
STATUTORY INSTRUMENTS

2009 No. 2264

**The Infrastructure Planning (Applications:
Prescribed Forms and Procedure) Regulations 2009**

Advice

11.—(1) The Commission must keep a written record of any advice given in accordance with section 51(1) (advice for potential applicants and others), including in particular—

- (a) who requested the advice;
- (b) the matter in respect of which advice was requested;
- (c) the relevant application; and
- (d) the date when the advice was given.

(2) The Commission must also maintain on a website that is accessible to the public, a record in respect of any advice given in accordance with section 51, which must include the same particulars as those required by paragraph (1).

(3) If a Commissioner has been involved in giving advice pursuant to section 51(1), that Commissioner may not be appointed—

- (a) to a Panel responsible for examining or deciding the relevant application;
- (b) as the single Commissioner responsible for examining and reporting on that application; or
- (c) to the Council for the purpose of deciding that application.

(4) In this regulation “relevant application” means the application or proposed application in connection with which the Commission has given advice in accordance with section 51(1).