

EXPLANATORY MEMORANDUM

PLANNING REFORM (NORTHERN IRELAND) ORDER 2006

INTRODUCTION

BACKGROUND AND POLICY OBJECTIVES

CONSULTATION

MAIN ELEMENTS OF THE ORDER

COMMENTARY ON ARTICLES

PART I – INTRODUCTORY

Articles 1 and 2 Title and commencement and Interpretation

PART II – PLANNING REFORM

Article 3 – Statement of community involvement

Article 4 – Status of development plans

Article 5 – Independent examination of development plans

Article 6 – Sustainable development

Article 7 – Development to include certain internal operations

Article 8 – Statements of principles of design and accessibility

Article 9 – Power to decline to determine applications

Article 10 – Duration of planning permission and listed building consent

Article 11 – Removal of discretion to extend time for bringing appeal

Article 12 – Conservation areas

Article 13 – Temporary stop notice

Article 14 – Increase in fines for unlawful advertisements

Article 15 – Procedure of Planning Appeals Commission

This Explanatory Memorandum refers to the Planning Reform (Northern Ireland) Order 2006 No. 1252

Article 16 – Fees and charges

PART III – CORRECTION OF ERRORS

Article 17 – Correction of errors

PART IV CROWN APPLICATION

Article 21 and Schedule 1 – Crown application

Article 22 – National security

Article 23 – Trees in conservation areas: acts of Crown

Article 24 - Subordinate legislation

Article 25 and Schedule 2 – Crown application: transitional

PART V MINERAL PLANNING PERMISSIONS

Articles 26 and 27 and Schedule 3 – Mineral planning permissions

PART VI AMENDMENTS AND REPEALS

Article 28 and Schedules 4 and 5 – Amendments and repeals

COMMENCEMENT