



Planning Act 2008

2008 CHAPTER 29

PART 6

DECIDING APPLICATIONS FOR ORDERS GRANTING DEVELOPMENT CONSENT

CHAPTER 8

GRANT OR REFUSAL

114 Grant or refusal of development consent

- (1) When [^{F1}the Secretary of State] has decided an application for an order granting development consent, the [^{F2}Secretary of State] must either—
 - (a) make an order granting development consent, or
 - (b) refuse development consent.
- (2) The Secretary of State may by regulations make provision regulating the procedure to be followed if the [^{F3}Secretary of State] proposes to make an order granting development consent on terms which are materially different from those proposed in the application.

Textual Amendments

- F1** Words in s. 114(1) substituted (1.4.2012) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 13 para. 55\(2\)\(a\)](#); [S.I. 2012/628, art. 7\(a\)](#)
- F2** Words in s. 114(1) substituted (1.4.2012) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 13 para. 55\(2\)\(b\)](#); [S.I. 2012/628, art. 7\(a\)](#)
- F3** Words in s. 114(2) substituted (1.4.2012) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 13 para. 55\(3\)](#); [S.I. 2012/628, art. 7\(a\)](#)

Commencement Information

- I1** S. 114 partly in force; s. 114 in force for certain purposes at Royal Assent see s. 241

Status: Point in time view as at 01/04/2012.

Changes to legislation: Planning Act 2008, Section 114 is up to date with all changes known to be in force on or before 23 May 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)

12 S. 114 in force at 1.3.2010 in so far as not already in force by [S.I. 2010/101](#), **art. 3(d)** (with [art. 6](#))

Status:

Point in time view as at 01/04/2012.

Changes to legislation:

Planning Act 2008, Section 114 is up to date with all changes known to be in force on or before 23 May 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.