



Localism Act 2011

2011 CHAPTER 20

PART 6

PLANNING

CHAPTER 6

NATIONALLY SIGNIFICANT INFRASTRUCTURE PROJECTS

128 Abolition of Infrastructure Planning Commission

- (1) The Infrastructure Planning Commission ceases to exist on the day on which this subsection comes into force.
- (2) Schedule 13 (amendments in consequence of Commission's abolition, including amendments transferring its functions to Secretary of State) has effect.
- (3) On the coming into force of this subsection, the property, rights and liabilities of the Infrastructure Planning Commission vest by virtue of this subsection in the Secretary of State.
- (4) Subsection (3) operates in relation to property, rights and liabilities—
 - (a) whether or not they would otherwise be capable of being transferred,
 - (b) without any instrument or other formality being required, and
 - (c) irrespective of any requirement for consent that would otherwise apply.
- (5) The transfer by virtue of subsections (2) to (4) is to be treated as a relevant transfer for the purposes of the Transfer of Undertakings (Protection of Employment) Regulations 2006 (S.I. 2006/246) if it would not otherwise be a relevant transfer for those purposes.
- (6) Subsections (3) and (4) do not affect the operation of those Regulations in relation to that transfer.

Changes to legislation: Localism Act 2011, Section 128 is up to date with all changes known to be in force on or before 25 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](#)

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Commencement Information

- I1** S. 128(1)s. 128(3)-(6) in force at 1.4.2012 by S.I. 2012/628, **art. 7(a)**
- I2** S. 128(2) in force at 15.1.2012 for specified purposes by S.I. 2012/57, **art. 2(a)**
- I3** S. 128(2) in force at 1.4.2012 by S.I. 2012/628, **art. 7(a)**

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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. 158(8)-(9B) substituted for s. 158(8)(9) by [2016 c. 22 s. 121\(2\)\(e\)](#)
- s. 202(3A) inserted by [2023 c. 55 s. 176\(2\)](#)