
EXPLANATORY NOTE

(This note is not part of the Order)

Article 2 of this Order brings into force, on 1st March 2010, section 36 of and Schedule 2 to the Planning Act 2008 (“the Act”) in relation to the United Kingdom (amendments consequential on the development consent regime).

Article 3 of this Order brings into force, on 1st March 2010, the following provisions of the Act, in relation to England and Wales and, to the extent specified in section 240(4) of the Act, to Scotland, so far as they are not already in force—

section 14 (nationally significant infrastructure projects: general) except for section 14(1)(m) to (p) (dams or reservoirs, water resources, waste water treatment plants and hazardous waste);

section 21 (other gas pipelines);

sections 31 to 35 (requirement for development consent);

in Part 6 (deciding applications for orders granting development consent), sections 55 and 60 to 119, and Schedules 3 and 4;

sections 120 to 121 and Schedule 5 (general);

sections 122 to 132 and section 134 (compulsory acquisition);

sections 135 to 138 and sections 150 to 152 (miscellaneous);

sections 154 to 159 (general);

sections 160 to 173 (enforcement); and

section 174 (planning obligations).

Article 4 of this Order brings into force, on 1st March 2010, the following provisions of the Act, in relation to England and Wales, so far as they are not already in force—

sections 15 to 20 (energy: generating stations, electric lines, underground gas storage facilities, LNG facilities, gas reception facilities and gas transporter pipe-lines);

sections 22 to 26 (transport);

section 118 (legal challenges);

section 133 (rights in connection with underground waste storage facilities);

sections 139 to 149 (miscellaneous); and

section 175 (blighted land England and Wales).

Article 5 of this Order brings into force, on 1st March 2010, in relation to Scotland, section 176 of the Act (blighted land: Scotland), so far as it is not already in force.

Article 6 provides a saving in respect of applications for consents or authorisations under existing consent regimes made before 1st March 2010.