letting of a residential property under a residential lease,

(ii) the letting of part or the whole of a residential property where the property is the sole or main residence of the landlord or occupier.

(2C) Before making a determination under subsection (2B), a planning authority must consult on their proposal to do so in accordance with subsection (2D).

(2D) A planning authority—

(a) must—

(i) publicise, and invite representations in relation to, their proposal to make a determination,

(ii) allow a reasonable period for representations to be made,

(b) must not make a determination until they have considered any representations received.”,

Rachael Hamilton

2 In section 11B, page 43, line 21, leave out <(3)(aa)> and insert <(2B)>