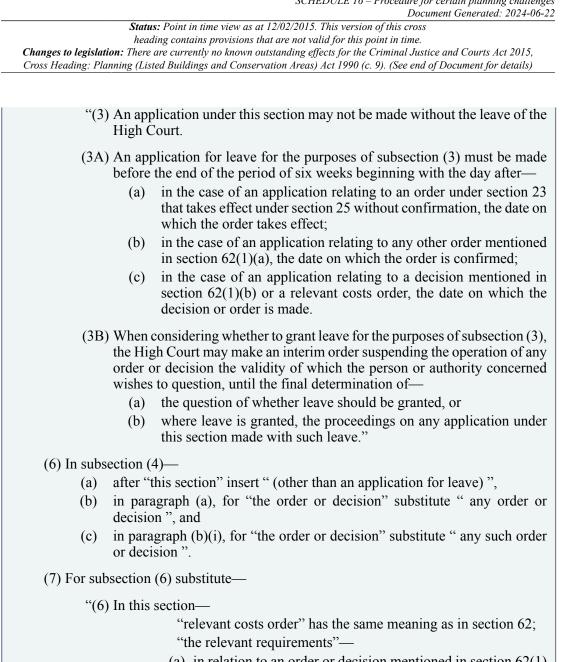
Status: Point in time view as at 12/02/2015. This version of this cross heading contains provisions that are not valid for this point in time. Changes to legislation: There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, Cross Heading: Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9). (See end of Document for details)

## $S\,C\,H\,E\,D\,U\,L\,E\,S$

VALID FROM 26/10/2015
SCHEDULE 16
PROCEDURE FOR CERTAIN PLANNING CHALLENGES
Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9)
<ul> <li>In section 62 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (validity of certain orders and decisions)— <ul> <li>(a) in subsection (1), after paragraph (b) insert "or</li> <li>(c) a relevant costs order made in connection with any such order or decision,", and</li> </ul> </li> </ul>
(b) after subsection (2) insert—
"(2A) In this section, "relevant costs order" means an order made under section 250(5) of the Local Government Act 1972 (orders as to costs of parties), as applied by virtue of any provision of this Act."
6 (1) Section 63 of that Act (proceedings for questioning validity of other orders, decisions and directions) is amended as follows.
(2) In subsection (1), for "section 62(1)" substitute " section 62(1)(a) or (b) ".
(3) After subsection (1) insert—
<ul> <li>"(1A) If a person is aggrieved by a relevant costs order made in connection with an order or decision mentioned in section 62(1)(a) or (b) and wishes to question its validity, the person may make an application to the High Court under this section (whether or not as part of an application made by virtue of subsection (1)) on the grounds— <ul> <li>(a) that the relevant costs order is not within the powers of this Act, or</li> </ul> </li> </ul>
<ul><li>(b) that any of the relevant requirements have not been complied with in relation to the order."</li></ul>
(4) In subsection (2)—
<ul> <li>(a) after "subsection (1)" insert " or (1A)",</li> <li>(b) for "such order or decision" substitute " order or decision mentioned in section 62(1)", and</li> <li>(c) for "those grounds" substitute " the grounds mentioned in subsection (1) or (1A) (as the case may be)".</li> </ul>
(5) For subsection (3) substitute—



- (a) in relation to an order or decision mentioned in section 62(1)
  (a) or (b), means any requirements of this Act or of the Tribunals and Inquiries Act 1992, or of any order, regulations or rules made under either of those Acts, which are applicable to the order or decision;
- (b) in relation to a relevant costs order, means any requirements of this Act, of the Local Government Act 1972 or of the Tribunals and Inquiries Act 1992, or of any order, regulations or rules made under any of those Acts, which are applicable to the order."

## Status:

Point in time view as at 12/02/2015. This version of this cross heading contains provisions that are not valid for this point in time.

## **Changes to legislation:**

There are currently no known outstanding effects for the Criminal Justice and Courts Act 2015, Cross Heading: Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9).