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STATUTORY INSTRUMENTS

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**1978 No. 1048**

**Planning (Amendment) (Northern Ireland) Order 1978**

**PART II**

**PLANNING**

**Exclusion of compensation in certain cases where planning permission is revoked**

**3.** Where—

- (a) planning permission granted under [<sup>F1</sup>Part 3 of the Planning Act (Northern Ireland) 2011] is revoked with the consent of a person entitled to a compensatable estate in the land to which the permission related (in this Article referred to as “the original land”);
- (b) planning permission is granted under that Part on or after the date of the revocation referred to in paragraph (a) in relation to land other than the original land, for development similar to the development permitted by the revoked permission; and
- (c) the permission first referred to in paragraph (b) specifies that it is in substitution for the permission referred to in paragraph (a);

no compensation shall be payable under section 26 of the Land Development Values (Compensation) Act (Northern Ireland) 1965 in respect of the revocation referred to in paragraph (a) to a person who has consented under that paragraph to the revocation.

**F1** Words in art. 3(a) substituted (13.2.2015 for specified purposes, 1.4.2015 in so far as not already in operation) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 6 para. 18](#) (with s. 211); [S.R. 2015/49](#), arts. 2, 3, [Sch. 1](#) (with [Sch. 2](#) (as amended (16.3.2016) by [S.R. 2016/159 art. 2](#)))

*Arts. 4#6 rep. by 1991 NI 11*

*Art. 7 rep. by 1982 NI 20*

*Art. 8 rep. by 1991 NI 11*

*Art. 9 rep. by 1980 NI 11*

*Art. 10 rep. by 1990 NI 14*

*Arts. 11#14 rep. by 1991 NI 11*

*Arts. 15, 16 rep. by 1981 NI 16*

*Art. 17 rep. by 1991 NI 11*

*Part IV—Art. 18 amends s.43 of 1965 c.23 (NI).*

*Art. 19 rep. by 1991 NI 11*

*Art. 20 rep. by 1990 NI 14*

**Changes to legislation:**

There are currently no known outstanding effects for the Planning (Amendment) (Northern Ireland) Order 1978, PART II.