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WELSH STATUTORY INSTRUMENTS

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**2017 No. 567**

The Town and Country Planning (Environmental  
Impact Assessment) (Wales) Regulations 2017

**PART 10**

Unauthorised Development

**Prohibition on the grant of planning permission for unauthorised EIA development**

**44.** The Welsh Ministers or an inspector must not grant planning permission or subsequent consent under section 177(1) of the 1990 Act (grant or modification of planning permission on appeals against enforcement notices) <sup>M1</sup> in respect of unauthorised EIA development unless an environmental impact assessment has been carried out in respect of that development.

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**Marginal Citations**

**M1** [Section 177](#) was amended by sections 6(3) and 32 of, and paragraph 24 of Schedule 7 to, the 1991 Act and by section 123(1), (6) of the [Localism Act 2011 \(c. 20\)](#) and by section 44(1) and (3) of the Planning (Wales) Act 2015. There is another amendment which is not relevant to this instrument.

**Changes to legislation:**

There are currently no known outstanding effects for the The Town and Country Planning (Environmental Impact Assessment) (Wales) Regulations 2017, Section 44.