

Status: This version of this part contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects for the
Levelling-up and Regeneration Act 2023, Part 2. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 12

INFRASTRUCTURE LEVY

PART 2

CONSEQUENTIAL AMENDMENTS

Local Government Act 1972

- 2 In section 101 of the Local Government Act 1972 (arrangements for discharge of functions by local authorities), after subsection (6) insert—
- “(6ZA) Infrastructure Levy under Part 10A of the Planning Act 2008 is not a rate for the purposes of subsection (6).”

Commencement Information

- I1** Sch. 12 para. 2 not in force at Royal Assent, see [s. 255\(4\)](#)

Town and Country Planning Act 1990

- 3 In section 70(4) of the TCPA 1990 (determination of applications: general considerations), in paragraph (b) of the definition of “local finance consideration”, after “payment of” insert “Infrastructure Levy or”.

Commencement Information

- I2** Sch. 12 para. 3 not in force at Royal Assent, see [s. 255\(4\)](#)

Deregulation and Contracting Out Act 1994

- 4 In section 71(3) of the Deregulation and Contracting Out Act 1994 (functions excluded from sections 69 and 70), omit the word “and” at the end of paragraph (h) and after that paragraph insert—
- “(ha) sections 204R and 204S of the Planning Act 2008 (Infrastructure Levy: collection and enforcement); and”.

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Commencement Information

I3 Sch. 12 para. 4 not in force at Royal Assent, see [s. 255\(4\)](#)

Planning Act 2008

5 The Planning Act 2008 is amended as follows.

Commencement Information

I4 Sch. 12 para. 5 not in force at Royal Assent, see [s. 255\(4\)](#)

6 In the following sections, for “Part 11”, in each place it occurs, substitute “Parts 10A and 11”—

- (a) section 32 (meaning of “development”);
- (b) section 155(1) (when development begins);
- (c) section 235(1) (interpretation).

Commencement Information

I5 Sch. 12 para. 6 not in force at Royal Assent, see [s. 255\(4\)](#)

7 In section 232(1)(d) (orders and regulations), after “Part” insert “10A or”.

Commencement Information

I6 Sch. 12 para. 7 not in force at Royal Assent, see [s. 255\(4\)](#)

Commencement Information

I4 Sch. 12 para. 5 not in force at Royal Assent, see [s. 255\(4\)](#)

I5 Sch. 12 para. 6 not in force at Royal Assent, see [s. 255\(4\)](#)

I6 Sch. 12 para. 7 not in force at Royal Assent, see [s. 255\(4\)](#)

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