

## Checklist for applications for Section 42 (non compliance with conditions)

### Recommended Information sought to validate and enable timeous processing of an application

It is important that all the required information is submitted at the start of the planning process in order to avoid unnecessary delay. Failure to submit the information may result in an application being refused. Please seek pre- application advice for clarification on the level and detail of information required.

[https://www.highland.gov.uk/info/205/planning - policies advice and service levels/785/pre-application advice](https://www.highland.gov.uk/info/205/planning_-_policies_advice_and_service_levels/785/pre-application_advice)

Plans should be submitted through the eDevelopment.scot portal facility  
<https://www.edevelopment.scot/eDevelopmentClient/>

Plans should show all scaled dimensions, including the distance to boundaries. Scaled dimensions must be metric and a scale bar should be included. Plans must not say “do not scale”.

Plans should preferably be sized A3 or A4 where possible. Plans, documents and individual files should not exceed 5MB and should be in PDF format. Please ensure that plans are titled, include the site address, a drawing number, and revision number and date where applicable.

In certain circumstances, particularly larger applications, additional paper copies may be consultation purposes.

| Requirement  | Description  | Required                 |
|--|--|--------------------------|
| Completed Application Form   | 1 copy of Application for Permission forms completed, signed and dated. Applicants should use the <i>e-application form</i> available from the Scottish Government website or The Highland Council website. Applications should be submitted on-line or sent to the EPC at the address given on the form.<br><br>The description of the development must include "Section 42 application to develop land without compliance with conditions X of planning permission (quote planning reference) and include a description of the change e.g. to allow hours of operation to be extended to.... | <input type="checkbox"/> |
| Ownership Certificates and Notice to owners and agricultural tenants | The appropriate certificate must be completed, signed and dated. The applicant requires to certify if there are any owners or agricultural tenants.  | <input type="checkbox"/> |
| Appropriate Fee  | The current scale of charges can be viewed on the Council's website <a href="https://www.highland.gov.uk/info/205/planning_-_policies_advice_and_service_levels/780/planning_advice_-_planning_and_building_standards_fees">https://www.highland.gov.uk/info/205/planning - policies advice and service levels/780/planning advice - planning and building standards fees</a>  | <input type="checkbox"/> |

|               |   |                          |
|---------------|---|--------------------------|
| Location Plan | <p>The location plan should be based on an up-to-date Ordnance Survey map at a scale of 1:2500, (1:1250 for urban sites), clearly identifying:</p> <ul style="list-style-type: none"><li>a. the land to which the proposal relates (the site) and its situation in relation to the locality and in particular neighbouring buildings and land;</li><li>b. the site boundary shown in red <b>must include</b> all of the elements that require permission and to facilitate development eg: foul drainage, curtilage, access to public road;</li><li>c. all other adjoining land owned by the applicant outlined in blue;</li><li>d. surrounding buildings should be accurately shown and numbered or named to ensure that the exact location of the site is clear;</li><li>e. at least 2 named roads (if appropriate) should be identified if possible;</li><li>f. if the site is in the countryside, an Ordnance Survey plan at a scale of 1:10,000 must be included for identification purposes;</li><li>g. the direction of north.</li></ul> | <input type="checkbox"/> |
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