



Town and Country Planning Act 1990

1990 CHAPTER 8

PART XIII

APPLICATION OF ACT TO CROWN LAND

Application of Act as respects Crown land

[^{F1}293A Urgent Crown development: application [^{F2}to the Welsh Ministers]

- (1) This section applies to a development [^{F3}of land in Wales] if the appropriate authority certifies—
 - (a) that the development is of national importance, and
 - (b) that it is necessary that the development is carried out as a matter of urgency.
- (2) The appropriate authority may, instead of making an application for planning permission [^{F4}or permission in principle][^{F5}to the local planning authority] in accordance with Part 3, make an application for planning permission [^{F4}or permission in principle] to the Secretary of State under this section.
- (3) If the appropriate authority proposes to make [^{F6}the application to the Secretary of State][^{F6}an application under this section] it must publish in one or more newspapers circulating in the locality of the proposed development a notice—
 - (a) describing the proposed development, and
 - (b) stating that the authority proposes to make the application to the Secretary of State.
- (4) For the purposes of an application under this section the appropriate authority must provide to the Secretary of State—
 - ^{F7}(a)
 - (b) a statement of the authority's grounds for making the application.
- (5) If the appropriate authority makes an application under this section subsections (6) to (9) below apply.

Status: Point in time view as at 09/05/2024.

Changes to legislation: Town and Country Planning Act 1990, Section 293A is up to date with all changes known to be in force on or before 07 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- (6) The Secretary of State may require the authority to provide him with such further information as he thinks necessary to enable him to determine the application.
- (7) As soon as practicable after he is provided with any document or other matter in pursuance of subsection (4) or (6) the Secretary of State must make a copy of the document or other matter available for inspection by the public in the locality of the proposed development.
- (8) The Secretary of State must in accordance with such requirements as are contained in a development order publish notice of the application and of the fact that such documents and other material are available for inspection.
- (9) The Secretary of State must consult—
- (a) the local planning authority for the area to which the proposed development relates,
 - [^{F9}any corporate joint committee for the] area to which the proposed development relates,] and
 - (b) such other persons as are specified or described in a development order, about the application.
- (10) Subsection (7) does not apply to the extent that the document or other matter is subject to a direction under section 321(3)(matters related to national security).
- (11) Subsections (4) to (7) of section 77 apply to an application under this section as they apply to an application in respect of which a direction under section 77 has effect.]

Textual Amendments

- F1** S. 293A inserted (6.8.2004 for certain purposes and 7.6.2006 otherwise) by [Planning and Compulsory Purchase Act 2004 \(c. 5\)](#), **ss. 82, 121** (with s. 111); S.I. 2004/2097, **art. 2**; S.I. 2006/1281, **art. 2**
- F2** Words in s. 293A heading inserted (26.12.2023 for specified purposes) by [Levelling-up and Regeneration Act 2023 \(c. 55\)](#), s. 255(3), **Sch. 10 para. 7(a)** (with s. 247)
- F3** Words in s. 293A(1) inserted (26.12.2023 for specified purposes) by [Levelling-up and Regeneration Act 2023 \(c. 55\)](#), s. 255(3), **Sch. 10 para. 7(b)** (with s. 247)
- F4** Words in s. 293A(2) inserted (13.7.2016) by [Housing and Planning Act 2016 \(c. 22\)](#), s. 216(3), **Sch. 12 para. 34(2)**; S.I. 2016/733, reg. 3(d)
- F5** Words in s. 293A(2) omitted (6.9.2015 for specified purposes, 1.3.2016 for specified purposes) by virtue of [Planning \(Wales\) Act 2015 \(anaw 4\)](#), s. 58(2)(b)(4)(b), **Sch. 4 para. 17(2)**; S.I. 2016/52, art. 3(e)
- F6** Words in s. 293A(3) substituted (6.9.2015 for specified purposes, 1.3.2016 for specified purposes) by [Planning \(Wales\) Act 2015 \(anaw 4\)](#), s. 58(2)(b)(4)(b), **Sch. 4 para. 17(3)**; S.I. 2016/52, art. 3(e)
- F7** S. 293A(4)(a) omitted (26.12.2023) by virtue of [Levelling-up and Regeneration Act 2023 \(c. 55\)](#), **ss. 165(3), 255(5)** (with s. 247)
- F8** S. 293A(9)(aa) inserted (6.9.2015 for specified purposes, 7.1.2021 in so far as not already in force) by [Planning \(Wales\) Act 2015 \(anaw 4\)](#), s. 58(2)(b)(4)(b), **Sch. 2 para. 9**; S.I. 2021/7, reg. 2(c)
- F9** Words in s. 293A(9)(aa) substituted (21.1.2021) by [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), s. 175(1)(e), **Sch. 9 para. 25**

Modifications etc. (not altering text)

- C1** S. 293A applied by S.I. 2017/402, art. 5V(5)(b) (as inserted (E.) (1.6.2018) by [The Town and Country Planning \(Permission in Principle\) \(Amendment\) Order 2017 \(S.I. 2017/1309\)](#), arts. 1, 4)

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