
Changes to legislation: Localism Act 2011, Paragraph 49 is up to date with all changes known to be in force on or before 21 April 2024. 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

SCHEDULES

SCHEDULE 13

INFRASTRUCTURE PLANNING COMMISSION: TRANSFER OF FUNCTIONS TO SECRETARY OF STATE

PART 1

AMENDMENTS OF THE PLANNING ACT 2008

Decisions on applications

- 49 (1) Amend section 104 (decisions of Panel and Council) as follows.
- (2) In subsection (1) for “the decision-maker is a Panel or the Council” substitute “ a national policy statement has effect in relation to development of the description to which the application relates ”.
- (3) In subsection (2)—
- (a) for “Panel or Council” (in both places) substitute “ Secretary of State ”,
 - (b) in paragraph (b) for “Commission” substitute “ Secretary of State ”, and
 - (c) in paragraph (d) for “its” substitute “the Secretary of State's”.
- (4) In subsections (3) and (4) for “Panel or Council” substitute “ Secretary of State ”.
- (5) In subsection (5)—
- (a) for “Panel or Council is” substitute “ Secretary of State is ”, and
 - (b) for “Panel or Council, or the Commission, being in breach of any duty imposed on it” substitute “ Secretary of State being in breach of any duty imposed on the Secretary of State ”.
- (6) In subsections (6), (7) and (8) for “Panel or Council” substitute “ Secretary of State ”.
- (7) For the heading substitute “ Decisions in cases where national policy statement has effect ”

Commencement Information

II Sch. 13 para. 49 in force at 1.4.2012 by S.I. 2012/628, art. 7(a)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 158(8)-(9B) substituted for s. 158(8)(9) by [2016 c. 22 s. 121\(2\)\(e\)](#)
- s. 202(3A) inserted by [2023 c. 55 s. 176\(2\)](#)