

**PLANNING AMENDMENT
(NORTHERN IRELAND) ORDER 2003**

S.I. 2003 No. 430 (N.I. 8)

EXPLANATORY MEMORANDUM

COMMENTARY ON ARTICLES

Control over development

Article 23 - Planning agreements

This Article amends the provisions of the 1991 Order for planning agreements and introduces new provisions relating to the modification or discharge of an agreement. A party to a planning agreement is enabled by this Article to apply to the Department for modification and discharge of an agreement with a right of appeal to the Planning Appeals Commission against the Department's determination. The Article also creates a new offence for the wilful obstruction of any person authorised to enter land to carry out works required by a planning agreement. District Councils are also given a statutory consultative role when a planning agreement is being drawn up, modified, varied or discharged.