
Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Local Democracy, Economic Development and Construction Act 2009. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 5

REGIONAL STRATEGY: AMENDMENTS

Planning and Compulsory Purchase Act 2004 (c. 5)

12 The Planning and Compulsory Purchase Act 2004 is amended as follows.

Commencement Information

I1 Sch. 5 para. 12 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

13 Omit sections 1 to 12 (regional functions).

Commencement Information

I2 Sch. 5 para. 13 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

14 In section 19 (preparation of local development documents), in subsections (2)(b) and (d), for “the RSS” substitute “ the regional strategy ”.

Commencement Information

I3 Sch. 5 para. 14 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

15 (1) Section 24 (conformity with regional strategy) is amended as follows.

(2) In subsection (1)(a), for “the RSS” substitute “ the regional strategy ”.

(3) Omit subsections (2) and (3).

(4) In subsection (5), for the words from “subsection (2)” to the end substitute “ subsection (4), the Mayor may give an opinion as to the general conformity of a local development document with the spatial development strategy ”.

(5) Omit subsections (6), (8) and (9).

Commencement Information

I4 Sch. 5 para. 15 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

16 In section 28 (joint local development documents), in subsection (4), for “the RSS”, in both places, substitute “ regional strategy ”.

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Commencement Information

I5 Sch. 5 para. 16 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

17 In section 37 (interpretation), for subsection (6) substitute—

“(6) Regional strategy” means a regional strategy under Part 5 of the Local Democracy, Economic Development and Construction Act 2009.

(6A) “Responsible regional authorities” is to be construed in accordance with Part 5 of the Local Democracy, Economic Development and Construction Act 2009.”

Commencement Information

I6 Sch. 5 para. 17 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

18 (1) Section 39 (sustainable development) is amended as follows.

(2) In subsection (1)—

- (a) omit paragraph (a);
- (b) in paragraph (b), after “Part 2” insert “ of this Act ”;
- (c) in paragraph (c), after “Part 6” insert “ of this Act ”.

(3) In subsection (3), for “subsection (1)(a) and (b)” substitute “ subsection (1)(b) ”.

Commencement Information

I7 Sch. 5 para. 18 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

19 (1) Section 113 (validity of strategies etc) is amended as follows.

(2) In subsection (1)(a), for “the regional spatial strategy” substitute “ the regional strategy ”.

(3) In subsection (9), for paragraph (a) substitute—

“(a) Part 5 of the Local Democracy, Economic Development and Construction Act 2009 in the case of a revision of the regional strategy;”.

(4) In subsection (11), for paragraph (a) substitute—

“(a) for the purposes of a revision of the regional strategy, the date when the revision is published by the Secretary of State under Part 5 of Local Democracy, Economic Development and Construction Act 2009;”.

(5) After subsection (11) insert—

“(12) In this section references to a revision of the regional strategy include a revised strategy under section 79 of the Local Democracy, Economic Development and Construction Act 2009.”

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Commencement Information

18 Sch. 5 para. 19 in force at 1.4.2010 by [S.I. 2009/3318](#), [art. 4\(gg\)](#)

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

- Act applied (with modifications) by [S.I. 2024/414 art. 5Sch. 1 para. 16](#)