

Thank you for taking part in the consultation.

We are asking for your views on the content and functionality of two policy and guidance documents that will sit alongside the new Historic Environment Policy:

1. [Designation: Principles and Practice for Designation](#)[PDF, 304KB]
2. [Scheduled Monument Consent Policy](#) [PDF, 105KB]

These are two separate documents. We are consulting on them together as they will be read alongside the new high level Historic Environment Policy, replacing the detailed policies set out in the Historic Environment Scotland Policy Statement (HESPS).

This survey is structured in two sections, one for each policy. You may comment on either or both of these documents.

The survey asks 45 questions which can be reviewed in the following attachment before starting the survey. The survey takes around 20 minutes to complete.

You can view the survey questions in a PDF version before taking the survey below. [PDF, 127KB]

Before taking the survey, you can also review our below documentation:

- [Equality Impact Assessment](#) [PDF, 412KB]
- [SMC Policy Pre-screening](#) [PDF, 93KB]
- [Designations Policy Pre-screening](#) [PDF, 95KB]

This consultation will close at Tuesday 19th February at 6pm.

If you would like to speak with us about this consultation or if you have any questions, please contact us:

0131 668 8716

HMSStakeholderEngagement@hes.scot

Privacy notice

Historic Environment Scotland (HES) are committed to protecting your personal data and your privacy. This privacy notice explains how we process any personal data we collect from you through this survey.

Personal data

Personal data includes your name, or other information about you that could be used to identify you. In the case of this survey, we are not asking for any personal data but may ask for your organisation's name. This is optional.

We will not ask for any special categories (previously referred to as 'sensitive') of personal data.

The data we collect from this survey will be used by HES to inform the development of our Principles and Practice for Designation and Scheduled Monument Policy and Prodecures.

Usage of personal data

The legal basis we are using to process your data is Consent, where you give clear consent for us to process your data for the specific purpose explained above.

We limit access to your data to those HES employees with a business need to know. It will be processed confidentially for this specific purpose only.

Third party processing and security of personal data

We require Survey Monkey, like all third parties, to respect the security of your personal data and only permit them to process your personal data in accordance with our instructions for a specified purpose. You can see more details on how Survey Monkey manage your personal data in their [Privacy Policy](#).

Storage of personal data

HES will hold the information collected through this survey for a maximum period of 2 years. Information collected through this survey will be deleted from Survey Monkey servers after the survey closes, however may remain on backup servers for approximately 12 months.

You have the right to access your data, receive a copy of it, request corrections or removal and object to the processing of it. More information about your rights regarding the personal data we collect from you can be found in the [HES Privacy Notice](#).

Further information

If you would like further information please contact the Data Protection Officer:

Telephone: 0131 668 8600

Email: dataprotection@hes.scot

Historic Environment Scotland
Longmore House
Salisbury Place
Edinburgh EH9 1SH

Background

We are currently undertaking a review of the Historic Environment Scotland Policy Statement (HESPS).

The emerging new Historic Environment Policy will establish a series of principles and policies for the recognition, care, management and sustainable use of the historic environment.

The replacement to HESPS will be a shorter and more strategic document with less guidance related material. This means the detailed policies for Designation and Scheduled Monuments,

currently in HESPS, will be removed from the new high level policy.

The new Historic Environment Policy will therefore need to be underpinned by detailed operational and topic specific policies and guidance.

This consultation on the policies and principles for Designation and Scheduled Monument Consent continues our commitment to review our policy and guidance as part of the project to review HESPS.

About you

To allow us to attribute your responses, please provide more information if you are responding on behalf of an organisation.

Are you answering this consultation on behalf of yourself as an individual or in another capacity?

- As an individual
- On behalf of an organisation, public body or charity
- On behalf of a local authority
- As a private business, such as an architect or developer
- Representing a community group
- Other (please specify):

Please indicate below which policies you would like to answer questions on:

- Designations only
- Scheduled Monument consent only
- Both Designations and Scheduled Monument consent

Principles and Practice for Designation

This section relates to the Principles and Practice for Designation.

[Download the draft document \[PDF, 303KB\]](#)

To what extent do you think that 'Principles and Practice for Designation' is a suitable title, reflecting the document's content and status?

Not suitable Neither suitable nor unsuitable Suitable

Do you have any alternative suggestions for the title of this document?

A uniform approach to naming for all documents being consulted upon would be more useful to increasing accessibility and understanding (particularly for the new end-user). Perhaps the following format:

Historic Environment Scotland: Listed Buildings, managing change - adaptation

Historic Environment Scotland: Scheduled Monuments, Policy and Procedure

Historic Environment Scotland: Designation, Principles and Practice

Historic Environment Scotland: Listed Buildings, managing change - demolition

All of these documents being consulted upon should be formatted the same way - either with/without paragraph numbers. A structure that also details - PURPOSE, POLICIES and OUTCOMES would be beneficial. In this instance an index would also be useful.

Along with that, diagrams explaining the hierarchy of legislation/policy/document would aid navigation through the issues and policies discussed within each document. PROCESS charts (appendices perhaps) for each process mentioned/ available - HES processes could be highlighted as appropriate therefore enabling the end-user to know which organisation/agency/authority they needed to contact for any particular part of the process. This clarity could be beneficial to all stakeholders.

In this instance it could be found confusing that the annexes contain both guidance and legislation.

How clear do you feel the purpose of this document is?

Not at all clear

Neither **clear nor unclear**

Extremely clear



Do you have any further comments on how clear you feel the purpose of this document is? If so, please add them here:

Is there an opportunity for greater technicality for practitioners?

Are HES are aiming for a clearer hierarchy of documents ? If so, it is unclear if this manages to deliver. LAs use HESPS content as a framework to hang more detailed decisions upon. Could this document make reference to its content being useful for over-arching LA decisions? This would give greater impression of contiguity to the process.

Whilst the purpose has clarity the principles and practice feel a little repetitive.

Language needs to either be plain English or use a glossary.

This document sets out the principles and practice applied by Historic Environment Scotland in the designation of historic sites and places at the national level. Do you feel that there is anything missing from the document?

No

Yes (please explain your answer)

A few definitions are still needed - and some of the principles read as statements.

FAQ for 'our decisions' and where to find things like the 'designation application form' – a LINK or statement

Also LINK to more information about Building Preservation Notices.

Relationships (inter-relationships) and responsibilities map and hierarchy of decisions would aid navigation of the process.

References to HES role needs to then reference specific sections/departments.

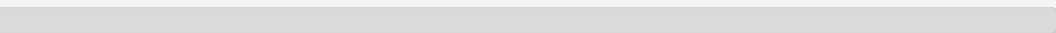
Page 8 - should say **MUST** take into account local assets. LAs have to take these into account as a material consideration in planning.

HERS are notably missing.

With reference to the HEP below – it is unclear how these documents link explicitly within the document. An understanding of which has legal weight and primacy would be useful. A diagram making the order of documents clear would be beneficial, currently need the website to unpick the hierarchy.

If you have read the draft Historic Environment Policy, to what extent do you agree that this document works alongside and supports the policy?

Strongly disagree Neither agree nor disagree Strongly agree



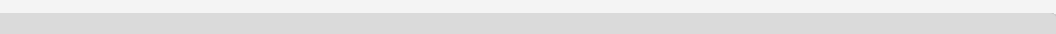
Principles and Practice for Designation

Historic Environment Scotland's role

This question relates to Historic Environment Scotland's role in designation. We are responsible for designating sites and places at the national level.

The nomination and inscription of World Heritage Sites is not part of our decision-making. Should we provide more information on the process of nominating World Heritage Sites and HES's role in this document?

Strongly disagree Neither agree nor disagree Strongly agree



Do you have any additional comments about our role in the designations process? If so, please let us know:

WHS is a designation in which HES is involved, but not specifically responsible, signposting to UNESCO would be of use here rather than providing more information from a HES perspective. Timescales for the WHS 'our decisions' are however, necessary. Under 'our decisions' Battlefields are missed.

Consistency in information provided for different strands of designation is key. Need to show process for listing and DE-listing - show procedures for both as this helps to demonstrate the process more fully.

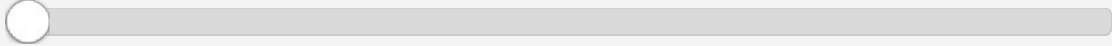
Principles and Practice for Designation

Principles and Practice

These questions refer to the section on Principles and Practice.

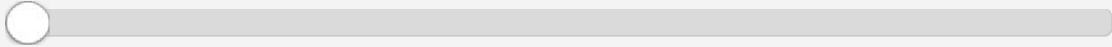
To what extent do you agree or disagree with the principles for designation?

Strongly disagree Neither **agree nor** disagree Strongly agree



To what extent do you agree or disagree with how the principles for designation are to be applied?

Strongly disagree Neither **agree nor** disagree Strongly agree



Do you have any other comments on our principles for designation? If so, please add them here:

As the section is called principles and practice then it may be useful to refer to the sections as: Principles and Practice - not 'we apply the following principles' and then 'we apply these principles in the following way' ... some principles appear to be generalized statements (the historic environment changes over time).

Could the principles be aligned to the Listed Building Importance Criteria?

Some of the practice statements are also generalisations not actions (designation is an ongoing process, as every generation will have its own view of what comprises its heritage). And with such statements in mind, should there be mention of the review process?

Again, process charts would help to unpick the principles and legalities of the document more clearly. Linking to, or mentioning, the relevant stakeholder and professional organisations would also help the end-user.

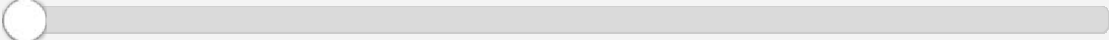
Principles and Practice for Designation

How we do our work

These questions relate to the section on how we do our work.

To what extent do you agree or disagree with our priorities for designation?

Strongly disagree Neither **agree nor disagree** Strongly agree



Do you have any other comments on our priorities for designation? If so, please add them here:

The bullet points are clear but seem laboured, could 'we carry out designation by...' be one point?

Whilst the response-orientated aspect is clearly expressed a more pro-active stance could be encouraged.

The priorities seem manageable - perhaps too pragmatic - what would the AIMS be if more resource was available? More ambition could be demonstrated.

Improving accessibility of designations through use of digital technologies and wider thematic reviews to prioritise listing were suggested.



How we assess sites and places

This question refers to how we assess sites and places.

Do you have any other comments on this section?

Positive views for specific annexes for each designation type - essential.

Feel layout could be clearer:

-Who we consult

-What assessment involves

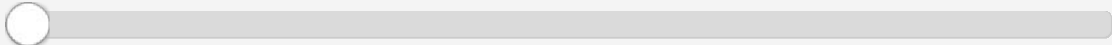
Some simple bullet points would be easier to comprehend.

Could be more explicit about what 'evidence' will be considered.

In what circumstances does HES think there is a better outcome than Listing? Examples helpful.

How clear do you find the explanation in this section of our approach to assessing sites?

Not at all clear Neither clear nor unclear Extremely clear

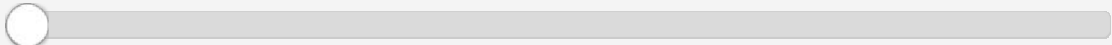


Development Proposals and Designation

These questions relate to the section on Development Proposals and Designation.

How clear is this explanation of our approach to designation where there are development proposals?

Not at all clear Neither clear nor unclear Extremely clear



Do you have any other comments on the section on Development Proposals and Designation? If so, please add them here:

Need to mention what Development Proposals are.

Does not mention Building Preservation Notices and the wider process of protection before the Listing process starts.

Need to show a clear hierarchy of policy – eg where Development Plans sit within the process.

No mention of Spot Listing and/or potential for freeze on change/removal/alteration whilst Listing process is underway. (Even if these are rare, their inclusion would add clarity on the options and process – perhaps in a flowchart. This would aid the end-user hugely in understanding the full potential scope of the listing system.)

Category definitions need to be clearly explained and mapped to criteria.

Public process should be described too – encouraging more transparent and open decisions.

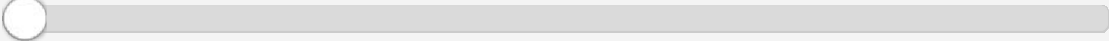
Need clear statement on the relationship between LISTING and the associated BURDENS

Other forms of recognition

These questions relate to the "Other Forms of Recognition" section.

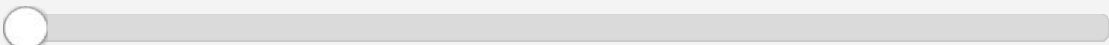
To what extent do you agree that the section on other forms of recognition is clear in its meaning?

Strongly disagree **Neither agree nor disagree** Strongly agree



To what extent do you agree that the section on other forms of recognition is helpful for local decision-making?

Strongly disagree Neither **agree nor** disagree Strongly agree



Do you have any other comments on the "Other Forms of Recognition" section? If so, please add them here:

Should mention HERS – these can make a valuable link to the value of local recognition of sites (and link to What's Your Heritage).

It is clear that the realm of other forms of recognition is out-with HES jurisdiction, but providing links to other organisations who could potentially take action (local authorities?) needs to be more explicit. However, if these organisations are lacking capacity it could be perceived as buck-passing rather than providing information.

Whilst not against the concept, the 'social historical interest' – appears woolly and too vague to withstand scrutiny in its current form.

There needs to be clarity to which organisations, and by what means, local communities or individuals should approach to begin the process of local recognition of any kind.

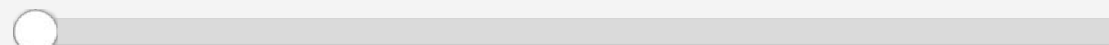
Principles and Practice for Designation

Annex 1: Scheduled Monuments

These questions relate to Annex 1: Scheduled Monuments.

Annex 1 explains how we decide if a monument is of national importance for scheduling. How clear do you find this explanation?

Not at all clear Neither clear nor unclear **Extremely clear**



Do you have any other comments on Annex 1? If so, please add them here:

This is as clear as it was before – the document appears to be broadly unchanged from previous iterations. There has been improvement in online accessibility of information (maps etc) which is appreciated. Purpose of this document is to describe HES' role to determine National Significance - HES rely on legislation which has not changed, it appears that this document has also not changed. The explanatory detail in Listed Building paragraphs (p14) were seen as helpful and similar information for Scheduled Monuments would be appreciated. As it is currently written, it is hard to imagine a new scheduling taking place – it appears backwards looking. Online description seems clearer.

Principles and Practice for Designation

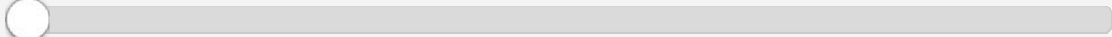
Annex 2: Listed Buildings

These questions relate to Annex 2: Listed Buildings.

Annex 2 explains how we decide if a building is of special architectural or historic interest for listing.

How clear do you find this explanation?

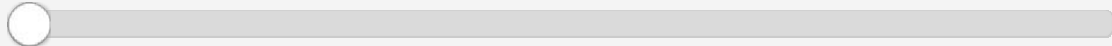
Not at all clear **Neither clear nor unclear** Extremely clear



Reference to national, regional and local importance has been removed from the listing category definitions. This is to better reflect how listed buildings are designated the national level.

How clear do you find the revised listing category definitions?

Not at all clear Neither clear nor unclear Extremely clear



Do you have any other comments on Annex 2? If so, please add them here:

Online still much clearer. Bullet points and sections are far more straightforward on the portal than in this document. I find the discrepancy between the document and the website unnecessarily confusing.

Listing review needs to be mentioned. Both of the entire listed stock and of the review process for listing specifically.

With specific regard to the references to National, Regional and Local Importance: it could appear that the categories become more subjective without the spatial (national, local) aspect of listing. This was found to be problematic. The wording in Para 15 is also concerning. Surely it should state that Listing has a legal status, but the categories only affect how the building is managed within the planning system. To say the 'categories have no legal status' could imply that Listing has no legal status.

With regard to the change of Category description there needs to be a THEN and NOW so exactly what is being enacted by the change can be clearly defined (particularly as the end-user may frequently be referring to Listings which were designated under previous definitions).

STRONG feeling that the removal of National Regional and Local was a negative step. The new hierarchy is problematic, a barrier to understanding, and fundamentally more subjective than the previously held category descriptions.

However, proper management and advice for conservation areas could improve the 'area based' approach and get away from a monument centric approach.

Literally the first sentence should be: Listing is a legal status.

Review process does not appear to be covered here, and it should be.

With regard to sub-30yr old buildings – is there an argument to list, and protect, with a duty to review? If we don't protect sub-30 buildings they may not remain unaltered/undamaged for the appreciation of future generations.

Principles and Practice for Designation

Annex 3: Conservation Areas

This question relates to Annex 3: Conservation Areas. Local authorities are primarily responsible for designating conservation areas, but as the lead body for the Historic Environment we think it is appropriate to set out guidance on this topic. The guidance here closely follows that

established in the Historic Environment Scotland Policy Statement.

Do you have any comments on how this can be improved or changed?

p.17 - 5 'from time to time' - problematically weak, need minimum/maximum time-frame for this to have any meaning.

Have Local Authorities been involved in drafting?

Appraisals: these are often not done. Language could be strengthened. Not a statutory duty but should be. (p.18 - 14)

Conservation area - could be used to aid Gardens & Designed Landscapes and Battlefields.

Concern that as Conservation areas not usually HES' to designate this section could be seen as an overstep.

Principles and Practice for Designation

Annex 4: The Inventory of Gardens and Designed Landscapes

These questions relate to Annex 4: The Inventory of Gardens and Designed Landscapes.

Annex 4 explains how we decide if a garden and designed landscape is of national importance for including on the inventory.

How clear do you find this explanation?

Not at all clear

Neither clear **nor** unclear

Extremely clear



Do you have any other comments on Annex 4?

Application form for this should include information about Conservation Areas.

This section had a clear introduction which was praised.

Clearer definitions of issues of integrity. 'lost' but not 'remnant landscape' needs further unpicking.

Inventory records to include maps of listed buildings, approaches/views/vistas

Social - or would 'social and community' be better wording?

An overarching hierarchy of designation would help to make sense of the scheduling, designating, inventory process.

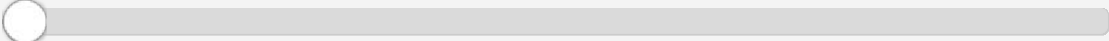
Annex 5: The Inventory of Historic Battlefields

These questions relate to Annex 5: The Inventory of Historic Battlefields.

Annex 5 explains how we decide if a battlefield is of national importance for including on the inventory.

How clear do you find this explanation?

Not at all clear Neither **clear nor** unclear Extremely clear



Do you have any other comments on Annex 5? If so, please add them here:

Para 5- examples would be useful

Para 10 - review is mentioned, why for battlefields but not for all designations?

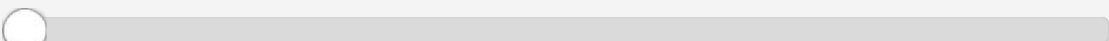
Section is not significantly changed from previously and was thought to be as clear as it was previously.

Annex 6: Historic Marine Protected Areas

Annex 6 explains how we assess if a marine historic asset is of national importance for designation as a historic marine protected area.

How clear do you find this explanation?

Not at all clear Neither **clear nor** unclear Extremely clear



Do you have any other comments on Annex 6? If so, please include them here:

p30 - 2nd bullet - should read 'particularly' not 'particular'.

HES designate, Marine Scotland regulate - should this be an issue of signposting?

Wider comments on this document overall:

Each annex and each document should be set out the same way with the same sections. Reading through each it is clear they have evolved over time, and have different voices. This makes for a jumbled, unclear and opaque series of documents which does not guide the user through the different processes adequately.

Needs more flow, visuals, and language should be either plain and accessible or have a glossary.

Timescales across all aspects were seen as too woolly. 'aim' 'normally' and 'usually' do not help anyone taking part in the process to be able to assess how long any aspect might take.

In annexes penalties also need to be set out (despite known lack of enforcement).

Scheduled Monument Consent Consultation

Please let us know if you are happy to take part in our second consultation on Scheduled Monument Consent.

Would you like to continue to answer 13 questions on our Scheduled Monument Consent Policy? By selecting 'No' you will choose to end this survey.

Yes

No

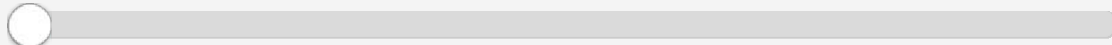
Scheduled Monument Policy and Procedures

These questions relate to the Scheduled Monument Policy and Procedures.

[Download the draft document \[PDF, 105KB\]](#)

To what extent do you think that 'Scheduled Monument Policy and Procedures' is a suitable title, reflecting the document's content and status?

Not suitable Neither suitable nor unsuitable Suitable



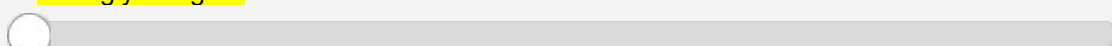
Do you have any alternative suggestions for the name of this document?

Believe a uniform approach to naming for all documents being consulted upon would be more useful to increasing accessibility and understanding (particularly for the new end-user). Perhaps the following format:
Historic Environment Scotland: Listed Buildings, managing change - adaptation
Historic Environment Scotland: Scheduled Monuments Policy and Procedure
Historic Environment Scotland: Designation, Principles and Practice
Historic Environment Scotland: Listed Buildings, managing change - demolition
All of these documents should be formatted the same way - either with/without paragraph numbers. A structure that also details - PURPOSE, POLICIES and OUTCOMES would be beneficial.
Along with that, diagrams explaining the hierarchy of legislation/policy/document would aid navigation through the issues and policies discussed within each document. PROCESS charts (appendices perhaps) for each process mentioned, or available - HES processes could be highlighted as appropriate therefore enabling the end-user to know which organisation/agency/authority they needed to contact for any particular part of the process. This clarity could be beneficial to all stakeholders.

This document sets out the policies and procedures applied by Historic Environment Scotland when undertaking its regulatory functions in regards to Scheduled Monuments. In your opinion, are there any priority areas that we have missed? If so, please let us know:

To what extent do you agree that this document works alongside our Historic Environment Policy?

Strongly disagree Neither agree nor disagree Strongly agree

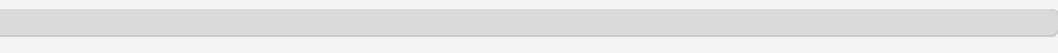


To what extent do you agree that the purpose of the document is clear?

Strongly disagree

Neither agree nor disagree

Strongly agree



How clear do you find the purpose of this section?

Not at all clear

Neither clear nor unclear

Extremely clear

How clear do you find the purpose of Policy 8?

Not at all clear

Neither clear nor unclear

Extremely clear

We have not added any new procedures to this section, but have tried to make them clearer and easier to understand. To what extent are these procedures clear?

Not at all clear

Neither clear nor unclear

Extremely clear

Scheduled Monument Policy and Procedures

Part B: Policy Background

This section refers to Part B: Policy Background, which sets out the background to our policies and decision making.

Is there anything that is missing from this section on Policy Background?

paras 32-38 don't seem to have any policy implications. So could be cut.

Part C: Scheduled Monument Policies

Scheduled Monument Policy and Procedures

This section refers to Part C: Scheduled Monument Policies.

The policy tests rely upon an understanding of cultural significance. It is intended that guidance on how to determine cultural significance should be set out in a separate document. To what extent do you agree that a definition of cultural significance should be included within the policy?

Strongly disagree

Neither agree nor disagree

Strongly agree

This question refers to Policy 8, which sets out how these policies are applied in relation to the management of certain kinds of Scheduled Monuments, such as carved stones. It translates "Carved Stones: Scottish Executive Policy and Guidance (2005)" into our own decision making. To what extent do you agree or disagree with this policy?

Strongly disagree Neither agree nor disagree Strongly agree



Is there anything that is missing from the policy? Please let us know your comments:

Notes on PART C more generally:

Qualifications should be supplemented to read 'accredited qualifications'.

SMPolicy 6 could in theory open up discussions on what is protected and what is done to that which is currently protected - but it isn't clear what the procedure would be.
More procedural information necessary.

The box section under paragraph 42 refers to "outweighing the impact [of excavation] on cultural significance". What this is saying is that investigation necessarily decreases the cultural significance of a Scheduled Monument. But this just isn't always the case, there should be a clear wording here which indicates that investigations with destructive components may have the potential to reveal new understandings of the monument which will enhance or modify cultural significance. Perhaps the wording (and the wording of SMC policy 3 bullet 3) could indicate this... perhaps the phrasing is something around "anticipate the opportunities of investigation to enhance significance, and compensate for the impacts on other aspects".

Finds should refer and sign-post to Treasure Trove.

Policy 7 - would be more useful if it specified CiFA (and other relevant) standards.

SMC Policy - CiFA has alternate wording for the top SMC policy Aim -*investigation can lead to an increase in cultural significance even though it may have physical impacts*

Policy 9 - replace 'experienced' with 'competent' - less discriminatory wording. (Also for S42 wording!)

- SMC policy 6: Needs to specify which archaeological standards – helpfully, would mention CiFA, although may include others too. It would be valuable to signpost!

- SMC policy 9: This too would be more informative with reference to standards, to help unpack f) and h). In f) the reference to experienced may be discriminatory – we'd replace this with competent. Likewise, in i), qualifications should be replaced – or at least supplemented – with accreditation

- SMC policy 9 could also usefully state that the requirements for SMC for works for archaeological research apply equally to any archaeological works occasioned by erosion, emergency repairs or other unplanned changes (as mentioned elsewhere).

If **cultural significance** is defined, it has to be the same definition across all HES documents (regardless of their status).

Definition may be too prescriptive and open to change over time.

Also - SM Policy 1 seems to describe a meaning and value which may be 'beyond their physical remains'. Can these policies, which are about protecting and preventing damage to the structures (including location within this definition), be used to protect 'beyond their physical remains'?

More generally number alignment between the SM Policies and the SMC Policies would be appreciated.

Could SMP 2 and 3 conflated into one policy?

Part D: Compliance Procedures

This section refers to Part D: Compliance Procedures which sets out our procedures for ensuring compliance with the 1979 Act.

In your opinion, is there anything that is missing from the policy? If so, please let us know:

No comment

Part E: Managing and Caring for Scheduled Monuments

Clear purpose: Neither clear nor unclear

Paragraph 65 could be strengthened. The document would have greater utility if it tries to improve how stakeholders are involved.

ANY FURTHER COMMENTS COMMENTS:

Returning to Section A:

Comments on how these policy/procedures work with new HES POLICY document:

It is difficult to see the connection between the HES POLICY document and this document. These documents were found to be very different styles. The raft of policies in this document and how they relate/interrelate to HES POLICY is somewhat opaque. Clearer signposting between the two would be beneficial.

Section A appears to be unnecessarily long and complex, particularly in its detail around regulation. This could all be summarised, with full legalities explained in an appendix.

Comment on PURPOSE of this document:

Purpose sets out HES approach to SM and HES responsibilities under the Act.

Paragraphs 1 and 2 explain the purpose well, but after that it becomes increasingly confused and overly concerned with explanations of background information which may not be of use and relevance to the end user. para 27 - tautological, we 'advise and engage' on sites where we give advice... unnecessary wording.

Paras 16 and 17 were highlighted as of critical importance to Planning, and perhaps seemed a little lost within the current structure

Purpose of Section A, comment:

Much of Section A could be in appendices for referral to as necessary. Seems overly long and not necessarily the most useful place to start.

Good new expanded wording on Section 42 consent BUT need to state explicitly what this is in paras 12 and 18.

Class consents were seen as being problematic, but requirement for secondary legislation which is out of the scope of this consultation.

Para 16 'normally' - if there are legitimate exceptions to what should be - we need an illustrative example

Comment on the purpose of Policy 8:

Do you mean paragraph 8? Or SMC policy 8 (as there isn't an SM 8...) - Paragraph 8 is clear - useful, direct. SMC policy 8 – clear. Would question why this question is asked in this order, confusing to answer.

status paragraph 3 - does not seem to explain the legal status of the document or the role of HES.

The responses in this consultation were informed by a BEFS workshop where views were gathered from the following organisations:

Society of Antiquaries of Scotland (email)

ALGAO

CiFA

Archaeology Scotland

NTS

Scotland's Garden and Landscape Heritage

RSA - MCICH network

Church of Scotland - General Trustees

Heritage Trust Network

Architectural Heritage Fund

AHSS

Historic Churches Scotland (formerly Scottish Redundant Churches Trust)

Cockburn Association

Landscape Institute Scotland