SCHEDULES

[F1]SCHEDULE 1

Article 45(6).

. . . . . .

F1 Sch. 1 repealed (1.4.2015) by Planning Act (Northern Ireland) 2011 (c. 25), s. 254(1)(2), **Sch. 7** (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended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)

PROSPECTIVE

[F2]SCHEDULE 1A

REVIEW OF OLD MINERAL PLANNING PERMISSIONS

F2 Sch. 1A repealed (1.4.2015) by Planning Act (Northern Ireland) 2011 (c. 25), s. 254(1)(2), **Sch. 7** (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended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) (Sch. 1A was inserted (prosp.) by The Planning Reform (Northern Ireland) Order (S.I. 2006/1252 (N.I. 7)), arts. 1(3)(d), 27(2), Sch. 3 and was never in operation.)

[F2]*Interpretation*

[F2]**1.** . . . . . .

[F2]*Phase I and II sites*

[F2]**2.** . . . . . .

[F2]*The "first list"*

[F2]**3.** . . . . . .

[F2]*The "second list"*

[F2]**4.** . . . . . .

[F2]*Advertisement of the first and second lists*

[F2]**5.** . . . . . .

[F2]*Applications for inclusion in the first list of sites not included in that list as originally prepared and appeals from decisions upon such applications*

[F2]**6.** . . . . . .

[F2]*Postponement of the date specified in the first or second list for review of the permissions relating to a Phase I or II site in cases where the existing conditions are satisfactory*

[F2]**7.** . . . . . .

[F2]*Service on owners etc. of notice of preparation of the first and second lists*

[F2]**8.** . . . . . .

[F2]*Applications for approval of conditions and appeals in cases where the conditions approved are not those proposed*

[F2]**9.** . . . . . .

[F2]*Notice of determination of conditions to be accompanied by additional information in certain cases*

[F2]**10.** . . . . . .

[F2]*Right to appeal against Department's determination of conditions etc.*

[F2]**11.** . . . . . .

[F2]*Permissions ceasing to have effect*

[F2]**12.** . . . . . .

[F2]*Special procedure for major applications under paragraph 9*

[F2]**13.** . . . . . .

[F2]*Two or more applicants*

[F2]**14.** . . . . . .

[F2]*Compensation*

[F2]**15.** . . . . . .

[F2]*Appeals: general procedural provisions*

[F2]**16.** . . . . . .

PROSPECTIVE

[F3]SCHEDULE 1B

PERIODIC REVIEW OF MINERAL PLANNING PERMISSIONS

F3 Sch. 1B repealed (1.4.2015) by Planning Act (Northern Ireland) 2011 (c. 25), s. 254(1)(2), **Sch. 7** (with s. 211); S.R. 2015/49, art. 3, Sch. 1 (with Sch. 2) (as amended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)

(Sch. 1B was inserted (prosp.) by The Planning Reform (Northern Ireland) Order (S.I. 2006/1252 (N.I. 7)), arts. 1(3)(d), 27(2), Sch. 3 and was never in operation.)

[F3]*Duty to carry out periodic reviews*

[F3]**1.** . . . . . .

[F3]*Interpretation*

[F3]**2.** . . . . . .

[F3]*The first review date*

[F3]**3.** . . . . . .

[F3]**4.** . . . . . .

[F3]*Service of notice of first periodic review*

[F3]**5.** . . . . . .

[F3]*Application for postponement of the first review date*

[F3]**6.** . . . . . .

[F3]*Application to determine the conditions to which the mineral permissions relating to a mining site are to be subject*

[F3]**7.** . . . . . .

[F3]*Permissions ceasing to have effect*

[F3]**8.** . . . . . .

[F3]*Appeals*

[F3]**9.** . . . . . .

[F3]*Special procedure for major applications under paragraph 7*

[F3]**10.** . . . . . .

[F3]*Time from which conditions determined under this Schedule are to take effect*

[F3]**11.** . . . . . .

[F3]*Two or more applicants*

[F3]**12.** . . . . . .

[F3]*Second and subsequent periodic reviews*

[F3]**13.** . . . . . .

[F3]*Compensation*

[F3]**14.** . . . . . .

SCHEDULE 2

Article 87(3).

MODIFICATIONS OF SCHEDULE 6 TO THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1972 FOR THE PURPOSES OF ARTICLE 87(3)

1. References to the Ministry or to the council shall be construed as references to the Department within the meaning of this Order.

2. References to Schedule 6 to the Local Government Act (Northern Ireland) 1972 shall be construed as references to that Schedule as modified by this Schedule.

3. Omit paragraph 1 of that Schedule.

4. In paragraph 2 of that Schedule—

(a) for the words "Notice of the application" substitute the words " Notice of the Department's intention to acquire the land compulsorily ";

(b) omit the words "in such form and manner as the Ministry directs";

(c) in sub-paragraph (c) for the words "as may be prescribed" substitute the words " as the Department considers fit ".

5. In paragraph 3(1)(b) after the word "held" insert the words " by the planning appeals commission or by any other person ".

6. In paragraph 4 omit the words from "and may provide" onwards.

7. In paragraph 5—

(a) in sub-paragraph (1)(a) omit the words "in the prescribed form and manner";

(b) in sub-paragraph (1)(b) the two references to the said Act of 1972 shall be construed as references to this Order;

(c) in sub-paragraph (1)(d) omit the words "in the prescribed form";

(d) in sub-paragraph (2) for the words "as may be prescribed" substitute the words " as the Department considers fit ".

8. in paragraph 6(2) for the words "fund out of which the expenses of the council in acquiring the land are to be defrayed" substitute the words " Consolidated Fund " and for the words "out of the compensation fund" substitute the words " ;made by the Department ".

9. In paragraph 11(3) omit the words "in the prescribed form".

10. In paragraph 12—

(a) in sub-paragraph (1) omit the words "such" and "as may be prescribed";

(b) in sub-paragraph (2) for the words from "clerk" to "directs" substitute the words " Department as correct, and publish ".

11. In paragraph 14(1) omit the words "in the prescribed form".

12. In paragraph 15(1) for the words "in the prescribed form" substitute the words " in such form as may be approved by the Department ".

13. Omit paragraph 19.

14. Omit paragraph 20(2).

[F4]SCHEDULE 3

Article 105(3).

. . . . . .

F4 Sch. 3 repealed (1.4.2015) 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)

SCHEDULE 4

Article 132.

TRANSITIONAL PROVISIONS

[F5]1. . . . . . .

F5 Sch. 4 repealed (1.4.2015) 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)

[F5]2. . . . . . .

F5 Sch. 4 repealed (1.4.2015) 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)

[F5]3. . . . . . .

F5 Sch. 4 repealed (1.4.2015) 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)

4. [F6]. . . . . .

F6 Sch. 4 para. 4 repealed (10.6.2006) by Planning Reform (Northern Ireland) Order 2006 (S.I. 2006/1252 (N.I. 7)), arts. 1(4), 28(2), **Sch. 5**

[F5]5. . . . . . .

F5 Sch. 4 repealed (1.4.2015) 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)

[F5]6. . . . . . .

F5 Sch. 4 repealed (1.4.2015) 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)

[F5]7. . . . . . .

F5 Sch. 4 repealed (1.4.2015) 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)

Schedule 5—Amendments;

Schedule 6—Repeals

Changes to legislation:
The Planning (Northern Ireland) Order 1991 is up to date with all changes known to be in force on or before 18 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.
View outstanding changes

Changes and effects yet to be applied to :

- Sch. 5 rev.in pt. by 1997 c. 14 s.3 Sch.1 Pt.II para.7
- Sch.5 rev.in pt. (Prosp.) by 1997 c. 14 s.3Sch.1 Pt.II para.7
- art. 2(2) words inserted by S.I. 2006/1252 (N.I.) art. 27(4)
- art. 26 repealed by S.I. 2006/1252 (N.I.) art. 8(3)Sch. 5
- art. 127(2)(b) applied by SI 1997/2778 (N.I. 19) art. 58(1A) (as substituted) by 2011 c. 5 (N.I.) s. 8(3)

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)