

SCHEDULE

Article 2

Amendment of Part 13 of Schedule 1 to the Planning  
(General Development) Order (Northern Ireland) 1993

**Commencement Information**

**II** Sch. in operation at 1.4.2007, see **art. 1**

**“Class H**

**Water and sewerage undertakings**

**Permitted  
development**

**H.**

**Development by water or sewerage undertakers  
consisting of—**

- (a) development not above ground level required in connection with the provision, improvement, maintenance or repair of a sewer, outfall pipe, sludge main or associated apparatus;
- (b) development not above ground level required in connection with the supply of water or for conserving, redistributing or augmenting water resources, or for the conveyance of water treatment sludge;
- (c) development in, on or under any watercourse and required in connection with the improvement or maintenance of that watercourse;
- (d) the provision of a building, plant, machinery or apparatus in, on, over or under land for the purpose of survey or investigation;
- (e) the maintenance, improvement or repair of works for measuring the flow in any watercourse or channel;
- (f) the installation in a water distribution system of a booster station, valve house, meter or switch-gear house;
- (g) any works authorised under Article 141 (works under drought orders) or Articles 219 and 220 (pipe laying) of the Water and Sewerage Services (Northern Ireland) Order 2006(1);
- (h) any other development in, on, over or under operational land, other than the

**Status:** Point in time view as at 01/04/2007.

**Changes to legislation:** There are currently no known outstanding effects for the The Planning (General Development) (Amendment) Order (Northern Ireland) 2007. (See end of Document for details)

**provision of a building but including the extension or alteration of a building; or  
(i) the strapping of pipelines to bridges.**

*Development not permitted*

H.1

Development is not permitted by Class H if—

- (a) in the case of any Class H(b) development, it would include the construction of a reservoir;
- (b) in the case of any Class H(f) development involving the installation of a station or house exceeding 29 cubic metres in capacity, that installation is carried out at or above ground level or under a highway used by vehicular traffic;
- (c) in the case of any Class H(h) development, it would consist of or include the extension or alteration of a building so that—
  - (i) its design or external appearance would be materially affected;
  - (ii) the height of the original building would be exceeded, or the cubic content of the original building would be exceeded by more than 25% ; or
  - (iii) the floor space of the original building would be exceeded by more than 1000 square metres;
- (d) in the case of any Class H(h) development, it would consist of the installation or erection of any plant or machinery exceeding 15 metres in height or the height of anything it replaces, whichever is the greater; or
- (e) the land is within a site of archaeological interest.

Condition

H.2

Development is permitted by Class H(d) subject to the condition that, on completion of the survey or investigation, or at the expiration of six months from the commencement of the development, whichever is the sooner, all such operations shall cease and all such buildings, plant, machinery and apparatus shall be removed and the land restored as soon as reasonably practicable to its former condition or to any other condition which may be agreed between the Department and the developer.

Interpretation of  
Class H

H.3

For the purposes of Class H—

“associated apparatus”, in relation to any sewer, main or pipe, means pumps, machinery or apparatus associated with the relevant sewer, main or pipe;

“sludge main” means a pipe or system of pipes (together with any pumps or other machinery or apparatus associated with it) for the conveyance of the residue of water or sewage treated in a water or sewage treatment works as the case may be, including final effluent or the products of the dewatering or incineration of such residue, or partly for any of those purposes and partly for the conveyance of trade effluent or its residue.”

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