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*Changes to legislation: There are currently no known outstanding effects for the Planning (Wales) Act 2015, Paragraph 6. (See end of Document for details)*

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## SCHEDULE 7

### REGULATIONS AND ORDERS MADE BY WELSH MINISTERS

#### *Orders under TCPA 1990*

- 6 (1) Section 333 of TCPA 1990 is amended as follows.
- (2) In subsection (4), after “power” insert “ of the Secretary of State ”.
- (3) For subsection (4A) substitute—
- “(4A) The power of the Welsh Ministers to make development orders and orders under sections 2(1B), 55(2)(f), 87(3), 149(3)(a), 293(1)(c) and 319B(9) is exercisable by statutory instrument.
- (4B) A development order made by the Welsh Ministers may make different provision for different purposes, for different cases (including different classes of development) and for different areas.”
- (4) In subsection (5)—
- (a) in paragraph (a), after “an order under” insert “ subsection (1) of ”;
- (b) in paragraph (b)—
- (i) after “a development order” insert “ made by the Secretary of State ”;
- (ii) after “an order” insert “ made by the Secretary of State ”;
- (iii) omit “(unless it is made by the National Assembly for Wales)”.
- (5) After subsection (5A) insert—
- “(5B) A statutory instrument containing any of the following is subject to annulment in pursuance of a resolution of the National Assembly for Wales—
- (a) an order under subsection (1B) of section 2 which has been made after a local inquiry has been held in accordance with subsection (2) of that section,
- (b) a development order made by the Welsh Ministers, or
- (c) an order under section 87(3) or 149(3)(a) made by the Welsh Ministers.
- (5C) The Welsh Ministers may not make a statutory instrument containing an order under section 62L(9), 293(1)(c) or 319B(9) unless a draft of the instrument has been laid before and approved by resolution of the National Assembly for Wales.”
- (6) In subsection (6)—
- (a) after “subsection (5)” insert “ or (5B) ”;
- (b) after “each House of Parliament” insert “ (in the case of an order made by the Secretary of State) or the National Assembly for Wales (in the case of an order made by the Welsh Ministers) ”.

**Changes to legislation:**

There are currently no known outstanding effects for the Planning (Wales) Act 2015, Paragraph 6.