
STATUTORY INSTRUMENTS

2015 No. 595

The Town and Country Planning (Development Management Procedure) (England) Order 2015

Part 2

Pre-application consultation

Consultation before applying for planning permission

3.—(1) Subject to paragraph (2), for the purposes of section 61W of the 1990 Act (requirement to carry out pre-application consultation)⁽¹⁾ a person must carry out consultation on a proposed application for planning permission for any development involving an installation for the harnessing of wind power for energy production where—

- (a) the development involves the installation of more than 2 turbines; or
- (b) the hub height of any turbine exceeds 15 metres.

(2) Paragraph (1) does not apply to—

- (a) applications made pursuant to section 73 of the 1990 Act (determination of applications to develop land without compliance with conditions previously attached); or
- (b) applications of the description contained in article 20(1)(b) or (c) (consultations before the grant of a replacement planning permission subject to a new time limit).

⁽¹⁾ Section 61W of the 1990 Act was inserted by section 122 of the Localism Act 2011 (c. 20) (“the 2011 Act”).