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STATUTORY INSTRUMENTS

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**2013 No. 343**

**The Kentish Flats Extension Order 2013**

**Requirements, appeals etc**

**8.**—(1) Where an application is made to the local planning authority for any consent, agreement or approval required by Requirements 3 or 12 to 15 (requirements that relate to land above MLW), the following provisions apply in respect of that application as they would apply if the consent, agreement or approval so required was required by a condition imposed on a grant of planning permission—

- (a) sections 78 and 79 of the 1990 Act (right of appeal in relation to planning decisions);
- (b) any orders, rules or regulations which make provision in relation to a consent, agreement or approval of a local planning authority required by a condition imposed on the grant of planning permission.

(2) For the purposes of the application of section 262 of the 1990 Act (meaning of “statutory undertaker”) to appeals pursuant to this article, the undertaker is deemed to be a holder of a licence under section 6 of the Electricity Act 1989.

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**Commencement Information**

**II** Art. 8 in force at 20.2.2013, see [art. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Kentish Flats Extension Order 2013, Section 8.