

Status: This version of this provision is prospective.
Changes to legislation: There are currently no known outstanding effects for the
Historic Environment (Wales) Act 2023, Paragraph 7. (See end of Document for details)

PROSPECTIVE

SCHEDULE 12

DETERMINATION OF APPEAL BY APPOINTED PERSON OR THE WELSH MINISTERS

Supplementary provisions

- 7 (1) It is not a ground of application to the High Court under section 183, or of appeal to the High Court under section 184, that an appeal ought to have been determined by the Welsh Ministers instead of an appointed person, unless the appellant or the planning authority challenges the appointed person's power to determine the appeal before the decision on the appeal is given.
- (2) Where an appointed person is a member of the staff of the Welsh Government, the person's functions of determining an appeal and doing anything in connection with it are to be treated for the purposes of the [Public Services Ombudsman \(Wales\) Act 2019 \(anaw 3\)](#) as functions of the Welsh Government.

Commencement Information

- II** Sch. 12 para. 7 not in force at Royal Assent, see [s. 212\(2\)](#)

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