

Local Government and Communities Directorate
Planning and Architecture Division

T: 0131-244-5375
E: Developmentplans@gov.scot



Scottish Government
Riaghaltas na h-Alba
gov.scot

Steve Lovell
Principal Planning Officer
Development Planning
West Lothian Council

By Email – Steve.Lovell@westlothian.gov.uk

Our ref: A23488424

8 April 2019

Dear Steve

**Town and Country Planning (Scotland) Act 1997
Notice of Intention to Adopt – Supplementary Guidance – Affordable Housing**

I refer to the correspondence received 11 February 2019 certifying notice of West Lothian Council's intention to adopt the Supplementary Guidance on Affordable Housing.

Scottish Ministers give notice that the supplementary guidance 'Affordable Housing' may not be adopted until modifications specified in Annex A to this notice have been made. These modifications are required to remove reference to the payment of charges where there is no provision for making such charges.

For the avoidance of doubt, prior to adopting this document as supplementary guidance, your Authority should satisfy itself that it has met the requirements set out in the Town and Country Planning (Development Planning) (Scotland) Regulations 2008.

In particular, we would bring to your attention the need to comply with section 27(2) of the above regulations, which state that supplementary guidance adopted and issued under section 22(1) of the 1997 Act (in connection with a particular local development plan), may only deal with the provision of further information or detail in respect of the policies or proposals set out in the plan and then only provided that those are matters which are expressly identified in a statement contained in the plan as matters which are to be dealt with in supplementary guidance.

Yours sincerely

Debbie McLean
Senior Planner

West Lothian Local Development Plan – Affordable Housing Supplementary Guidance

Annex A-Modifications

1) Page 11 – Paragraph 3

Delete ‘The necessary legal agreements will be prepared at the developer’s expense.’