

STATUTORY INSTRUMENTS

1991 No. 1220

The Planning (Northern Ireland) Order 1991

PART IV

PLANNING CONTROL

“Development” and requirement of planning permission

Meaning of “development”

^{F1}11.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Development requiring planning permission

^{F1}12.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Development orders

Development orders

^{F1}13.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Simplified planning zone schemes

Simplified planning zones

^{F1}14.

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F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Simplified planning zone schemes: conditions and limitations on planning permission

F1 15.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Duration of simplified planning zone scheme

F1 16.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Alteration of simplified planning zone scheme

F1 17.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Exclusion of certain descriptions of land

F1 18.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Grant of planning permission in enterprise zones

Grant of planning permission in enterprise zones

F1 19.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Planning applications

Form and content of applications

^{F1}**20.**

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Publication of notices of applications

^{F1}**21.**

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Notification of applications to certain persons

^{F1}**22.**

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Notice requiring planning application

^{F1}**23.**

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Appeal against notice under Article 23

^{F1}**24.**

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Determination of planning applications

Determination of planning applications

^{F1}**25.**

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- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

[^{F2}Power to decline to determine subsequent application

^{F1}25A].

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)
- F2** Arts. 25A, 25AA substituted (10.6.2006) for art. 25A by [Planning Reform \(Northern Ireland\) Order 2006 \(S.I. 2006/1252 \(N.I. 7\)\)](#), arts. 1(4), **9(1)** (with (5))

[^{F3}Power to decline to determine overlapping application

^{F1}25AA].

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)
- F3** Arts. 25A, 25AA substituted (10.6.2006) for art. 25A by [Planning Reform \(Northern Ireland\) Order 2006 \(S.I. 2006/1252 \(N.I. 7\)\)](#), arts. 1(4), **9(1)** (with art. 9(5))

Assessment of environmental effects

^{F1}25B.

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Duty to draw attention to certain provisions for benefit of disabled

^{F1}26.

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Conditional grant of planning permission

^{F1}27.

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

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PROSPECTIVE

[^{F4}Power to impose aftercare conditions on grant of mineral planning permission

^{F1}27A].

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\), s. 254\(1\)\(2\), Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by S.R. 2016/159, art. 2)
- F4** Art. 27A inserted (prosp.) by [Planning Reform \(Northern Ireland\) Order 2006 \(S.I. 2006/1252 \(N.I. 7\)\)](#), arts. 1(3)(d), **26**

Permission to develop land without compliance with conditions previously attached

^{F1}28.

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\), s. 254\(1\)\(2\), Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by S.R. 2016/159, art. 2)

Planning permission for development already carried out

^{F1}28A.

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\), s. 254\(1\)\(2\), Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by S.R. 2016/159, art. 2)

Art. 29 rep. by 2003 NI 8

Effect of planning permission

^{F1}30.

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\), s. 254\(1\)\(2\), Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by S.R. 2016/159, art. 2)

Special procedure for major planning applications

^{F1}31

- F1** Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\), s. 254\(1\)\(2\), Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by S.R. 2016/159, art. 2)

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Appeals

Appeals

F1 32.

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Appeal in default of planning decision

F1 33.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Duration of planning permission

Duration of planning permission

F1 34.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Duration of outline planning permission

F1 35.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Provisions supplementary to Articles 34 and 35

F1 36.

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Termination of planning permission by reference to time limit

F1 37.

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Revocation or modification of planning permission

Revocation or modification of planning permission

F1 38.

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Additional powers of control

Orders requiring discontinuance of use or alteration or removal of buildings or works

F1 39.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Planning agreements

F1 40.

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Modification and discharge of planning agreements

F1 40A.

F1 Pts. II-VI repealed (1.4.2015 except for the repeal of Pt. III) by [Planning Act \(Northern Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Appeals

F1 40B.

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Art. 41 rep. by 2003 NI 8

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Changes and effects yet to be applied to the whole Order associated Parts and Chapters:

Whole provisions yet to be inserted into this Order (including any effects on those provisions):

- Sch. 1 para. 1(1A)(1B) inserted by [S.I. 2006/1252 \(N.I.\) art. 8\(2\)](#)
- art. 4(2A) inserted by [S.I. 2006/1252 \(N.I.\) art. 4\(1\)](#)
- art. 11(2A) inserted by [S.I. 2006/1252 \(N.I.\) art. 7](#)
- art. 20(2A)(2B) inserted by [S.I. 2006/1252 \(N.I.\) art. 8\(1\)](#)
- art. 124(1)(o) added by [S.I. 2006/1252 \(N.I.\) art. 27\(3\)](#)