
STATUTORY INSTRUMENTS

2018 No. 119

The Town and Country Planning (Local Authority Consultations etc.) (England) Order 2018

PART 2

Amendment of the Town and Country Planning (Development Management Procedure) (England) Order 2015

Amendment of Article 40

7. In article 40 (register of applications) after paragraph (4) insert—

“(4A) The register must also contain the following information in respect of every housing prior approval application relating to their area—

- (a) a copy (which may be photographic or in electronic form) of each application together with any accompanying written description, plans, drawings and any statement specifying the net increase in dwellinghouses proposed by the development (for this purpose, “net increase in dwellinghouses” is the number of dwellinghouses proposed by the development that is additional to the number of dwellinghouses on the site immediately prior to the development);
- (b) the date on which the application was received;
- (c) a copy (which may be photographic or in electronic form) of any planning obligation or section 278 agreement proposed or entered into in connection with the application or any decision of the local planning authority or the Secretary of State in respect of the application;
- (d) particulars of any modification to any planning obligation or section 278 agreement included in the register in accordance with sub-paragraph (c);
- (e) particulars of any direction given under the 1990 Act or this Order in respect of this application;
- (f) the decision, if any, of the local planning authority in respect of the application, including details of any conditions subject to which permission was granted, the date of such decision, and the name of the local planning authority;
- (g) the reference number, the date and effect of any decision of the Secretary of State in respect of the application, whether on appeal or on a reference under section 77 of the 1990 Act (reference of applications to the Secretary of State).

(4B) In paragraph (4A)—

“housing prior approval application” means a prior approval application which is—

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- (a) required by the terms of any planning permission granted by the Permitted Development Order⁽¹⁾ for development which will create a net increase in dwellinghouses, before such development may begin; and
- (b) made in accordance with the requirements of that Order.”

⁽¹⁾ S.I. 2015/596.