

2011 No. 174 (C. 14)

ANCIENT MONUMENTS

TOWN AND COUNTRY PLANNING

**The Historic Environment (Amendment) (Scotland) Act 2011
(Commencement No. 1) Order 2011**

Made - - - -

3rd March 2011

The Scottish Ministers make the following Order in exercise of the powers conferred by section 33(2) and (3) of the Historic Environment (Amendment) (Scotland) Act 2011(a).

Citation

1. This Order may be cited as the Historic Environment (Amendment) (Scotland) Act 2011 (Commencement No. 1) Order 2011.

Appointed Day

2.—(1) Subject to paragraph (2), the day appointed for the coming into force of the provisions of the Historic Environment (Amendment) (Scotland) Act 2011 specified in column 1 of the Schedule (the subject matter of which is described in column 2 of the Schedule) is 30th June 2011.

(2) Where a purpose is specified in column 3 of the Schedule in relation to any provision, that provision comes into force on 30th June 2011 for that purpose only.

FIONA HYSLOP
A member of the Scottish Executive

St Andrew's House,
Edinburgh
3rd March 2011

SCHEDULE

Article 2

<i>Column 1</i> <i>Provisions of the Act</i>	<i>Column 2</i> <i>Subject Matter</i>	<i>Column 3</i> <i>Purpose</i>
Section 1	Recovery of grants for repair, maintenance and upkeep of certain property	
Section 5	Powers of entry to inspect condition of scheduled monument	
Section 6	Works affecting scheduled monuments: enforcement	Only for the purpose of enabling regulations to be made
Section 7	Control and management of monuments and land under guardianship	
Section 8	Provision of facilities, etc. at ancient monuments	
Section 9	Financial support for preservation, etc. of monuments	
Section 11	Inventories of gardens and designed landscapes and of battlefields	
Section 12	Development and understanding of matters of historic, etc. interest: grants and loans	
Section 13	Regulations and orders under the 1979 Act	
Section 15	Scheduled monument consent: applications, etc.	Only for the purpose of enabling regulations to be made
Section 20	Declining to determine an application for listed building consent	Only for the purpose of enabling regulations to be made
Section 23	Stop notice and temporary stop notices	Only for the purpose of enabling regulations to be made
Section 24	Non-compliance with listed building enforcement notice: fixed penalty notice	Only for the purpose of enabling regulations to be made

<i>Column 1</i> <i>Provisions of the Act</i>	<i>Column 2</i> <i>Subject Matter</i>	<i>Column 3</i> <i>Purpose</i>
Section 26	Liability of owner and successors for expenses of urgent works	Only for the purpose of enabling regulations to be made
Section 27	Recovery of grants for preservation, etc. of listed buildings and conservation areas	
Section 29(1)	Regulations in connection with inquiries, etc.	
Section 30	Regulations and orders under the 1997 Act	

EXPLANATORY NOTE

(This note is not part of the Order)

This Order brings into force on 30th June 2011 sections 1, 5, 7 to 9, 11 to 13, 27, 29(1) and 30 of the Historic Environment (Amendment) (Scotland) Act 2011 (“the Act”) for all purposes and sections 6, 15, 20, 23, 24 and 26 for the limited purposes of enabling the Scottish Ministers to make, or to make provision by means of, subordinate legislation.

The Bill for the Act received Royal Assent on 23rd February 2011. Sections 31 to 33 of the Act came into force the following day.

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