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STATUTORY INSTRUMENTS

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**2005 No. 204**

**The Planning and Compulsory Purchase Act 2004  
(Commencement No.4 and Savings) Order 2005**

**Savings**

4.—(1) This paragraph applies to a decision mentioned in paragraph (1) or (2) of Schedule 2 to the Act which is to be taken on or after 1st April 2005 following the holding of an inquiry<sup>(1)</sup> or hearing<sup>(2)</sup> which closed before that date.

(2) This paragraph applies to a decision mentioned in paragraph (1) or (2) of Schedule 2 to the Act which is to be taken on or after 1st April 2005 where—

- (a) the decision relates to an appeal which is to be disposed of on the basis of written representations<sup>(3)</sup> following a visit to the site which is the subject of the appeal; and
- (b) that visit took place before that date.

(3) Schedule 2 to the Act shall have no effect in relation to a decision to which paragraph (1) or (2) above applies.

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(1) *see* the Town and Country Planning (Inquiries Procedure) (England) Rules 2000 (S.I.2000/1624).

(2) *see* the Town and Country Planning (Hearings Procedure) (England) Rules 2000 (S.I. 2000/1626).

(3) *see* the Town and Country Planning (Appeals) (Written Representations Procedure) (England) Regulations 2000 (S.I. 2000/1628).