
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations make amendments consequential to the provisions of Chapter 6 of Part 6 of and Schedule 13 to the Localism Act 2011 under the power provided in section 236 of the Localism Act 2011.

Section 128 of the Localism Act 2011 abolishes the Infrastructure Planning Commission and transfers its property, rights and liabilities to the Secretary of State. Section 129 contains transitional provisions relating to this abolition.

Sections 130 to 142 of the Localism Act 2011 make amendments to other aspects of the regime under the Planning Act 2008 for granting consent for infrastructure planning.

Schedule 13 makes amendments to the Planning Act 2008 and other primary legislation in consequence of the abolition of the Infrastructure Planning Commission and the transfer of its functions to the Secretary of State.

These Regulations make amendments consequential to the amendments to the Planning Act 2008 to the following statutory instruments:

- The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (regulation 2),
- The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 (regulation 3),
- The Infrastructure Planning (Interested Parties) Regulations 2010 (regulation 4),
- The Infrastructure Planning (Examination Procedure) Rules 2010 (regulation 5),
- The Infrastructure Planning (Compulsory Acquisition) Regulations 2010 (regulation 6),
- The Infrastructure Planning (Fees) Regulations 2010 (regulation 7),
- The Infrastructure Planning (Decisions) Regulations 2010 (regulation 8),
- The Conservation of Habitats and Species Regulations 2010 (regulation 9),
- The Community Infrastructure Levy Regulations 2010 (regulation 10), and
- The Infrastructure Planning (Changes to, and Revocation of, Development Consent Orders) Regulations 2011 (regulation 11).

These amendments reflect both the transfer of the functions of the Infrastructure Planning Commission to the Secretary of State and the other amendments made to the Planning Act 2008.

A full impact assessment has not been produced for these Regulations as no impact on the private or voluntary sectors is foreseen.