

*Status: Point in time view as at 22/11/2012. This version of this schedule contains provisions that are prospective.*

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## SCHEDULES

### SCHEDULE 8

Section 109

#### REGIONAL STRATEGIES: CONSEQUENTIAL AMENDMENTS

##### *Town and Country Planning Act 1990 (c. 8)*

- 1 In Schedule 1 to the Town and Country Planning Act 1990 (local planning authorities: distribution of functions) in paragraph 7—
- (a) omit sub-paragraphs (2)(a), (3) and (5)(a),
  - (b) in sub-paragraph (7)(a) for the words from “the responsible regional authorities” to “(the consulted body)” substitute “ the county planning authority ”,
  - (c) in sub-paragraphs (7)(b) and (8) for “the consulted body” in each place substitute “ the county planning authority ”, and
  - (d) omit sub-paragraphs (9), (10)(b) and (11).

PROSPECTIVE

##### *Regional Development Agencies Act 1998 (c. 45)*

- 2 In the Regional Development Agencies Act 1998 omit section 7 (regional strategy).

PROSPECTIVE

##### *Greater London Authority Act 1999 (c. 29)*

- 3 The Greater London Authority Act 1999 is amended as follows.
- 4 In section 337(6)(a) (conflict between regional spatial strategy and spatial development strategy) omit “or the regional spatial strategy for a region which adjoins Greater London”.
- 5 In section 342(1) (matters to which the Mayor is to have regard)—
- (a) omit paragraph (a), and
  - (b) in paragraph (b) omit “other”.
- 6 In Schedule 10 (Transport for London) in paragraph 2—
- (a) omit sub-paragraph (3A), and
  - (b) in sub-paragraph (8) omit the definition of “regional planning body” and “region”.

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*Planning and Compulsory Purchase Act 2004 (c. 5)*

PROSPECTIVE

7 The Planning and Compulsory Purchase Act 2004 is amended as follows.

PROSPECTIVE

8 In section 15(3) (preparation of local development scheme) omit paragraph (c).

PROSPECTIVE

9 In section 19(2) (preparation of local development documents) omit paragraphs (b) and (d).

PROSPECTIVE

10 (1) Section 24 (conformity with regional strategy) is amended as follows.  
 (2) In the heading for “regional strategy” substitute “ spatial development strategy ”.  
 (3) In subsection (1) omit paragraph (a).

PROSPECTIVE

11 In section 28 (joint local development documents) omit subsection (4).

PROSPECTIVE

12 In section 37 (interpretation) omit subsections (6) and (6A).

13 (1) In section 38(3) (development plan for areas in England outside Greater London) in paragraph (a) after “situated” insert “ (if there is a regional strategy for that region) ”.  
 (2) Omit section 38(3)(a).

**Commencement Information**

**II** Sch. 8 para. 13(1) in force at Royal Assent see s. 240(5)(h)

PROSPECTIVE

14 (1) Section 45 (simplified planning zones) is amended as follows.  
 (2) Before subsection (1) insert—  
 “(A1) The principal Act is amended in relation to Wales as follows.”

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- (3) In subsection (1) for “the principal Act” substitute “ that Act ”.
- (4) In the text to be inserted by subsection (2), in subsection (1A)—
  - (a) omit paragraph (a), and
  - (b) in paragraph (b) omit “in Wales”.
- (5) In the text to be inserted by subsection (3)—
  - (a) in subsection (2)(b) omit—
    - (i) “the Secretary of State or”, and
    - (ii) “(as the case may be)”,
  - (b) in subsection (2A) omit paragraph (b), and
  - (c) omit subsection (2B).
- (6) Omit subsection (4).
- (7) In the text to be inserted by subsection (9)—
  - (a) in sub-paragraph (1A)—
    - (i) omit paragraph (a), and
    - (ii) in paragraph (b) omit “in Wales”,
  - (b) in sub-paragraph (1B) omit—
    - (i) “the Secretary of State or”, and
    - (ii) “(as the case may be)”, and
  - (c) in sub-paragraph (1C) omit—
    - (i) “Secretary of State or the”, and
    - (ii) “(as the case may be)”.

PROSPECTIVE

15 In section 62(5) (preparation of local development plan) omit paragraph (c).

PROSPECTIVE

16 In section 78 (interpretation of Part 6) omit subsection (5).

PROSPECTIVE

17 (1) Section 113 (validity of strategies, plans and documents) is amended as follows.

- (2) In subsection (1)—
  - (a) omit paragraph (a), and
  - (b) in the words following paragraph (g) for “(a)” substitute “ (b) ”.
- (3) In subsection (9) omit paragraph (a).
- (4) In subsection (11) omit paragraph (a).
- (5) Omit subsection (12).

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*Local Democracy, Economic Development and Construction Act 2009 (c. 20)*

- 18 In section 70(5) (which provides for how a regional strategy is to be interpreted) for “the regional strategy” insert “ a regional strategy under this Part ”.
- 19 In section 82(2) (during the interim period, a regional strategy does not include the regional economic strategy) for the words after “For the purposes of that section,” substitute “ a regional strategy under this Part is to be regarded as consisting solely of the regional spatial strategy under section 1 of the Planning and Compulsory Purchase Act 2004 that subsisted for the region concerned immediately before 1 April 2010. ”

PROSPECTIVE

*Marine and Coastal Access Act 2009 (c. 23)*

- 20 In Schedule 6 to the Marine and Coastal Access Act 2009, in paragraph 1—
- (a) in sub-paragraph (2) omit paragraph (e), and
  - (b) in sub-paragraph (3) omit the definition of “responsible regional authorities”.

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