

Changes to legislation: There are currently no known outstanding effects for the Planning (Wales) Act 2015, Cross Heading: Town and Country Planning Act 1990 (c. 8). (See end of Document for details)

SCHEDULE 2

DEVELOPMENT PLANNING: FURTHER AMENDMENTS

Town and Country Planning Act 1990 (c. 8)

8 T CPA 1990 is amended as follows.

Commencement Information

- I1 Sch. 2 para. 8 partly in force; Sch. 2 para. 8 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)
- I2 Sch. 2 para. 8 in force at 7.1.2021 in so far as not already in force by [S.I. 2021/7](#), [reg. 2\(c\)](#)

9 In section 293A (urgent Crown development: application), in subsection (9), before “and” insert—

“(aa) the strategic planning panel for any strategic planning area to which the proposed development relates.”.

Commencement Information

- I3 Sch. 2 para. 9 partly in force; Sch. 2 para. 9 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)
- I4 Sch. 2 para. 9 in force at 7.1.2021 in so far as not already in force by [S.I. 2021/7](#), [reg. 2\(c\)](#)

10 (1) Section 303A (responsibility of local planning authorities for costs of holding certain inquiries etc) is amended as follows.

(2) In subsection (1B), for “The” substitute “ Where a local planning authority cause a qualifying procedure to be carried out or held, the ”.

(3) After subsection (1B) insert—

“(1C) Where the qualifying procedure is an independent examination of a strategic development plan under section 64 of the Planning and Compulsory Purchase Act 2004, the appropriate authority is the Welsh Ministers.”

^{F1}(4)

^{F1}(5)

^{F1}(6)

^{F1}(7)

Textual Amendments

- F1 Sch. 2 para. 10(4)-(7) omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), s. 175(1)(e), [Sch. 9 para. 12\(a\)](#)

Commencement Information

- I5 Sch. 2 para. 10 partly in force; Sch. 2 para. 10 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)

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I6 Sch. 2 para. 10(1)-(6) in force at 7.1.2021 in so far as not already in force by [S.I. 2021/7](#), [reg. 2\(c\)](#)

11 In section 306 (contributions by local authorities and statutory undertakers), after subsection (2) insert—

“(2A) Each of the persons specified in subsection (2B) may contribute towards any expenses incurred by a strategic planning panel for the purposes of carrying out a review under section 60H of the Planning and Compulsory Purchase Act 2004 (duty of strategic planning panel to keep under review certain matters affecting development).

(2B) The persons are—

- (a) a local authority in Wales;
- (b) a statutory undertaker authorised to carry on an undertaking in Wales.”

Commencement Information

I7 Sch. 2 para. 11 partly in force; Sch. 2 para. 11 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)

I8 Sch. 2 para. 11 in force at 7.1.2021 in so far as not already in force by [S.I. 2021/7](#), [reg. 2\(c\)](#)

12 In section 324 (rights of entry), after subsection (1A) insert—

“(1B) Any person duly authorised in writing by the Welsh Ministers or by a strategic planning panel may at any reasonable time enter any land for the purpose of surveying it in connection with the preparation, revision, adoption or approval of a strategic development plan under Part 6 of the Planning and Compulsory Purchase Act 2004.”

Commencement Information

I9 Sch. 2 para. 12 partly in force; Sch. 2 para. 12 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)

I10 Sch. 2 para. 12 in force at 7.1.2021 in so far as not already in force by [S.I. 2021/7](#), [reg. 2\(c\)](#)

^{F2}13

Textual Amendments

F2 Sch. 2 para. 13 omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), s. 175(1)(e), [Sch. 9 para. 12\(b\)](#)

14 In Schedule 4A (local development orders: procedure), in paragraph 5(1), after “report made” insert “ by a local planning authority ”.

Commencement Information

I11 Sch. 2 para. 14 partly in force; Sch. 2 para. 14 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)

I12 Sch. 2 para. 14 in force at 7.1.2021 in so far as not already in force by [S.I. 2021/7](#), [reg. 2\(c\)](#)

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- 15 In Schedule 13 (blighted land), in paragraph 1B, in note (3), after “section 66” insert “ or 66A ”.

Commencement Information

- I13** Sch. 2 para. 15 partly in force; Sch. 2 para. 15 in force for specified purposes at 6.9.2015, see s. 58(2)(b)(4)(b)
- I14** Sch. 2 para. 15 in force at 4.12.2020 in so far as not already in force by [S.I. 2020/1216](#), **reg. 2(b)**

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