

## SCHEDULE 1

### Call-in by the Secretary of State

#### **[<sup>F1</sup>Procedure for pre-submission local plans: direction under paragraph 8(5) of Schedule A1**

**3A.—**(1) If the direction under paragraph 8(5) of Schedule A1 to the Act is given before the Mayor of London under paragraph 2(2), [<sup>F2</sup>the combined authority under paragraph 6(2) or the upper-tier county council under paragraph 7C(2)], of Schedule A1 to the Act has held an independent examination, the Mayor of London [<sup>F3</sup>, the combined authority or the upper-tier county council] (as the case may be) must—

- (a) unless they have already carried out an appraisal of the sustainability of the proposals in each development plan document, do so;
- (b) before complying with paragraph (c)—
  - (i) provide a copy of each of the proposal documents and a statement of the representations procedure (both as defined in paragraph 2(10) of Schedule 2) to the local planning authority concerned who must make the documents and statement available in accordance with regulation 35;
  - (ii) provide a statement of the representations procedure and a statement of the fact that the proposal documents are available for inspection and of the places and times at which they can be inspected to the local planning authority concerned who must send both statements to each of the general consultation bodies and each of the specific consultation bodies which were invited to make representations under paragraph 2(5)(b) of Schedule 2;
- (c) as soon as reasonably practicable after the period specified pursuant to sub-paragraph (2) has expired send to the Secretary of State—
  - (i) the sustainability appraisal report for the local plan;
  - (ii) the statement of the representations procedure;
  - (iii) copies of any representations made in accordance with sub-paragraph (2); and
  - (iv) such supporting documents as in the opinion of the Mayor of London [<sup>F3</sup>, the combined authority or the upper-tier county council] (as the case may be) are relevant to the preparation of the local plan; and
- (d) as soon as reasonably practicable after the period specified pursuant to sub-paragraph (2) has expired—
  - (i) if the adoption or approval of any part of the local plan would result in changes to the adopted policies map, send a map showing those changes to the Secretary of State;
  - (ii) provide a copy of the local plan and each of the documents referred to in paragraph (c) to the local planning authority concerned who must make the local plan and documents available in accordance with regulation 35; and
  - (iii) provide notification that those documents are available for inspection and of the places at times at which they can be inspected to the local planning authority concerned who must send the notification to each of the general consultation bodies and each of the specific consultation bodies which were invited to make representations under paragraph 2(5)(b) of Schedule 2.

(2) Any person may make representations to the Mayor of London [<sup>F4</sup>, the combined authority or the upper-tier county council] (as the case may be) about a local plan made available pursuant to sub-paragraph (1)(b) but they must be received by the Mayor of London [<sup>F4</sup>, the combined authority

**Changes to legislation:** There are currently no known outstanding effects for the The Town and Country Planning (Local Planning) (England) Regulations 2012, Paragraph 3A. (See end of Document for details)

or the upper-tier county council] (as the case may be) before the end of the period specified in the statement of the representations procedure made available under that sub-paragraph.]

**Textual Amendments**

- F1** Sch. 1 para. 3A inserted (1.10.2016) by [The Town and Country Planning \(Local Planning\) \(England\) \(Amendment\) Regulations 2016 \(S.I. 2016/871\)](#), regs. 1(2), **9(6)**
- F2** Words in Sch. 1 para. 3A(1) substituted (15.1.2018) by [The Town and Country Planning \(Local Planning\) \(England\) \(Amendment\) Regulations 2017 \(S.I. 2017/1244\)](#), regs. 1(2), **10(3)(a)**
- F3** Words in Sch. 1 para. 3A(1) substituted (15.1.2018) by [The Town and Country Planning \(Local Planning\) \(England\) \(Amendment\) Regulations 2017 \(S.I. 2017/1244\)](#), regs. 1(2), **10(3)(b)**
- F4** Words in Sch. 1 para. 3A(2) substituted (15.1.2018) by [The Town and Country Planning \(Local Planning\) \(England\) \(Amendment\) Regulations 2017 \(S.I. 2017/1244\)](#), regs. 1(2), **10(3)(b)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Town and Country Planning (Local Planning) (England) Regulations 2012, Paragraph 3A.