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STATUTORY INSTRUMENTS

2007 No. 1369 (C. 58)

TOWN AND COUNTRY PLANNING, WALES

The Planning and Compulsory Purchase Act 2004 (Commencement No. 10 and Saving) Order 2007

Made - - - - 25th April 2007

The Secretary of State in exercise of the powers conferred by sections 121 and 122 of the Planning and Compulsory Purchase Act 2004⁽¹⁾ and after consultation⁽²⁾ with the National Assembly for Wales makes the following Order:

Citation

1. This Order may be cited as the Planning and Compulsory Purchase Act 2004 (Commencement No. 10 and Saving) Order 2007.

Provisions coming into force on 30th June 2007 in relation to Wales

2. The following provisions of the Planning and Compulsory Purchase Act 2004, in so far as not already in force, shall come into force in relation to Wales on 30th June 2007—

- (a) section 42(1) and (5) to (9); and
- (b) Schedule 9 so far as it gives effect to the repeal of section 76 of the Town and Country Planning Act 1990⁽³⁾ (duty to draw attention to certain provisions for the benefit of the disabled).

Saving

3.—(1) Notwithstanding article 2(a), the Town and Country Planning (Applications) Regulations 1988⁽⁴⁾ shall, subject to paragraph (2), continue to have effect on and after 30th June 2007.

(2) Regulation 3(3)(a) of the 1988 Regulations (applications for renewal of planning permissions) shall cease to have effect on the date on which section 51(3) of the Planning and Compulsory

(1) 2004 c.5.

(2) As to consultation with the National Assembly for Wales, *see* section 121(2).

(3) 1990 c.8.

(4) S.I. 1988/1812 amended by S.I. 2003/956 in relation to England and by S.I. 2004/3156 in relation to Wales.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Purchase Act 2004 (amendment of section 73 of the principal Act) comes into force in relation to Wales.

Signed by the authority of the Secretary of State

25th April 2007

Kay Andrews
Parliamentary Under Secretary of State
Department for Communities and Local
Government

EXPLANATORY NOTE

(This note is not part of the Order)

Article 2 of this Order brings into force on 30th June 2007, in relation to Wales, the following provisions of the Planning and Compulsory Purchase Act 2004—

Section 42(1) and (5) to (9) (applications for planning permission and certain consents); and
Schedule 9 so far as it gives effect to the repeal of section 76 of the Town and Country Planning Act 1990 (duty to draw attention to certain provisions for the benefit of the disabled).

Article 3 contains a saving for the Town and Country Planning (Applications) Regulations 1988.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 1 to 3 (partially)	6th August 2004	2004/2097
Sections 1 to 3 as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 4 as to England	28th September 2004	2004/2202
Section 5 (partially)	6th August 2004	2004/2097
Section 5 as to England (in so far as not already in force)	28th September 2004	2004/2202
Sections 6 and 7 as to England	28th September 2004	2004/2202
Section 8 (partially)	6th August	2004/2097
Section 8 as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 9 as to England	28th September 2004	2004/2202
Sections 10 to 15 (partially)	6th August 2004	2004/2097
Sections 10 to 15 as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 16 (partially)	6th August 2004	2004/2097
Section 16 as to England (in so far as not already in force)	28th September	2004/2202
Section 17 (partially)	6th August 2004	2004/2097
Section 17 as to England (in so far as not yet already in force)	28th September 2004	2004/2202
Section 18 as to England	28th September 2004	2004/2202

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Sections 19 to 22 (partially)	6th August 2004	2004/2097
Sections 19 to 22 as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 23 as to England	28th September 2004	2004/2202
Sections 24 to 26 (partially)	6th August 2004	2004/2097
Sections 24 to 26 as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 27 as to England	28th September 2004	2004/2202
Sections 28 and 29 (partially)	6th August 2004	2004/2097
Section 28 and 29 as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 30 as to England	28th September 2004	2004/2202
Section 31 (partially)	6th August 2004	2004/2097
Section 31 as to England (in so far as not yet already in force)	28th September 2004	2004/2202
Section 32 to 34 as to England	28th September 2004	2004/2202
Sections 35 and 36 (partially)	6th August 2004	2004/2097
Sections 35 and 36 as to England (in so far as not already in force)	28th September 2004	2004/2202
Sections 37 to 39 as to England	28th September 2004	2004/2202
Sections 38 and 39 as to Wales	15th October 2005	2005/2847
Sections 40 to 42 (partially)	6th August 2004	2004/2097
Sections 40 and 41 as to England	10th May 2006	2006/1061
Section 42(1) and (5) to (9) as to England	10 th August 2006	2006/1061
Section 43 (partially) as to England	24th August 2005	2005/2081
Section 44 (partially)	6th August 2004	2004/2097
Section 44 (in so far as not already in force)	24th August 2005	2005/2081
Sections 46 to 50 (partially) as to England	6th August 2004	2004/2097
Section 49 as to England	10th May 2006	2006/1061
Section 51 as to England	24th August 2005	2005/2081
Sections 52 to 54 (partially)	6th August 2004	2004/2097
Sections 52 and 53 as to England (in so far as not already in force)	7th March 2005	2005/204
Section 53 as to Wales (in so far as not already in force)	27th March 2006	2006/931

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 54 (in so far as not already in force)	25th August 2005	2005/2081
Sections 55 as to England (in so far as not already in force)	1st April 2005	2005/204
Section 56 as to England and Wales	28th September 2004	2004/2202
Section 57 (partially)	6th August 2004	2004/2097
Section 57 as to England and Wales (in so far as not already in force)	28th September 2004	2004/2202
Section 58 as to England and Wales	28th September 2004	2004/2202
Section 59 (partially)	6th August 2004	2004/2097
Section 59 as to England and Wales (in so far as not already in force)	28th September 2004	2004/2202
Sections 79 to 83 (partially)	6th August 2004	2004/2097
Sections 79 to 89 (in so far as not already in force)	7th June 2006	2006/1281
Section 88 (partially)	6th August 2004	2004/2097
Section 91 (partially)	6th August 2004	2004/2097
Section 91 (in so far as not already in force)	7th June 2006	2006/1281
Sections 100 and 101 (partially)	6th August 2004	2004/2097
Sections 99 to 110 as to England and Wales (in so far as not already in force)	31st October 2004	2004/2593
Section 111(1)	7th June 2006	2006/1281
Section 111(2) as to England and Wales	31st October 2004	2004/2593
Section 112	7th June 2006	2006/1281
Section 113 as to England	28th September 2004	2004/2202
Section 113 as to Wales	15th October 2005	2005/2847
Section 114 as to England (partially)	28th September 2004	2004/2202
Section 114 as to Wales	15th October 2005	2005/2847
Section 116 (partially)	6th August 2004	2004/2097
Section 116 (in so far as not already in force)	25th August 2005	2005/2081
Section 118 except subsection (2) in so far as it relates to the Town and Country Planning (Scotland) Act 1997 (partially)	6th August 2004	2004/2097
Section 118 except subsection (2) in so far as it relates to the Town and Country Planning (Scotland) Act 1997 (in so far as not already in force)	28th September 2004	2004/2202

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<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 119 (1) (partially)	6th August 2004	2004/2097
Section 119(1) as to England (in so far as not already in force)	28th September 2004	2004/2202
Section 120 except in so far as it relates to the Town and Country Planning (Scotland) Act 1997, to the Planning (Hazardous Substances) (Scotland) Act 1997 or to the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 (partially)	6th August 2004	2004/2097
Section 120 except in so far as it relates to the Town and Country Planning (Scotland) Act 1997, to the Planning (Hazardous Substances) (Scotland) Act 1997 or to the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997	28th September 2004	2004/2202
Schedule 1 (partially)	6th August 2004	2004/2097
Schedule 1 as to England (in so far as not already in force)	10th May 2006	2006/1061
Schedule 2 paragraph 3 (partially)	6th August 2004	2004/2097
Schedule 2 as to England (in so far as not already in force)	1st April 2005	2005/204
Section 117(1) to (7) (partially)	6th August 2004	2004/2097
Section 117(1) to (7) as to England and Wales (in so far as not in force)	28th September 2004	2004/2202
Schedule 3 paragraph 6 to 8 and 10 to 12 (partially)	6th August 2004	2004/2097
Schedule 3 (in so far as not already in force)	7th June 2006	2006/1281
Schedule 4	7th June 2006	2006/1281
Schedule 6 paragraphs 1, 3, 14, 16, 19, 20, 23, 24, 26 and 27 (partially)	6th August 2004	2004/2097
Schedule 6 paragraphs 1, 8 to 13, 15, 16(1) and (2), 17 to 19, 21, 22 and 25 as to England (in so far as not already in force)	28th September 2004	2004/2202
Schedule 6 paragraphs 1, 8 to 13, 15, 17, 18 and 19 (in so far as not already in force), 21, 22 and 25 as to Wales	15th October 2005	2005/2847
Schedule 6 paragraph 7 as to England and Wales	31st October 2004	2004/2593
Schedule 6 paragraph 16(4) (in so far as not already in force)	25th July 2005	2004/2081

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 6 paragraphs 20, 23, 24 and 26 as to England and Wales (in so far as not already in force)	28th September 2004	2004/2202
Schedule 6 paragraph 2	7th June 2006	2006/1281
Schedule 7 paragraph 19 (partially)	6th August 2004	2004/2097
Schedule 7 paragraphs 2, 3, 6, 8, 11(1) to (3), 16, 17, 19(2), 22 and 23 as to England (in so far as not already in force)	28th September 2004	2004/2202
Schedule 7, paragraphs 2, 3, 11(1) to (3), 16, 17, 19(2) and 23 as to Wales (in so far as not already in force).	15th October 2005	2005/2847
Schedule 7 paragraphs 4, 5, 7, 9, 10(1) to (6), 11(4) and (5), 12 to 15, 18 and 21 as to England and Wales	31st October 2004	2004/2593
Schedule 8 paragraph 4,9,17 and 18 (partially)	6th August 2004	2004/2097
Schedule 8 as to England (so far as not already in force)	28th September 2004	2004/2202
Schedule 9 as to England (partially)	28th September 2004	2004/2202
Schedule 9 as to England and Wales (partially)	28th September 2004	2004/2202
Schedule 9 as to England and Wales (partially)	31st October 2004	2004/2593
Schedule 9 as to Wales (partially)	15th October 2005	2005/2847
Schedule 9 as to England and Wales (partially)	10th August 2006	2006/1061
Schedule 9 (partially)	7th June 2006	2006/1281

WALES

The following commencement orders have been made by the National Assembly for Wales in relation to Wales—

The Planning and Compulsory Purchase Act 2004 (Commencement No 1 and Transitional Provision) (Wales) Order 2004 ([S.I. 2004/1814 \(W. 199\)](#)).

The Planning and Compulsory Purchase Act 2004 (Commencement No 2) (Wales) Order 2004 ([S.I. 2004/1813 \(W.198\)](#)).

The Planning and Compulsory Purchase Act 2004 (Commencement No 3 and Consequential and Transitional Provisions) (Wales) Order 2005 ([S.I. 2005/1229 \(W.87\)](#)).

The Planning and Compulsory Purchase Act 2004 (Commencement No 4 and Consequential, Transitional and Savings Provisions) (Wales) Order 2005 ([S.I 2005/2722 \(W.193\)](#)).

The Planning and Compulsory Purchase Act 2004 (Commencement No 4 and Consequential, Transitional and Savings Provisions) (Wales) (Amendment) Order 2006 ([S.I 2006/842 \(W.77\)](#)).

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The Planning and Compulsory Purchase Act 2004 (Commencement No 4 and Consequential, Transitional and Savings Provisions) (Wales) (Amendment No 2) Order 2006 ([S.I. 2006/1700 \(W.162\)](#)).

The Planning and Compulsory Purchase Act 2004 (Commencement No 4 and Consequential, Transitional and Savings Provisions) (Wales) (Amendment No 3) Order 2006 ([S.I. 2006/3119 \(W289\)](#)).