SCHEDULE 2
Permitted development rights

PART 17
Mining and mineral exploration

Class I – waste tipping from a mine on sites used since 1948

Permitted development

1. The deposit on land comprised in a site used for the deposit of waste materials or refuse on 1st July 1948 of waste resulting from coal-mining operations.

Development not permitted

1.1. Development is not permitted by Class I unless it is in accordance with a relevant scheme approved by the mineral planning authority(1) before 5th December 1988.

Interpretation of Class J

1.2. For the purposes of Class I, “coal-mining operations” has the same meaning as in section 65 of the Coal Industry Act 1994 (interpretation).

(1) See section 1(4) of the Act.