



Infrastructure (Wales) Act 2024

2024 asc 3

PART 5

DECIDING APPLICATIONS FOR INFRASTRUCTURE CONSENT

The decision

60 Grant or refusal of infrastructure consent

- (1) When the Welsh Ministers have decided an application for infrastructure consent, the Welsh Ministers must either—
 - (a) make an order granting infrastructure consent (“an infrastructure consent order”), or
 - (b) refuse infrastructure consent.
- (2) The Welsh Ministers must notify the following of their decision to either make an infrastructure consent order or refuse infrastructure consent—
 - (a) the applicant;
 - (b) any planning authority or community council that has submitted a local impact report to the Welsh Ministers in respect of the application;
 - (c) Natural Resources Wales if it has submitted a marine impact report to the Welsh Ministers in respect of the application;
 - (d) any other person or persons of a description specified in regulations.
- (3) When the examining authority has decided an application for infrastructure consent, they must either—
 - (a) notify the Welsh Ministers of their decision that an infrastructure consent order is to be made, or
 - (b) refuse infrastructure consent.
- (4) The examining authority must notify the following of its decision either that an infrastructure consent order is to be made or to refuse infrastructure consent—
 - (a) the applicant;

*Status: This is the original version (as it was originally enacted).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

- (b) any planning authority or community council that has submitted a local impact report to the Welsh Ministers in respect of the application;
 - (c) Natural Resources Wales if it has submitted a marine impact report to the Welsh Ministers in respect of the application;
 - (d) any other person or persons of a description specified in regulations.
- (5) When the Welsh Ministers receive a notice under subsection (3)(a), they must make an infrastructure consent order in respect of the application to which the notice relates.
- (6) Regulations may make provision regulating the procedure to be followed if—
- (a) the Welsh Ministers propose to make an infrastructure consent order on terms which are materially different from those proposed in the application;
 - (b) the Welsh Ministers propose to make an infrastructure consent order on terms which are materially different from those proposed in the application as a result of a notice under subsection (3)(a).