

## SCHEDULES

### SCHEDULE 2

#### CROWN APPLICATION – TRANSITIONAL PROVISIONS

### PART 1

#### PLANNING PERMISSION

##### *Introduction*

1. This Part applies to a development if—
  - (a) it is a development for which before the relevant date no planning permission is required,
  - (b) it is not a development or of a description of development for which planning permission is granted by virtue of a development order, and
  - (c) before the relevant date proposed development notice had been given to the Department.
2. In this Part—
  - (a) the relevant date is the date of the coming into operation of Article 21(1);
  - (b) proposed development notice is notice of a proposal for development given by the developer in pursuance of arrangements made by the Department in relation to development by or on behalf of the Crown;
  - (c) the developer is the Crown or a person acting on behalf of the Crown.

##### *Acceptable development*

- 3.—(1) This paragraph applies if before the relevant date in pursuance of the arrangements the Department has given notice to the developer that it finds the proposed development acceptable.
  - (2) The notice shall be treated as if it is planning permission granted under Part IV of the principal Order.
  - (3) If the notice is subject to conditions the conditions have effect as if they are conditions attached to the planning permission.
- 4.—(1) This paragraph applies if before the relevant date the Department has in pursuance of the arrangements kept a register of proposed development notices.
  - (2) The register shall be treated as if it is part of the register kept by the Department in pursuance of Article 124 of the principal Order.

##### *Pending proposals*

- 5.—(1) This paragraph applies if before the relevant date—
  - (a) proposed development notice has been given, but

**Changes to legislation:** *The Planning Reform (Northern Ireland) Order 2006, PART 1 is up to date with all changes known to be in force on or before 22 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (b) the Department has not given notice to the developer as mentioned in paragraph 3.
- (2) The principal Order applies as if the proposal is an application for planning permission duly made under that Order.

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**Commencement Orders yet to be applied to the The Planning Reform (Northern Ireland) Order 2006**

Commencement Orders bringing legislation that affects this Order into force:

- [S.R. 2015/49 art. 23Sch. 1](#) commences (2011 c. 25 (N.I.))