

*Status: This version of this provision is prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Paragraph 38. (See end of Document for details)*

## SCHEDULES

PROSPECTIVE

### SCHEDULE 8

#### MINOR AND CONSEQUENTIAL AMENDMENTS IN CONNECTION WITH CHAPTER 2 OF PART 3

##### *Conservation of Habitats and Species Regulations 2017 (S.I. 2017/1012)*

- 38 (1) Regulation 41 (nature conservation policy in planning contexts) is amended as follows.
- (2) In paragraph (1), after “of land” insert “or minerals and waste development”.
- (3) In paragraph (2)(a)(i)—
- (a) for “section 17(3)” substitute “sections 15C(3) and (4) and 15CC(3)”;
  - (b) for “local development documents” substitute “local plans and supplementary plans made by local planning authorities”.
- (4) Omit the “and” at the end of paragraph (2)(a)(ii).
- (5) After paragraph (2)(a) insert—
- “(aa) in relation to minerals and waste development, sections 15CB(2) and (3) and 15CC(5) of that Act; and”.

#### Commencement Information

- II** Sch. 8 para. 38 not in force at Royal Assent, see s. 255(3)(b)

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