



2011 CHAPTER 5

Contaminated land

Appeals against remediation notices

8.—(1) Article 58 of the 1997 Order (appeals against remediation notices) is amended as follows.

(2) In paragraph (1) for the words from “appeal against the notice” to the end substitute “appeal against the notice to the Planning Appeals Commission.”.

(3) After paragraph (1) insert—

“(1A) Article 127(2)(b) of the Planning (Northern Ireland) Order 1991 (power to prescribe fees for appeals to the Planning Appeals Commission under that Order) shall apply to appeals under this Article as it applies to appeals under that Order; and a notice of appeal to the Planning Appeals Commission under this Article shall be accompanied by such fee (if any) as may be prescribed under Article 127(2)(b) of that Order.”.

(4) In paragraph (3) for “Department” substitute “enforcing authority”.

(5) In paragraph (4) for “appellate authority” substitute “Planning Appeals Commission”.

(6) In paragraph (5) for “an appellate authority” substitute “the Planning Appeals Commission”.