

*Status: This version of this provision is prospective.*

*Changes to legislation: Levelling-up and Regeneration Act 2023, Section 120 is up to date with all changes known to be in force on or before 23 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*



# Levelling-up and Regeneration Act 2023

## 2023 CHAPTER 55

### PART 3

#### PLANNING

### CHAPTER 5

#### ENFORCEMENT OF PLANNING CONTROLS

PROSPECTIVE

#### 120 Penalties for non-compliance

- (1) In section 187A of TCPA 1990 (enforcement of conditions), in subsection (12), for the words from “to a fine” to the end substitute—
- “(a) to a fine, if the land is in England, or
  - (b) to a fine not exceeding level 3 on the standard scale, if the land is in Wales.”
- (2) In section 216 of TCPA 1990 (penalty for non-compliance with section 215 notice)—
- (a) in subsection (2), for the words from “to a fine” to the end substitute—
    - “(a) to a fine, if the land is England, or
    - (b) to a fine not exceeding level 3 on the standard scale, if the land is in Wales.”;
  - (b) in subsection (6), for “one-tenth of level 3 on the standard scale” substitute “the relevant amount”;
  - (c) after subsection (6) insert—
    - “(6A) In subsection (6) “the relevant amount” means—
      - (a) if the land is in England, one-tenth of the greater of—
        - (i) £5000, or

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- (ii) level 4 on the standard scale;
- (b) if the land is in Wales, one-tenth of level 3 on the standard scale.”

#### Commencement Information

- II** S. 120 not in force at Royal Assent, see [s. 255\(3\)\(b\)](#)

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**Changes and effects yet to be applied to :**

- s. 120 coming into force by [S.I. 2024/452 reg. 3\(g\)](#)