



Planning Act 2008

2008 CHAPTER 29

PART 8 **E+W+S**

ENFORCEMENT

Offences

162 Time limits **E+W+S**

- (1) A person may not be charged with an offence under section 160 or 161 after the end of—
 - (a) the relevant 4-year period, or
 - (b) if subsection (3) applies, the extended period.
- (2) The “relevant 4-year period” means—
 - (a) in the case of an offence under section 160, the period of 4 years beginning with the date on which the development was substantially completed;
 - (b) in the case of an offence under section 161, the period of 4 years beginning with the later of—
 - (i) the date on which the development was substantially completed, and
 - (ii) the date on which the breach or failure to comply occurred.
- (3) This subsection applies if during the relevant 4-year period—
 - (a) an information notice has been served under section 167, or
 - (b) an injunction has been applied for under section 171.
- (4) The “extended period” means the period of 4 years beginning with—
 - (a) the date of service of the information notice, if subsection (3)(a) applies;
 - (b) the date of the application for the injunction, if subsection (3)(b) applies;
 - (c) the later (or latest) of those dates, if both paragraphs (a) and (b) of subsection (3) apply.

Changes to legislation: *Planning Act 2008, Section 162 is up to date with all changes known to be in force on or before 29 May 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. (See end of Document for details) View outstanding changes*

Commencement Information

II S. 162 in force at 1.3.2010 by [S.I. 2010/101](#), [art. 3\(j\)](#) (with [art. 6](#))

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

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

- Pt. 10A inserted by [2023 c. 55 Sch. 12 para. 1](#)
- s. 37(3A) inserted by [2021 c. 30 Sch. 15 para. 7](#)
- s. 37(3A) inserted by [2021 c. 30 Sch. 15 para. 7](#)
- s. 103(1A) inserted by [2021 c. 30 Sch. 15 para. 2](#)
- s. 103(1A) inserted by [2021 c. 30 Sch. 15 para. 2](#)
- s. 104(3)-(3B) substituted for s. 104(3) by [2021 c. 30 Sch. 15 para. 3\(2\)](#)
- s. 104(3)-(3B) substituted for s. 104(3) by [2021 c. 30 Sch. 15 para. 3\(2\)](#)
- s. 105(3)(4) inserted by [2021 c. 30 Sch. 15 para. 4\(1\)](#)
- s. 105(3)(4) inserted by [2021 c. 30 Sch. 15 para. 4\(1\)](#)
- s. 120(2)(c) inserted by [2021 c. 30 Sch. 15 para. 8](#)
- s. 120(2)(c) inserted by [2021 c. 30 Sch. 15 para. 8](#)
- s. 223(1)(za) inserted by [2023 c. 55 s. 139\(6\)](#)
- s. 232(5)(f) inserted by [2021 c. 30 Sch. 15 para. 9\(2\)](#)
- s. 232(5)(f) inserted by [2021 c. 30 Sch. 15 para. 9\(2\)](#)
- Sch. 2A inserted by [2021 c. 30 Sch. 15 para. 5](#)
- Sch. 2A inserted by [2021 c. 30 Sch. 15 para. 5](#)