
STATUTORY INSTRUMENTS

2021 No. 814

The Town and Country Planning (General Permitted Development etc.) (England) (Amendment) (No. 2) Order 2021

Amendments to Part 4 of Schedule 2

- 5.—(1) Part 4 (temporary buildings and uses) of Schedule 2 is amended as follows.
- (2) In Class C (use as a state-funded school for 2 academic years)—
- (a) in paragraph C (permitted development) after “state-funded school” insert “falling within Class F.1(a) (provision of education) of Schedule 2 to the Use Classes Order”;
 - (b) in paragraph C.1 (development not permitted)—
 - (i) in sub-paragraph (a), for “the Schedule” substitute “Schedule 1 or 2”;
 - (ii) in sub-paragraph (e), for the words from “Class A4” to the end substitute “Class F.2 (local community) of Schedule 2 to the Use Classes Order”;
 - (c) in sub-paragraph (c) of paragraph C.2 (conditions), for “Class D1 (non-residential institutions) of the Schedule” substitute “Class F.1(a) (provision of education) of Schedule 2”.
- (3) In Class CA (provision of a temporary state-funded school on previously vacant commercial land)—
- (a) in paragraph CA (permitted development), after “state-funded school” insert “falling within Class F.1(a) (provision of education) of Schedule 2 to the Use Classes Order”;
 - (b) in the definition of “vacant commercial land” in paragraph CA.3 (interpretation of Class CA), for sub-paragraph (b) substitute—
 - “(b) which was last used for a purpose falling within one of the following provisions of the Use Classes Order—
 - (i) Class C1 (hotels) of Schedule 1;
 - (ii) Class C2 (residential institutions) of Schedule 1;
 - (iii) Class C2A (secure residential institutions) of Schedule 1;
 - (iv) Class E (commercial, business and service) of Schedule 2.”.
- (4) In Class D (shops, financial, cafes, takeaways etc to temporary flexible use)—
- (a) for the heading substitute “commercial, business and service etc to temporary flexible use”;
 - (b) in paragraph D (permitted development), for sub-paragraphs (a) and (b) substitute—
 - “(a) from a use falling within one of the following provisions of the Use Classes Order—
 - (i) article 3(6)(n) (betting office);
 - (ii) article 3(6)(o) (pay day loan shop);
 - (iii) article 3(6)(r) (hot food takeaway); or
 - (iv) Class E (commercial, business and service) of Schedule 2,

- (b) to a flexible use falling within one of the following provisions of Schedule 2 to that Order—
 - (i) Class E (commercial, business and service);
 - (ii) Class F.1(b) (display of art);
 - (iii) Class F.1(c) (museum);
 - (iv) Class F.1(d) (public library or public reading room); or
 - (v) Class F.1(e) (public hall or exhibition hall),”.
- (5) In Class DA (restaurants etc to temporarily provide takeaway food)—
 - (a) in paragraph DA (permitted development)—
 - (i) for paragraphs (i) and (ii) of sub-paragraph (a), substitute—
 - “(i) article 3(6)(p) (drinking establishments etc.) of the Use Classes Order;
 - (ii) article 3(6)(q) (drinking establishments with expanded food provision) of that Order; or
 - (iii) Class E(b) (sale of food and drink mostly for consumption on the premises) of Schedule 2 to that Order; or”;
 - (ii) in sub-paragraph (b), for “that Class A3 and Class A4;” substitute “article 3(6)(p) and Class E(b),”;
 - (iii) at the end of sub-paragraph (b), omit “or”;
 - (iv) omit sub-paragraph (c);
 - (b) in paragraph DA.2 (interpretation of Class DA), for “Class A5 of the Schedule to” substitute “article 3(6)(r) of”.