

GROWTH AND INFRASTRUCTURE ACT 2013

EXPLANATORY NOTES

TERRITORIAL EXTENT AND APPLICATION

Territorial extent

10. This is largely an amending piece of legislation, with the amendments having the same extent as the provisions they amend. The exception to this general rule in relation to amendments is section 25, which modifies the application of the special parliamentary procedure in certain cases. The existing provisions in the Statutory Orders (Special Procedure) Act 1945 extend to England and Wales, Scotland and (for certain purposes) Northern Ireland. The amendments made in that Act by section 25 only extend to England and Wales, and Scotland.
11. The majority of the provisions extend to England and Wales.
12. The following provisions also extend to Scotland. Section 9(1), (2) and (4) relate to section 109 of the Communications Act 2003 (power to specify the restrictions and conditions subject to which the electronic communications code is to apply). Section 18 relates to section 14 of the Energy Act 1976 (fuelling of new and converted power stations). Section 19 relates to conditions on licences made under section 7B of the Gas Act 1986. Sections 20 and 21 make provision about consents granted under section 36 of the Electricity Act 1989 and deemed planning permission granted under section 57 of the Town and Country Planning (Scotland) Act 1997 (“the 1997 Act”) as well as section 90 of the Town and Country Planning Act 1990. Section 22 amends the Planning Act 2008 (“the 2008 Act”) in relation to consents under regimes superseded by that Act. Section 23 amends the 2008 Act to remove certain certification and consent requirements. Section 24 relates to sections 128 to 132 of the 2008 Act, amending the application of the special parliamentary procedure to the development consent regime. As mentioned above, section 25 extends to Scotland. Section 26 provides for applications for consent for certain nationally significant business and commercial projects to be able to be considered through the 2008 Act regime. Section 31 relates to certain employment rights.
13. [Section 9\(1\), \(2\) and \(4\)](#), which relate to section 109 of the Communications Act 2003 (restrictions and conditions subject to which the electronic communications code applies), also extend to Northern Ireland.