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**Changes to legislation:** There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, Paragraph 8. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 16

#### PROCEDURE FOR CERTAIN PLANNING CHALLENGES

##### *Planning and Compulsory Purchase Act 2004 (c. 5)*

- 8 (1) Section 113 of the Planning and Compulsory Purchase Act 2004 (validity of strategies, plans and documents) is amended as follows.
- (2) After subsection (3) insert—
- “(3A) An application may not be made under subsection (3) without the leave of the High Court.
- (3B) An application for leave for the purposes of subsection (3A) must be made before the end of the period of six weeks beginning with the day after the relevant date.”
- (3) Omit subsection (4).
- (4) After subsection (5) insert—
- “(5A) An interim order has effect—
- (a) if made on an application for leave, until the final determination of—
- (i) the question of whether leave should be granted, or
- (ii) where leave is granted, the proceedings on any application under this section made with such leave;
- (b) in any other case, until the proceedings are finally determined.”
- (5) Omit subsection (8).

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#### **Commencement Information**

**II** Sch. 16 para. 8 in force at 26.10.2015 by [S.I. 2015/1778](#), **art. 3(b)(ii)** (with [art. 4\(c\)](#))

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