

Status: This version of this part contains provisions that are prospective.
Changes to legislation: There are currently no known outstanding effects
for the Environment Act 2021, PART 2. (See end of Document for details)

SCHEDULES

PROSPECTIVE

SCHEDULE 15

BIODIVERSITY GAIN IN NATIONALLY SIGNIFICANT INFRASTRUCTURE PROJECTS

PART 2

SUPPLEMENTARY AMENDMENTS TO THE PLANNING ACT 2008

6 The Planning Act 2008 is amended as follows.

Commencement Information

II Sch. 15 para. 6 not in force at Royal Assent, see [s. 147\(3\)](#)

7 In section 37 (applications for orders for development consent), after subsection (3) insert—

“(3A) The documents and information prescribed under subsection (3)(d) may include documents and information demonstrating how any biodiversity gain objective in a biodiversity gain statement under Schedule 2A having effect in relation to the development is to be met.”

Commencement Information

I2 Sch. 15 para. 7 not in force at Royal Assent, see [s. 147\(3\)](#)

8 In section 120 (what may be included in development consent order), in subsection (2), at the end insert—

“(c) requirements designed to secure that—

(i) the biodiversity gain objective under Schedule 2A relevant to the development is met;

(ii) any proposals included in the application for the order for the purposes of meeting the biodiversity gain objective are implemented.”

Commencement Information

I3 Sch. 15 para. 8 not in force at Royal Assent, see [s. 147\(3\)](#)

9 (1) Section 232 (orders and regulations) is amended as follows.

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(2) In subsection (5), at the end insert—

“(f) regulations under paragraph 3(3) or 11 of Schedule 2A.”

(3) In subsection (7), after “or 105(2)(b)” insert “or paragraph 3(3) or 11 of Schedule 2A”.

Commencement Information

I4 Sch. 15 para. 9 not in force at Royal Assent, see [s. 147\(3\)](#)

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