

Changes to legislation: There are currently no known outstanding effects for the Planning (Wales) Act 2015, Cross Heading: Town and Country Planning Act 1990 (c. 8). (See end of Document for details)

SCHEDULE 2

DEVELOPMENT PLANNING: FURTHER AMENDMENTS

Town and Country Planning Act 1990 (c. 8)

8 T CPA 1990 is amended as follows.

Annotations:

Commencement Information

- II** [Sch. 2 para. 8](#)
partly in force;
[Sch. 2 para. 8](#)
in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

9 In section 293A (urgent Crown development: application), in subsection (9), before “and” insert—

“(aa) the strategic planning panel for any strategic planning area to which the proposed development relates.”.

Annotations:

Commencement Information

- I2** [Sch. 2 para. 9](#)
partly in force;
[Sch. 2 para. 9](#)
in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

10 (1) Section 303A (responsibility of local planning authorities for costs of holding certain inquiries etc) is amended as follows.

(2) In subsection (1B), for “The” substitute “ Where a local planning authority cause a qualifying procedure to be carried out or held, the ”.

(3) After subsection (1B) insert—

“(1C) Where the qualifying procedure is an independent examination of a strategic development plan under section 64 of the Planning and Compulsory Purchase Act 2004, the appropriate authority is the Welsh Ministers.”

(4) In subsection (2), after “local planning authority” insert “ or strategic planning panel ”.

(5) In subsection (3)—

- (a) after “local planning authority” insert “ or strategic planning panel ”;
(b) after “that authority” insert “ or panel ”.

(6) In subsection (6), after “local planning authority” insert “ or strategic planning panel ”.

(7) In subsection (9A)—

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- (a) after “local planning authority” insert “ or strategic planning panel ”;
- (b) after “the authority” insert “ or panel ”.

Annotations:

Commencement Information

- I3** [Sch. 2 para. 10](#)
 partly in force;
[Sch. 2 para. 10](#)
 in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

- 11 In section 306 (contributions by local authorities and statutory undertakers), after subsection (2) insert—

“(2A) Each of the persons specified in subsection (2B) may contribute towards any expenses incurred by a strategic planning panel for the purposes of carrying out a review under section 60H of the Planning and Compulsory Purchase Act 2004 (duty of strategic planning panel to keep under review certain matters affecting development).

(2B) The persons are—

- (a) a local authority in Wales;
- (b) a statutory undertaker authorised to carry on an undertaking in Wales.”

Annotations:

Commencement Information

- I4** [Sch. 2 para. 11](#)
 partly in force;
[Sch. 2 para. 11](#)
 in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

- 12 In section 324 (rights of entry), after subsection (1A) insert—

“(1B) Any person duly authorised in writing by the Welsh Ministers or by a strategic planning panel may at any reasonable time enter any land for the purpose of surveying it in connection with the preparation, revision, adoption or approval of a strategic development plan under Part 6 of the Planning and Compulsory Purchase Act 2004.”

Annotations:

Commencement Information

- I5** [Sch. 2 para. 12](#)
 partly in force;
[Sch. 2 para. 12](#)
 in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

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- 13 In section 336 (interpretation), in subsection (1), after the definition of “stop notice” insert—

““strategic planning panel” means a strategic planning panel established under section 60D of the Planning and Compulsory Purchase Act 2004;”.

Annotations:

Commencement Information

- I6** [Sch. 2 para. 13](#)
partly in force;
[Sch. 2 para. 13](#)
in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

- 14 In Schedule 4A (local development orders: procedure), in paragraph 5(1), after “report made” insert “ by a local planning authority ”.

Annotations:

Commencement Information

- I7** [Sch. 2 para. 14](#)
partly in force;
[Sch. 2 para. 14](#)
in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

- 15 In Schedule 13 (blighted land), in paragraph 1B, in note (3), after “section 66” insert “ or 66A ”.

Annotations:

Commencement Information

- I8** [Sch. 2 para. 15](#)
partly in force;
[Sch. 2 para. 15](#)
in force for specified purposes at 6.9.2015, see
[s. 58\(2\)\(b\)\(4\)\(b\)](#)

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