



Planning and Compulsory Purchase Act 2004

2004 CHAPTER 5

PART 2

LOCAL DEVELOPMENT

Development schemes

16 Minerals and waste development scheme

- (1) A county council in respect of any part of their area for which there is a district council must prepare and maintain a scheme to be known as their minerals and waste development scheme.
- (2) Section 15 (ignoring subsections (1) and (2)(e)) applies in relation to a minerals and waste development scheme as it applies in relation to a local development scheme.
- (3) This Part applies to a minerals and waste development scheme as it applies to a local development scheme and for that purpose—
 - (a) references to a local development scheme include references to a minerals and waste development scheme;
 - (b) references to a local planning authority include references to a county council.
- (4) But subsection (3) does not apply to—
 - (a) section 17(3);
 - (b) section 24(1)(b), (4) and (7);
 - (c) the references in section 24(5) to subsection (4) and the Mayor;
 - (d) sections 29 to 31.
- [^{F1}(5) Also, subsection (3)(b) does not apply to section 33A(1)(a) and (b).]

Changes to legislation: Planning and Compulsory Purchase Act 2004, Section 16 is up to date with all changes known to be in force on or before 07 April 2024. 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

Textual Amendments

F1 S. 16(5) inserted (15.11.2011) by [Localism Act 2011 \(c. 20\), ss. 110\(2\), 240\(5\)\(i\)](#) (with [s. 144](#))

Commencement Information

I1 S. 16 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097, art. 2](#)

I2 S. 16 in force at 28.9.2004 for E. so far as not already in force by [S.I. 2004/2202, art. 2\(b\)](#)

Changes to legislation:

Planning and Compulsory Purchase Act 2004, Section 16 is up to date with all changes known to be in force on or before 07 April 2024. 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.

View outstanding changes

Changes and effects yet to be applied to :

- specified provision(s) amendment to earlier commencing SI 2006/1061 art. 4 by [S.I. 2010/321 art. 3](#)
- specified provision(s) amendment to earlier commencing SI 2007/1369 art. 3 by [S.I. 2010/321 art. 4](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 15A-15LH and cross-heading substituted for s. 15-37 and cross-heading by [2023 c. 55 Sch. 7](#)
- s. 38(2A) substituted for s. 38(2)(3) by [2023 c. 55 s. 92\(3\)](#)
- s. 38(5A)-(5C) inserted by [2023 c. 55 s. 93\(2\)](#)
- s. 38(9A) substituted for s. 38(9) by [2023 c. 55 s. 92\(4\)](#)
- s. 38(9B) inserted by [2023 c. 55 s. 93\(4\)](#)
- s. 38B(A1) inserted by [2023 c. 55 s. 98\(2\)](#)
- s. 38B(2B)(2C) inserted by [2023 c. 55 s. 98\(3\)](#)
- s. 38C(5)(d)(i)-(iii) and word substituted for words by [2023 c. 55 s. 99\(2\)](#)
- s. 39(1)(ba) inserted by [2023 c. 55 Sch. 8 para. 21\(b\)](#)
- s. 39A and cross-heading inserted by [2023 c. 55 s. 100](#)
- s. 45(A1) inserted by [2011 c. 20 Sch. 8 para. 14\(2\)](#)
- s. 113(1)(bb)-(bd) inserted by [2023 c. 55 Sch. 8 para. 23\(2\)\(a\)](#)
- s. 113(9)(f)(g) inserted by [2023 c. 55 Sch. 8 para. 23\(3\)\(c\)](#)
- s. 113(13) inserted by [2023 c. 55 Sch. 8 para. 23\(5\)](#)
- s. 122(5)(za)(zb) inserted by [2023 c. 55 Sch. 8 para. 25\(a\)](#)
- Sch. A2 para. 11(2)(da) inserted by [2023 c. 55 s. 99\(3\)\(b\)](#)
- Sch. A1 para. 2(1A) inserted by [2023 c. 55 Sch. 8 para. 26\(3\)\(b\)](#)
- Sch. A1 para. 6(1A) inserted by [2023 c. 55 Sch. 8 para. 26\(7\)\(b\)](#)
- Sch. A1 para. 7ZC(1A) inserted by [2023 c. 55 Sch. 8 para. 26\(11\)\(b\)](#)
- Sch. A1 para. 7C(1A) inserted by [2023 c. 55 Sch. 8 para. 26\(14\)\(b\)](#)
- Sch. A1 para. 8(7A) inserted by [2023 c. 55 Sch. 8 para. 26\(16\)\(g\)](#)
- Sch. A1 para. 1 substituted by [2023 c. 55 Sch. 8 para. 26\(2\)](#)
- Sch. A1 para. 2(4) substituted by [2023 c. 55 Sch. 8 para. 26\(3\)\(c\)](#)
- Sch. A1 para. 3(1) substituted by [2023 c. 55 Sch. 8 para. 26\(4\)\(a\)](#)
- Sch. A1 para. 5 substituted by [2023 c. 55 Sch. 8 para. 26\(6\)](#)
- Sch. A1 para. 6(4) substituted by [2023 c. 55 Sch. 8 para. 26\(7\)\(c\)](#)
- Sch. A1 para. 7(1) substituted by [2023 c. 55 Sch. 8 para. 26\(8\)\(a\)](#)
- Sch. A1 para. 7ZB substituted by [2023 c. 55 Sch. 8 para. 26\(10\)](#)
- Sch. A1 para. 7ZC(4) substituted by [2023 c. 55 Sch. 8 para. 26\(11\)\(c\)](#)
- Sch. A1 para. 7ZD(1) substituted by [2023 c. 55 Sch. 8 para. 26\(12\)\(a\)](#)
- Sch. A1 para. 7B substituted by [2023 c. 55 Sch. 8 para. 26\(13\)](#)
- Sch. A1 para. 7C(4) substituted by [2023 c. 55 Sch. 8 para. 26\(14\)\(c\)](#)
- Sch. A1 para. 7D(1) substituted by [2023 c. 55 Sch. 8 para. 26\(15\)\(a\)](#)
- Sch. A1 para. 10 substituted by [2023 c. 55 Sch. 8 para. 26\(18\)](#)
- Sch. A2 para. 11(2)(ca) substituted for Sch. A2 para. 11(2)(c) by [2023 c. 55 s. 99\(3\)\(a\)](#)
- Sch. A1 para. 7ZA word substituted by [2023 c. 55 Sch. 8 para. 26\(9\)](#)
- Sch. A1 para. 8(2)(a) word substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(b\)\(ii\)](#)

- Sch. A1 para. 8(3)(b) word substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(c\)](#)
- Sch. A1 para. 8(6) word substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(e\)](#)
- Sch. A1 para. 8(7) word substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(f\)\(iii\)](#)
- Sch. A1 para. 9 word substituted by [2023 c. 55 Sch. 8 para. 26\(17\)](#)
- Sch. A1 para. 13(1) word substituted by [2023 c. 55 Sch. 8 para. 26\(20\)\(a\)\(iii\)](#)
- Sch. A1 para. 13(2) word substituted by [2023 c. 55 Sch. 8 para. 26\(20\)\(b\)](#)
- Sch. A1 para. 13(3) word substituted by [2023 c. 55 Sch. 8 para. 26\(20\)\(c\)](#)
- Sch. A1 para. 13(1) words inserted by [2023 c. 55 Sch. 8 para. 26\(20\)\(a\)\(ii\)](#)
- Sch. A1 para. 3(3)(a) words omitted by [2023 c. 55 Sch. 8 para. 26\(4\)\(b\)](#)
- Sch. A1 para. 7(3)(a) words omitted by [2023 c. 55 Sch. 8 para. 26\(8\)\(b\)](#)
- Sch. A1 para. 7ZD(3)(a) words omitted by [2023 c. 55 Sch. 8 para. 26\(12\)\(b\)](#)
- Sch. A1 para. 7D(3)(a) words omitted by [2023 c. 55 Sch. 8 para. 26\(15\)\(b\)](#)
- Sch. A1 para. 2(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(3\)\(a\)](#)
- Sch. A1 para. 3(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(4\)\(c\)\(i\)](#)
- Sch. A1 para. 3(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(4\)\(c\)\(ii\)](#)
- Sch. A1 para. 4 words substituted by [2023 c. 55 Sch. 8 para. 26\(5\)](#)
- Sch. A1 para. 6(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(7\)\(a\)](#)
- Sch. A1 para. 7(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(8\)\(c\)\(i\)](#)
- Sch. A1 para. 7(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(8\)\(c\)\(ii\)](#)
- Sch. A1 para. 7ZC(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(11\)\(a\)](#)
- Sch. A1 para. 7ZD(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(12\)\(c\)\(i\)](#)
- Sch. A1 para. 7ZD(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(12\)\(c\)\(ii\)](#)
- Sch. A1 para. 7C(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(14\)\(a\)](#)
- Sch. A1 para. 7D(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(15\)\(c\)\(i\)](#)
- Sch. A1 para. 7D(4) words substituted by [2023 c. 55 Sch. 8 para. 26\(15\)\(c\)\(ii\)](#)
- Sch. A1 para. 8(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(a\)\(i\)](#)
- Sch. A1 para. 8(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(a\)\(ii\)](#)
- Sch. A1 para. 8(2) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(b\)\(i\)](#)
- Sch. A1 para. 8(2)(a) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(b\)\(iii\)](#)
- Sch. A1 para. 8(5) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(d\)\(i\)](#)
- Sch. A1 para. 8(5) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(d\)\(ii\)](#)
- Sch. A1 para. 8(5) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(d\)\(iii\)](#)
- Sch. A1 para. 8(7)(a) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(f\)\(i\)](#)
- Sch. A1 para. 8(7)(b) words substituted by [2023 c. 55 Sch. 8 para. 26\(16\)\(f\)\(ii\)](#)
- Sch. A1 para. 11 words substituted by [2023 c. 55 Sch. 8 para. 26\(19\)](#)
- Sch. A1 para. 13(1) words substituted by [2023 c. 55 Sch. 8 para. 26\(20\)\(a\)\(i\)](#)