



Planning and Compulsory Purchase Act 2004

2004 CHAPTER 5

PART 2

LOCAL DEVELOPMENT

Development schemes

15 Local development scheme

- (1) The local planning authority must prepare and maintain a scheme to be known as their local development scheme.
- (2) The scheme must specify—
 - (a) the documents which are to be local development documents;
 - (b) the subject matter and geographical area to which each document is to relate;
 - (c) which documents are to be development plan documents;
 - (d) which documents (if any) are to be prepared jointly with one or more other local planning authorities;
 - (e) any matter or area in respect of which the authority have agreed (or propose to agree) to the constitution of a joint committee under section 29;
 - (f) the timetable for the preparation and revision of the documents;
 - (g) such other matters as are prescribed.
- (3) The local planning authority must —
 - (a) prepare the scheme in accordance with such other requirements as are prescribed;
 - (b) submit the scheme to the Secretary of State at such time as is prescribed or as the Secretary of State (in a particular case) directs;
 - (c) at that time send a copy of the scheme to the RPB or (if the authority are a London borough) to the Mayor of London.

Status: Point in time view as at 06/08/2004.

Changes to legislation: Planning and Compulsory Purchase Act 2004, Cross Heading: Development schemes is up to date with all changes known to be in force on or before 27 June 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)

- (4) The Secretary of State may direct the local planning authority to make such amendments to the scheme as he thinks appropriate.
- (5) Such a direction must contain the Secretary of State's reasons for giving it.
- (6) The local planning authority must comply with a direction given under subsection (4).
- (7) The Secretary of State may make regulations as to the following matters—
 - (a) publicity about the scheme;
 - (b) making the scheme available for inspection by the public;
 - (c) requirements to be met for the purpose of bringing the scheme into effect.
- (8) The local planning authority must revise their local development scheme—
 - (a) at such time as they consider appropriate;
 - (b) when directed to do so by the Secretary of State.
- (9) Subsections (2) to (7) apply to the revision of a scheme as they apply to the preparation of the scheme.

Commencement Information

II S. 15 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

16 Minerals and waste development scheme

- (1) A county council in respect of any part of their area for which there is a district council must prepare and maintain a scheme to be known as their minerals and waste development scheme.
- (2) Section 15 (ignoring subsections (1) and (2)(e)) applies in relation to a minerals and waste development scheme as it applies in relation to a local development scheme.
- (3) This Part applies to a minerals and waste development scheme as it applies to a local development scheme and for that purpose—
 - (a) references to a local development scheme include references to a minerals and waste development scheme;
 - (b) references to a local planning authority include references to a county council.
- (4) But subsection (3) does not apply to—
 - (a) section 17(3);
 - (b) section 24(1)(b), (4) and (7);
 - (c) the references in section 24(5) to subsection (4) and the Mayor;
 - (d) sections 29 to 31.

Commencement Information

I2 S. 16 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

Status:

Point in time view as at 06/08/2004.

Changes to legislation:

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