**Annex E**

# CONSULTATION - RELAXATION OF PLANNING CONTROLS FOR DIGITAL COMMUNICATIONS INFRASTRUCTURE

**RESPONDENT INFORMATION FORM & LIST OF QUESTIONS**

**Please Note** this form **must** be returned with your response.

Are you responding as an individual or an organisation?

Individual

Organisation

Full name or organisation’s name

Phone number

Address

Postcode

Email

The Scottish Government would like your permission to publish your consultation response. Please indicate your publishing preference:

Publish response with name

Publish response only (anonymous)

Do not publish response

We will share your response internally with other Scottish Government policy teams who may be addressing the issues you discuss. They may wish to contact you again in the future, but we require your permission to do so. Are you content for Scottish Government to contact you again in relation to this consultation exercise?

Yes  No

**LIST OF QUESTIONS**

**(Comment boxes are not intended to limit the amount of text)**

**Q1. Do you agree Class 67 PD rights should continue to apply only to Electronic Communications Code Operators?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q2. Do you agree with the proposed update to the general conditions for Class 67 PD rights?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q3.(a) In view of the controls in place outwith the planning system, should Category A listed buildings and scheduled monuments be removed from the general area based restrictions on Class 67 PD rights?**

Yes  No

**Q3.(b) Are there any other Class 67 designated areas which can be removed from the general area based restrictions?**

**Please give reasons for your answer.**

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| Comments |

**Q4. Do you have any other comments on the Class 67 designated areas in light of the proposals set out in this paper?**

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| Comments |

**Q5. Do you agree with proposals to extend the time period for emergency works from 12 to 18 months?**

Yes  No

**Please give reasons for your answer**

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| Comments |

**Q6. Do you agree with the proposed extension of Class 67 PD rights for small antenna on buildings, including dwellinghouses?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q7. Do you agree with the proposed increase in height allowed for altered or replaced ground based masts under Class 67 PD rights?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q8. Do you agree with the proposed increase in the maximum distance allowed between the original and replacement ground based masts under Class 67 PD rights?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q9.(a) Should the current width restriction of one third the original or one metre (whichever is the larger) for alterations to ground based masts be increased?**

Yes  No

**Q9(b) What should the new restriction be?**

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| Comments |

**Q10. Do you agree with proposals to introduce PD rights for new ground based masts outside the Class 67 designated areas?**

Yes  No

**a) do you agree the proposed height restriction of 25m?**

Yes  No

**b) do you agree a prior approval should be required on siting and appearance?**

Yes  No

**Please give reasons for your answers (including any alternative proposals).**

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| Comments |

**Q11.(a) Is there scope to introduce Class 67 PD rights for new ground based masts within any, or all, of the Class 67 designated areas?**

Yes  No

**b) if yes, within which of the Class 67 designations should such PD rights apply? Please give reasons for your answer.**

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| Comments |

**c) Should any conditions (e.g. prior approval) and/or restrictions (e.g. on height) apply?**

Yes  No

**If so, what should these be?**

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| Comments |

**Q12.(a) Do you agree with the proposed mechanism for prior approval of new ground based masts?**

Yes  No

**b) In particular, do you agree with the proposed publicity requirements, including neighbour notification and on-line publication?**

Yes  No

**c)Do you agree with the proposed list of statutory consultees for the purposes of Class 67 prior approval?**

Yes  No

**Q13. Please explain your answers and any suggestions for alternative requirements. Do you have any further comments on the proposed prior approval process for new ground based masts?**

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| Comments |

**Q14. Do you agree with the proposed fee of £150 for prior approval for new ground based masts?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q15.(a) What should the Class 67 PD rights be for ground based equipment housing (and development ancillary to such equipment housing) within the various Class 67 designated areas?**

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| Comments |

**Q15(b) Please explain your answer, including any proposed conditions and restrictions on such PD rights.**

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| Comments |

**Q16. Do you agree with the proposed increase in Class 67 PD rights to allow up to five antenna systems on a building outside Class 67 designated areas?**

Yes  No

**Please give reasons for your answer.**

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| Comments |

**Q17.(a) What additional PD rights should apply to apparatus on buildings in Class 67 designated areas? Please explain your answer – including any different restrictions and conditions that might apply in different Class 67 designated areas.**

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| Comments |

**Q18(a) Are any changes required to current PD rights for apparatus on buildings and structures to further support deployment of ‘small cell’ technology in future? (Paragraph 20 of the consultation refers).**

Yes  No

**Q18(b) If yes, what particular PD rights are needed? Please give reasons for your answer.**

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| Comments |

**Q.19(a) Is there scope to extend PDR for supporting equipment (ground based masts)?**

Yes  No

**Q.19(b) If yes, please describe the type of development involved and the circumstances in which additional PD rights should apply (for example, should these apply within the Class 67 designated areas)?**

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| Comments |

**Q.20 Do you have any further comments on the proposed miscellaneous changes to Class 67?**

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| Comments |

**Q.21 Do you have any further comments on any other aspects of the proposed Class 67 PD rights?**

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| Comments |

**Q22. Do you have any comments or information relevant to the Strategic Environmental Assessment (SEA) aspects of this issue? If so, please elaborate.**

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| Comments |

**Q23. Do you agree with the conclusions of the partial Business and Regulatory Impact Assessment (BRIA), in particular regarding the anticipated benefits of the proposed changes? Do you have any further comments or information to support the final BRIA?**

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| --- |
| Comments |

**Q.24 In relation to the partial Equality Impact Assessment, please tell us about any potential impacts, either positive or negative, you feel the proposals in this consultation document may have on any particular groups of people.**

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| Comments |

**Q.25 In relation to the partial Equality Impact Assessment, please tell us what potential there may be within these proposals to advance equality of opportunity between different groups and to foster good relations between different groups.**

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| --- |
| Comments |