

## SCHEDULE

Regulation 2

### MODIFICATIONS OF THE ACT AND THE ORDER

#### **The Act**

1. In section 72(1)(a) of the Act, for “any land under the control of the applicant (whether or not it is land in respect of which the application was made,” substitute “the land in respect of which the application was made”.

#### **The Order**

2. Before article 5 (general provisions relating to applications) of the Order insert—

##### **“Applications in respect of Crown land**

4A. An application for planning permission made by virtue of section 299(2) of the Act shall be accompanied by—

- (a) a statement that the application is made, by virtue of section 299(2) of the Act, in respect of Crown land; and
- (b) where the application is made by a person authorised in writing by the appropriate authority, a copy of that authorisation.”.

3. In article 6 (notice of applications for planning permission) of the Order, after paragraph (6), insert—

“(7) For the purposes of this article and the certificates required by article 7, where an application for planning permission is made by virtue of section 299(2) of the Act, the applicant shall be treated as an owner of the land and no account shall be taken of any Crown interest or Duchy interest in the land or in any mineral in the land.”.

4. In article 24 (certificate of lawful use or development) of the Order, after paragraph (2), insert—

“(2A) Where, by virtue of section 299(2) of the Act, an application for a certificate under section 192(1) of the Act is made in respect of Crown land, it shall, in addition to the documents required by paragraph (2), be accompanied by—

- (a) a statement that the application is made, by virtue of section 299(2) of the Act, in respect of Crown land; and
- (b) where the application is made by a person authorised in writing by the appropriate authority, a copy of that authorisation.”.