

STATUTORY INSTRUMENTS

2006 No. 1252

The Planning Reform (Northern Ireland) Order 2006

PART II

PLANNING REFORM

PROSPECTIVE

Statement of community involvement

^{F13}.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

PROSPECTIVE

Status of development plans

^{F14}.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Independent examination of development plans

5.—(1) For Article 7 of the principal Order (inquiries relating to development plans) substitute—

“Independent examination

7.—(1) The Department may cause an independent examination to be carried out by the planning appeals commission for the purpose of considering objections to a development plan or to the alteration, repeal or replacement of a development plan.

Status: This version of this part contains provisions that are prospective.

Changes to legislation: *The Planning Reform (Northern Ireland) Order 2006, PART II is up to date with all changes known to be in force on or before 06 October 2022. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

(2) Any person who makes objections to a development plan or to the alteration, repeal or replacement of a development plan shall, if he so requests, be given the opportunity to appear before and be heard by the planning appeals commission.”

(2) In Article 8 of the principal Order (adoption of development plan by Department), in paragraph (1) for “a public local inquiry” substitute “ an independent examination ”.

(3) In Article 111 of the principal Order (procedure of planning appeals commission)—

(a) in paragraph (2), after “inquiry” wherever that word occurs, insert “ , independent examination ”;

(b) in paragraph (6)—

(i) for “an inquiry” substitute “ an inquiry or independent examination ”;

(ii) for “or inquiry” substitute “ , inquiry or independent examination ”.

PROSPECTIVE

Sustainable development

^{F1}6.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); [S.R. 2015/49](#), art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

PROSPECTIVE

Development to include certain internal operations

^{F1}7.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); [S.R. 2015/49](#), art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

PROSPECTIVE

Statements of principles of design and accessibility

^{F1}8.

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Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Power to decline to determine applications

F19.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Duration of planning permission and listed building consent

F110.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Removal of discretion to extend time for bringing appeal

F111.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Conservation areas

F112.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

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Temporary stop notice

^{F1}13.

Textual Amendments

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Increase in fines for unlawful advertisements

^{F1}14.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Procedure of Planning Appeals Commission

^{F1}15.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

Fees and charges

^{F1}16.

Textual Amendments

F1 Arts. 3-20 repealed (1.4.2015 except for the repeal of art. 5) by [Planning Act \(Northern-Ireland\) 2011 \(c. 25\)](#), s. 254(1)(2), [Sch. 7](#) (with s. 211); S.R. 2015/49, art. 3, [Sch. 1](#) (with [Sch. 2](#)) (as amended (16.3.2016) by [S.R. 2016/159](#), art. 2)

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Commencement Orders yet to be applied to the The Planning Reform (Northern Ireland) Order 2006

Commencement Orders bringing legislation that affects this Order into force:

- [S.R. 2015/49 art. 23Sch. 1](#) commences [\(2011 c. 25 \(N.I.\)\)](#)