

SCHEDULE

Article 2(2).

“PART 1A

INSTALLATION OF DOMESTIC MICROGENERATION EQUIPMENT

Class 6A–

- (1) **The installation, alteration or replacement of solar PV or solar thermal equipment on–**
 - (a) **a dwellinghouse or a building containing a flat; or**
 - (b) **a building within the curtilage of a dwellinghouse.**
- (2) Development is not permitted by this class, in the case of solar PV or solar thermal equipment installed on a wall or pitched roof of a dwellinghouse, if:
 - (a) any part of the solar PV or solar thermal equipment would protrude more than 200mm beyond the external surface of the wall or the plane of the roof; or
 - (b) any part of the solar PV or solar thermal equipment would project higher than the highest point of the roof (excluding any chimney) on which the equipment is fixed.
- (3) Development is not permitted by this class, in the case of a building containing a flat, if–
 - (a) the solar PV or solar thermal equipment would be installed on any part of the external walls of the building; or
 - (b) in the case of solar PV or solar thermal equipment installed on a pitched roof, if the solar PV or solar thermal equipment would–
 - (i) protrude more than 200mm beyond the plane of the roof; or
 - (ii) project higher than the highest point of the roof (excluding any chimney) on which the equipment is fixed.
- (4) Development is not permitted by this class, in the case of solar PV or solar thermal equipment installed on a flat roof of a dwellinghouse or building containing a flat, if the solar PV or solar thermal equipment would–
 - (a) be situated within 1 metre from the edge of the roof; or
 - (b) protrude more than 1 metre above the plane of the roof.
- (5) Development is not permitted by this class, in the case of land within a conservation area or World Heritage Site, if the solar PV or solar thermal equipment would be installed on a wall or part of a roof which–
 - (a) forms the principal elevation of the dwellinghouse or the building containing the flat; and
 - (b) is visible from a road.
- (6) Development is permitted by this class, subject to the following conditions–
 - (a) solar PV or solar thermal equipment must, so far as reasonably practicable, be sited so as to minimise its effect on the amenity of the area; and
 - (b) solar PV or solar thermal equipment no longer needed for or capable of domestic microgeneration must be removed as soon as reasonably practicable.

Class 6B

- (1) **The installation, alteration or replacement of a free-standing solar within the curtilage of a dwellinghouse.**

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (2) Development is not permitted by this class if–
 - (a) it would result in the presence within the curtilage of a dwellinghouse of more than one free-standing solar;
 - (b) the surface area of the solar panels forming part of the free-standing solar would exceed 9 square metres;
 - (c) any part of the free-standing solar would exceed 4 metres in height; or
 - (d) the distance from the boundary of the curtilage of the dwellinghouse to the free standing solar would be less than the height of the free-standing solar.
- (3) Development is not permitted by this class in the case of land within a conservation area or World Heritage Site, if the free-standing solar would be visible from a road.
- (4) Development is not permitted by this class if the free standing solar would be within the curtilage of a listed building.
- (5) Development is permitted by this class, subject to the following conditions–
 - (a) the free-standing solar must, so far as reasonably practicable, be sited so as to minimise its effect on the amenity of the area; and
 - (b) a free-standing solar no longer needed for or capable of domestic microgeneration must be removed as soon as reasonably practicable.

Class 6C

- (1) **The installation, alteration or replacement of a flue, forming part of a biomass heating system, on a dwellinghouse or building containing a flat.**
- (2) Development is not permitted by this class if–
 - (a) the height of the flue would protrude more than one metre above the highest part of the roof (excluding any chimney) on which the flue is fixed;
 - (b) in the case of land within a conservation area or a World Heritage Site, the flue would be installed on the principal elevation of the dwellinghouse or building containing a flat; or
 - (c) the flue would be within an Air Quality Management Area.

Class 6D

The installation, alteration or replacement of a ground source heat pump within the curtilage of a dwellinghouse or building containing a flat.

Class 6E

The installation, alteration or replacement of a water source heat pump within the curtilage of a dwellinghouse or building containing a flat.

Class 6F

- (1) **The installation, alteration or replacement of a flue, forming part of a combined heat and power system, on a dwellinghouse or building containing a flat.**
- (2) Development is not permitted by this class if–
 - (a) the height of the flue would protrude more than 1 metre above the highest part of the roof (excluding any chimney) on which the flue is fixed;

- (b) in the case of land within a conservation area or World Heritage Site, the flue would be installed on the principal elevation of the dwellinghouse, or building containing a flat; or
- (c) in the case of a combined heat and power system fuelled by biomass sources, the flue would be within an Air Quality Management Area.

Interpretation of Part 1A

For the purposes of Part 1A–

“Air Quality Management Area”, has the meaning given in section 83(1) of the Environment Act 1995⁽¹⁾;

“free-standing solar” means solar photovoltaics or solar thermal equipment which is not installed on a building;

“microgeneration” has the meaning given in section 82(6) of the Energy Act 2004⁽²⁾ and “domestic microgeneration” means the production of electricity or heat for domestic consumption using microgeneration equipment;

“solar PV” means solar photovoltaics; and

“World Heritage Site” means land appearing on the World Heritage List kept under article 11(2) of the 1972 UNESCO Convention for the Protection of the World Cultural and Natural Heritage⁽³⁾.”

(1) 1995 c. 25.

(2) 2004 c. 20.

(3) See command paper 9424.