



# Ancient Monuments and Archaeological Areas Act 1979

## 1979 CHAPTER 46

### PART I

#### ANCIENT MONUMENTS

#### *[<sup>F1</sup>Local inquiries*

##### Textual Amendments

- F1** Ss. 23A, 23B and cross-heading inserted (27.2.2015 for specified purposes, 1.10.2015 in so far as not already in force) by [Historic Environment Scotland Act 2014 \(asp 19\)](#), **ss. 21(2), 31(2)** (with **ss. 29, 30**); [S.S.I. 2015/31, art. 2, sch.](#); [S.S.I. 2015/196, art. 2, sch.](#)

#### **23A Local inquiries**

- (1) The Scottish Ministers may hold a local inquiry for the purposes of the exercise of any of their functions under this Part of this Act.
- (2) The Scottish Ministers must appoint a person to hold the inquiry and to report on it to them.
- (3) Subsections (4) to (13) of section 265 of the Town and Country Planning (Scotland) Act 1997 (c.8) apply to an inquiry held by virtue of subsection (1) as they apply to an inquiry held by virtue of subsection (1) of that section.

#### **23B Local inquiries: further provision**

- (1) The Scottish Ministers may by regulations make provision as to the procedure to be followed in connection with inquiries or hearings conducted under or by virtue of this Act.

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**Changes to legislation:** Ancient Monuments and Archaeological Areas Act 1979, Cross Heading:  
*Local inquiries is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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- (2) Regulations under subsection (1) may in particular make provision—
- (a) about the notification of an inquiry or hearing,
  - (b) about the manner in which an inquiry or hearing is to be conducted,
  - (c) as to procedure in connection with matters preparatory to such inquiries or hearings and in connection with matters subsequent to them.]

**Changes to legislation:**

Ancient Monuments and Archaeological Areas Act 1979, Cross Heading: Local inquiries is up to date with all changes known to be in force on or before 22 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(3A) inserted by [2023 asc 3 Sch. 13 para. 20\(b\)](#)
- s. 1AA-1AE omitted by [2023 asc 3 Sch. 13 para. 21](#)
- s. 7(4A) inserted by [2016 anaw 4 s. 10\(2\)](#)
- s. 33(1A) inserted by [2023 asc 3 Sch. 13 para. 35\(a\)](#)