
WELSH STATUTORY INSTRUMENTS

2017 No. 567

**The Town and Country Planning (Environmental
Impact Assessment) (Wales) Regulations 2017**

PART 10

Unauthorised Development

Interpretation of this Part

42. In this Part—

“enforcement functions” (“*swyddogaethau gorfodi*”) means—

- (a) the issue of an enforcement notice under section 172 of the 1990 Act (issue of enforcement notice)(**1**);
- (b) the issue of a planning contravention notice under section 171C of the 1990 Act (power to require information about activities on land)(**2**);
- (c) the issue of a temporary stop notice under section 171E of the 1990 Act (temporary stop notice)(**3**);
- (d) the issue of a stop notice under section 183 of the 1990 Act (stop notices)(**4**);
- (e) the service of a breach of condition notice under section 187A of the 1990 Act (enforcement of conditions)(**5**); and
- (f) an application to the court for an injunction under section 187B of the 1990 Act (injunctions restraining breaches of planning control)(**6**);

“ground (a) appeal” (“*apêl sail (a)*”) means an appeal brought under section 174(2)(a) of the 1990 Act (appeal against enforcement notice)(**7**); and

“unauthorised EIA development” (“*datblygiad AEA anawdurdodedig*”) means EIA development which is the subject of an enforcement notice under section 172 of the 1990 Act (issue of enforcement notice).

(1) Section 172 was substituted by section 5 of the 1991 Act.
(2) Section 171C was inserted by section 1 of the 1991 Act and amended by article 5(a) of [S.I. 2004/3156 \(W. 273\)](#).
(3) Section 171E was inserted by section 52 of the Planning and Compulsory Purchase Act 2004 (c. 5).
(4) Section 183 was substituted by section 9 of the 1991 Act.
(5) Section 187A was inserted by section 2 of the 1991 Act. There is a further amendment which is not relevant to Wales.
(6) Section 187B was inserted by section 3 of the 1991 Act.
(7) Section 174 was amended by sections 6, 32 and 84 of, and paragraph 22 of Part 1 to Schedule 19 to the 1991 Act, [S.I. 2004/3156 \(W. 273\)](#), section 63 of, and paragraphs 2 and 5 of Schedule 17 to the Enterprise and Regulatory Reform Act 2013 (c. 24) and by section 46 of the [Planning \(Wales\) Act 2015 \(anaw 4\)](#). There are other amendments which are not relevant to Wales. See also section 177(5) which was amended by paragraph 24 of Schedule 7 to the 1991 Act.