

*Status: This version of this schedule contains provisions that are prospective.*  
*Changes to legislation: There are currently no known outstanding effects for the Neighbourhood Planning Act 2017, SCHEDULE 3. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 3

Section 14

#### PLANNING CONDITIONS: CONSEQUENTIAL AMENDMENTS

1 The Town and Country Planning Act 1990 is amended as follows.

##### Commencement Information

**I1** Sch. 3 para. 1 in force at 1.10.2018 by S.I. 2018/567, reg. 3(b)

##### PROSPECTIVE

2 In section 70 (determination of applications: general considerations), after subsection (3) insert—

“(3A) See also section 100ZA, which makes provision about restrictions on the power to impose conditions under subsection (1)(a) on a grant of planning permission in relation to land in England.”

3 In section 72 (conditional grant of planning permission), after subsection (5) insert—

“(6) See also section 100ZA, which makes provision about restrictions on the power to impose conditions by virtue of this section on a grant of planning permission in relation to land in England.”

##### Commencement Information

**I2** Sch. 3 para. 3 in force at 1.10.2018 by S.I. 2018/567, reg. 3(b)

4 In section 73 (determination of applications to develop land without compliance with conditions previously attached), after subsection (2) insert—

“(2A) See also section 100ZA, which makes provision about restrictions on the power to impose conditions under subsection (2) on a grant of planning permission in relation to land in England.”

##### Commencement Information

**I3** Sch. 3 para. 4 in force at 1.10.2018 by S.I. 2018/567, reg. 3(b)

5 In section 90(3) (effect of deemed planning permission) after “except” insert “section 100ZA and”.

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**Commencement Information**

**14** Sch. 3 para. 5 in force at 1.10.2018 by S.I. 2018/567, reg. 3(b)

PROSPECTIVE

- 6 In section 93 (provisions supplementary to sections 91 and 92), after subsection (4) insert—
- “(5) Section 100ZA(1) (power to provide for restrictions in relation to conditions or limitations that may be imposed on a grant of planning permission in relation to land in England) does not apply in the case of conditions attached to a grant of planning permission as a result of section 91(1)(a) or 92(2).
- (6) But section 100ZA(1) applies to the exercise of the powers conferred by section 91(1)(b) and 92(4) and (5).”

PROSPECTIVE

- 7 In section 141 (action by Secretary of State in relation to purchase notice), after subsection (5) insert—
- “(6) Section 100ZA(1) (which confers power to provide for restrictions in relation to conditions or limitations that may be imposed on a grant of planning permission for the development of land in England) applies in relation to conditions imposed under or by virtue of subsection (2) or (3) as it applies in relation to conditions imposed on a grant of planning permission to develop land which is granted on an application made under Part 3.”
- 8 In section 177 (grant or modification of planning permission on appeals against enforcement notices), after subsection (4) insert—
- “(4A) Section 100ZA (which makes provision about restrictions on the power to impose conditions or limitations on a grant of planning permission in relation to land in England) applies in relation to conditions substituted under subsection (4) as it applies in relation to conditions imposed on a grant of planning permission to develop land which is granted on an application made under Part 3.”

**Commencement Information**

**15** Sch. 3 para. 8 in force at 1.10.2018 by S.I. 2018/567, reg. 3(b)

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