

**IMPORTANT THIS NOTICE AFFECTS YOUR**

## **5. WHAT YOU ARE REQUIRED TO DO**

As the owners of the Land Affected you are required to make an application to Argyll and Bute Council, as Planning Authority, for the development of the Land Affected that represents

**EXPLANATORY NOTE FOR THOSE IN RECEIPT OF A NOTICE REQUIRING  
SUBMISSION OF A PLANNING APPLICATION FOR DEVELOPMENT ALREADY  
CARRIED OUT.**

**Relevant Legislation**

Copies of s33A and s123 of the Town and Country Planning Scotland Act 1997, as amended, are attached.

**What does this notice mean?**

You have received this notice because the planning authority believe that you have either built something or are doing something on your property for which you should have obtained planning permission, or built something having failed

## **RELEVANT LEGISLATION**

### **Town and Country Planning Scotland Act 1997**

#### Section 33A

Where there is a breach of planning control the planning authority may issue a notice

- (a) requiring the owner of the land in, on, over or under which the development has been carried out to make an application to them for planning permission for the development,
- (b) describing the development in a way that is sufficient to identify it,
- (c) specifying a date by which the application is to be made, and
- (d) setting out the terms of section 123(1).

#### Section 123

(1) For the purposes of this Act

- (a) carrying out development without the required planning permission, or
- (b) failing to comply with any condition or limitation subject to which planning permission has been granted, or
- (c) initiating development without giving notice in accordance with section 27A(1) of this Act, or
- (d) carrying out development without displaying a notice in accordance with section 27C(1) of this Act, constitutes a breach of planning control.

(2) For the purposes of this Act

- (a) the issue of an order for the development

