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STATUTORY RULES OF NORTHERN IRELAND

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**2015 No. 63**

**The Planning (Statement of Community Involvement) Regulations (Northern Ireland) 2015**

**Electronic communication**

3.—(1) Without prejudice to section 24(2) of the Interpretation Act (Northern Ireland) 1954<sup>(1)</sup>, any notice or other document required to be served on or sent or given to any person under these Regulations may be served, sent or given, in a case where an address for service using electronic communications has been given by that person, by sending it using electronic communications, in accordance with the condition set out in paragraph (2), to that person at that address.

(2) The condition mentioned in paragraph (1) is that the notice or other document is—

- (a) capable of being accessed by the recipient,
- (b) legible in all material respects, and
- (c) in a form sufficiently permanent to be used for subsequent reference,

and for this purpose “legible in all material respects” means that the information contained in the notice or document is available to the recipient to no lesser extent that it would be if served or given by means of a notice or document in printed form.

(3) Where a person uses electronic communications to transmit any notice or other document for any purpose of these Regulations which is capable of being carried out electronically that person shall be taken to have agreed, except where a contrary intention appears, to the use of such communications and that his or her address for that purpose is the address incorporated into, or otherwise logically associated with the notice or document.

(4) Where a person is no longer willing to accept the use of electronic communications for any purpose of these Regulations which is capable of being carried out electronically, he or she must give notice in writing—

- (a) withdrawing any address notified to the council or the Department for that purpose; or
- (b) revoking any agreement entered into or deemed to have been entered into with the council or the Department for that purpose;

and such withdrawal or revocation shall be final and shall take effect on a date specified by the person in the notice but not less than 7 days after the date on which the notice is given.