
EXPLANATORY NOTES

PLANNING (WALES) ACT 2015

INTRODUCTION

COMMENTARY ON SECTIONS

PART 1 INTRODUCTION

Section 1 – Overview of this Act

PART 2 SUSTAINABLE DEVELOPMENT

Section 2 – Sustainable Development

PART 3 DEVELOPMENT PLANNING

Section 3 – Preparing and revising the National Development Framework for Wales

Section 4 – Designating strategic planning areas and establishing Strategic Planning Panels

Section 5 – Strategic planning areas: survey

Section 6– Preparing and revising Strategic Development Plans

Section 7 – Conformity of certain plans and schemes with National Development Framework and Strategic Development Plan

Section 8 – Duty to consider whether to review Local Development Plan

Section 9 – National Development Framework and Strategic Development Plan to form part of development plan

Section 10 – Land affected by National Development Framework or Strategic Development Plan

Section 11 – Welsh language

Section 12 – Period for which Local Development Plan has effect

Section 13 – Withdrawal of Local Development Plan

Section 14 – Welsh Ministers' power to direct preparation of joint Local Development Plan

- Section 15 Joint planning boards: functions relating to surveys and Local Development Plans
- Section 16 Development planning: further amendments

PART 4 PRE-APPLICATION PROCEDURE

- Section 17 Requirement to carry out pre-application consultation
- Section 18 Requirement to provide pre-application services

PART 5 APPLICATIONS TO THE WELSH MINISTERS

- Section 19 Developments of national significance: applications for planning permission
- Section 20 Developments of national significance: secondary consents
- Section 21 Developments of national significance: local impact reports
- Section 22 Timetable for determining applications
- Section 23 Option to make application to Welsh Ministers
- Section 24 Further provision about applications made to Welsh Ministers
- Section 25 Power to make provision by development order in respect of applications to Welsh Ministers
- Section 26 Developments of national significance and applications made to Welsh Ministers: exercise of functions by appointed person
- Section 27 Applications to Welsh Ministers: further amendments

PART 6 DEVELOPMENT MANAGEMENT ETC

- Section 28 Power of local planning authority to require information with application
- Section 29 Invalid applications: notice and appeal
- Section 30 Revocation of saving of Town and Country Planning (Applications) Regulations 1988
- Section 31 Welsh language
- Section 32 Power to decline to determine retrospective applications
- Section 33 Decision notices
- Section 34 Notification of development
- Section 35 Duration of planning permission: general
- Section 36 Duration of outline planning permission
- Section 37 Consultation etc. in respect of certain applications relating to planning permission

These notes refer to the Planning (Wales) Act 2015 (c.4)

- Section 38 Stopping up or diversion of public paths where application for planning permission made
- Section 39 Exercise of functions of local planning authority relating to applications
- Section 40 Joint planning boards to be hazardous substances authorities
- Section 41 Power to make provisions enabling joint planning boards to exercise development management functions in National Parks
- Section 42 Joint planning boards: power to make consequential and supplementary provision

PART 7 ENFORCEMENT APPEALS ETC

- Section 43 Breach of planning control: Enforcement warning notice
- Section 44 Appeal against enforcement notice: deemed application for planning permission
- Section 45 Restrictions on right to appeal against planning decisions
- Section 46 Restrictions on right to appeal against enforcement notice
- Section 47 No variation of application after service of notice of appeal against planning decision etc.
- Section 48 Appeal against notice in respect of land adversely affecting amenity
- Section 49 Costs on applications, appeals and references
- Section 50 Procedure for certain proceedings
- Section 51 Costs and procedure on appeals etc.: further amendments

PART 8 TOWN AND VILLAGE GREENS

- Section 52 Statement by owner to end use of land as of right
- Section 53 Exclusion of right to apply for registration
- Section 54 Applications to amend registers: power to make provision about fees

PART 9 GENERAL PROVISIONS

- Section 55 Regulations and orders made by Welsh Ministers
- Section 56 Interpretation
- Section 57 Power to make consequential etc provision
- Section 58 Coming into force
- Schedule 1
- Schedule 2

These notes refer to the Planning (Wales) Act 2015 (c.4)

- Schedule 3
- Schedule 4
- Schedule 5
- Schedule 6
- Schedule 7

RECORD OF PROCEEDINGS IN NATIONAL ASSEMBLY FOR WALES