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WELSH STATUTORY INSTRUMENTS

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**2012 No. 802 (W.111) (C.20)**

**TOWN AND COUNTRY PLANNING, WALES**

The Planning Act 2008 (Commencement  
No. 1) (Wales) Order 2012

Made - - - - 10 March 2012

The Welsh Ministers, in exercise of the power conferred by section 241(3) of the Planning Act 2008<sup>(1)</sup>, make the following Order:

**Title**

1. The title of this Order is the Planning Act 2008 (Commencement No. 1) (Wales) Order 2012.

**Provisions coming into force on 30 April 2012 in relation to Wales**

2. The following provisions of the Planning Act 2008 (so far as they are not yet in force) shall come into force in relation to Wales on 30 April 2012—

- (a) section 188;
- (b) section 197 and Schedule 11; and
- (c) section 238 and Schedule 13, so far as they give effect to the repeals specified in the Schedule to this Order.

10 March 2012

*John Griffiths*  
Minister for Environment and Sustainable  
Development, one of the Welsh Ministers

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

## SCHEDULE

Article 2

## Repeals (Wales)

<i>Reference</i>	<i>Extent of repeal</i>
Town and Country Planning Act 1990 (c. 8)	Section 61A(1) In Schedule 4A, paragraph 2(4) and (5)

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

Article 2 of this Order brings into force, on 30 April 2012, the following provisions of the Planning Act 2008, in relation to Wales, so far as they are not already in force —  
 section 188 (local development orders: removal of requirement to implement policies);  
 section 197 and Schedule 11 (appeals: miscellaneous amendments); and  
 section 238 and Schedule 13 so far as they give effect to the repeals specified in the Schedule to this Order, which relate to local development orders.

**NOTE AS TO EARLIER COMMENCEMENT ORDERS**

*(This note is not part of the Order)*

The following provisions of the Planning Act 2008 have been brought into force by the Secretary of State.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
Sections 1 to 4 and Schedule 1 (so far as not already in force)	1 October 2009	<a href="#">2009/2260</a>
Paragraphs 24 to 27 of Schedule 1	1 October 2009	<a href="#">2009/2573</a>
Sections 5 to 12 (so far as not already in force)	6 April 2009	<a href="#">2009/400</a>
Section 14 partially (so far as not already in force)	1 March 2010	<a href="#">2010/101</a>
Section 14 partially (so far as not already in force)	8 March 2011	<a href="#">2011/705</a>
Section 14 partially (so far as not already in force)	18 August 2011	<a href="#">2011/2054</a>
Sections 15 to 20 as to England and Wales	1 March 2010	<a href="#">2010/101</a>

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
Section 21	1 March 2010	2010/101
Sections 22 to 26 as to England and Wales	1 March 2010	2010/101
Section 29	8 March 2011	2011/705
Sections 31 to 35	1 March 2010	2010/101
Section 36 and Schedule 2	1 March 2010	2010/101
Sections 37 to 40 (so far as not already in force)	1 October 2009	2009/2260
Sections 41 to 50 (so far as not already in force)	1 October 2009	2009/2260
Sections 51 to 54 (so far as not already in force)	1 October 2009	2009/2260
Section 55	1 March 2010	2010/101
Sections 56 to 59 (so far as not already in force)	1 October 2009	2009/2260
Sections 60 to 117 and Schedule 3	1 March 2010	2010/101
Section 118 as to England and Wales	1 March 2010	2010/101
Section 119 and Schedule 4	1 March 2010	2010/101
Section 120 to 121 and Schedule 5	1 March 2010	2010/101
Sections 122 to 132	1 March 2010	2010/101
Section 133 as to England and Wales	1 March 2010	2010/101
Sections 134 to 138	1 March 2010	2010/101
Sections 139 to 149 as to England and Wales	1 March 2010	2010/101
Sections 150 to 152	1 March 2010	2010/101
Section 153 and Schedule 6	18 August 2011	2011/2054
Sections 154 to 159	1 March 2010	2010/101
Sections 160 to 174	1 March 2010	2010/101
Section 175 partially as to England and Wales, (so far as it is not already in force)	6 April 2009	2009/400
Section 175 partially as to England and Wales (so far as not already in force)	1 March 2010	2010/101

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
Section 176 partially as to Scotland	6 April 2009	2009/400
Section 176 partially as to Scotland	1 March 2010	2010/101
Section 177 as to England and Wales	6 April 2009	2009/400
Section 178 as to Scotland	6 April 2009	2009/400
Section 179 as to England and Wales	6 April 2009	2009/400
Section 180 to 182 as to England and Wales (so far as not already in force)	6 April 2009	2009/400
Section 183 as to England	6 April 2009	2009/400
Section 184 as to England and Wales	6 April 2009	2009/400
Section 185 as to England	6 April 2009	2009/400
Section 187 and paragraphs 1, 2(1) and (2), 3(1), (2) and (4) and 4 to 6 of Schedule 7 as to England	6 April 2009	2009/400
Paragraphs 2(3) and (4) and 3(3) of Schedule 7 as to England and Wales	6 April 2009	2009/400
Section 188 as to England	23 June 2009	2009/1303
Section 189 as to England and Wales	6 April 2010	2010/566
Section 190 partially as to England and Wales	1 October 2009	2009/2260
Section 190(4) as to England and Wales	6 April 2010	2010/566
Section 191(1) and (3) as to England	6 April 2009	2009/400
Section 191(2) as to Wales	6 April 2009	2009/400
Section 194 and paragraphs 1 to 4 and paragraph 6 of Schedule 9 as to England and Wales	6 April 2009	2009/400
Section 195 as to England and Wales	6 April 2009	2009/400
Section 196 and paragraphs 1, 3 to 6, and 10 to 14 of	6 April 2009	2009/400

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No</i>
Schedule 10 partially as to England and Wales		
Section 197 and Schedule 11, section 198 and 199 as to England	6 April 2009	<a href="#">2009/400</a>
Section 200, as to England (so far as not already in force)	1 October 2009	<a href="#">2009/2260</a>
Section 206 partially as to England and Wales	6 April 2009	<a href="#">2009/400</a>
Section 206 (so far as not already in force)	6 April 2010	<a href="#">2010/566</a>
Section 211(7) as to England and Wales	6 April 2009	<a href="#">2009/400</a>
Section 224(1) and (4) as to England and Wales	6 April 2009	<a href="#">2009/400</a>
Section 238 and Schedule 13 partially as to England and Wales	6 April 2009	<a href="#">2009/400</a>
Section 238 and Schedule 13 partially as to England	6 April 2009	<a href="#">2009/400</a>
Section 238 and Schedule 13 partially as to England	23 June 2009	<a href="#">2009/1303</a>
Section 238 and Schedule 13 partially as to England	6 April 2010	<a href="#">2010/566</a>

See also section 241(1) of the Planning Act 2008 for the provisions that came into force on 26 November 2008 (date of Royal Assent).