

1993 No. 462

PLANNING

**Planning (Use Classes) (Amendment No. 2) Order
(Northern Ireland) 1993**

Made 30th November 1993.

Coming into operation 17th January 1994

The Department of the Environment, in exercise of the powers conferred on it by Article 11(2)(e) of the Planning (Northern Ireland) Order 1991(a) and all other powers enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Planning (Use Classes) (Amendment No. 2) Order (Northern Ireland) 1993 and shall come into operation on 17th January 1994.

Amendment

2. The Planning (Use Classes) Order (Northern Ireland) 1989(b) is amended as follows—

(1) in Article 3(5) (Use classes), after sub-paragraph (j) insert—

“(k) for any work required to be registered under section 9 of the Alkali, etc., Works Regulation Act 1906(c).”;

(2) In the Schedule—

(a) in Class 5 for “Classes 6 to 10” substitute “Classes 7 to 10”;

(b) omit Class 6 (Special Industrial).

Sealed with the Official Seal of the Department of the Environment on 30th November 1993.

(L.S.)

J. McConnell

Assistant Secretary

(a) S.I. 1991/1220 (N.I. 11); see Art. 2(2) for the definition of “the Department”

(b) S.R. 1989 No. 290

(c) 1906 c. 14 as amended by S.R. 1991 No. 49

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order further amends the Planning (Use Classes) Order (Northern Ireland) 1989 (the principal Order). Article 3 of, and the Schedule to, the principal Order specify classes for the purpose of Article 11(2)(e) of the Planning (Northern Ireland) Order 1991, which provides that a change of use of a building or other land does not involve development if the new use and the former use are both within the same class specified in an order.

Article 3(5) of the principal Order is amended to provide that no class specified in the Schedule includes any use for work required to be registered under section 9 of the Alkali, etc., Works Regulation Act 1906 and the class relating to such work (Class 6: Special Industrial) has been omitted from the Schedule.