

WELSH STATUTORY INSTRUMENTS

2005 No. 2839

The Town and Country Planning (Local
Development Plan) (Wales) Regulations 2005

PART 2

PRELIMINARY

Community Involvement Scheme Preparation

5. The persons who are to be engaged in the preparation of a community involvement scheme for the purposes of [F1section 63(7)(a)] are those general consultation bodies as appear to the LPA as having an interest in matters relating to the development in the LPA's area.

Textual Amendments

F1 Words in reg. 5 substituted (28.8.2015) by [The Town and Country Planning \(Local Development Plan\) \(Wales\) \(Amendment\) Regulations 2015 \(S.I. 2015/1598\)](#), regs. 1(1), 2(4) (with reg. 3)

Commencement Information

I1 Reg. 5 in force at 15.10.2005, see [reg. 1\(1\)](#)

Content of Community Involvement Scheme

6. A community involvement scheme must include within it the following matters—
- (a) a list of all those general and specific consultation bodies to be involved in the LDP procedure;
 - (b) the principles of the LDP participation strategy to be adopted by the LPA;
 - (c) the timing of, and the method by which—
 - (i) participation will occur at each stage of the LDP procedure, and
 - (ii) the LPA will respond to the participation process referred to in sub-paragraph (i);
 - (d) details of how the LPA will use those responses at each stage in developing the content of its LDP.

Commencement Information

I2 Reg. 6 in force at 15.10.2005, see [reg. 1\(1\)](#)

Timetable Preparation

7. The persons that must be consulted in the preparation of a timetable for the purposes of section 63(7)(a) are all the specific consultation bodies.

Commencement Information

I3 Reg. 7 in force at 15.10.2005, see [reg. 1\(1\)](#)

Content of Timetable

8. The timetable must include all key dates—
- (a) specified in guidance made under section 75, which must include—
 - (i) a definitive date for each stage of the LDP procedure up to deposit stage, and
 - (ii) indicative dates up to adoption of the LDP,
 - (b) for the preparation and publication of—
 - (i) the sustainability appraisal report, and
 - (ii) the annual monitoring report.

Commencement Information

I4 Reg. 8 in force at 15.10.2005, see [reg. 1\(1\)](#)

Delivery Agreement

9.—(1) A delivery agreement must consist of the community involvement scheme (prepared in accordance with regulation 6) and the timetable (prepared in accordance with regulation 8) and ^[F2]must be approved by resolution of the LPA and then submitted to the Welsh Ministers for their agreement.]

(2) The National Assembly must respond within four weeks of receipt of the delivery agreement, unless it has, before the expiry of that period, notified the LPA in writing that it requires more time to consider the document.

(3) If before the end of the period mentioned in paragraph (2), the National Assembly has failed to respond to the receipt by it of the delivery agreement, it will be deemed to be agreed at the end of that period.

^[F3](4) Until such time as the Welsh Ministers agree the delivery agreement, the LPA must not take any steps under regulation 15 or 26A.]

^[F4](4A) The LPA must notify—

- (a) the specific consultation bodies; and
- (b) such of the general consultation bodies as the LPA considers appropriate,

as soon as reasonably practicable after a revision to a delivery agreement is agreed or deemed to be agreed under paragraph (3).]

(5) The LPA must keep the delivery agreement under regular review and any revision must comply with paragraph (1)(a) prior to being agreed with the National Assembly, and subject to paragraph (2) and (3).

[^{F5}(6) The LPA does not need to comply with a particular requirement of its community involvement scheme if it has reasonable grounds to believe that it is not likely to prejudice any person's opportunity to be involved in the exercise of the LPA's functions under Part 6 of the Act if it does not comply with that requirement.]

Textual Amendments

- F2** Words in [reg. 9\(1\)](#) substituted (28.8.2015) by [The Town and Country Planning \(Local Development Plan\) \(Wales\) \(Amendment\) Regulations 2015 \(S.I. 2015/1598\)](#), regs. 1(1), **2(5)(a)** (with [reg. 3](#))
- F3** Words in [reg. 9\(4\)](#) substituted (28.8.2015) by [The Town and Country Planning \(Local Development Plan\) \(Wales\) \(Amendment\) Regulations 2015 \(S.I. 2015/1598\)](#), regs. 1(1), **2(5)(b)** (with [reg. 3](#))
- F4** [Reg. 9\(4A\)](#) inserted (28.8.2015) by [The Town and Country Planning \(Local Development Plan\) \(Wales\) \(Amendment\) Regulations 2015 \(S.I. 2015/1598\)](#), regs. 1(1), **2(5)(c)** (with [reg. 3](#))
- F5** [Reg. 9\(6\)](#) inserted (28.8.2015) by [The Town and Country Planning \(Local Development Plan\) \(Wales\) \(Amendment\) Regulations 2015 \(S.I. 2015/1598\)](#), regs. 1(1), **2(5)(d)** (with [reg. 3](#))

Commencement Information

- I5** [Reg. 9](#) in force at 15.10.2005, see [reg. 1\(1\)](#)

Availability of a Delivery Agreement

- 10.**—(1) Where a delivery agreement takes effect in accordance with regulation 9, an LPA must—
- (a) make a copy of the agreement available for inspection at its principal office during normal office hours, and
 - (b) publish the agreement on its website.
- (2) Where a revision to a delivery agreement takes effect under regulation 9, within 2 weeks of it taking effect, the [^{F6}LPA] must incorporate the revision into the agreement made available for inspection and published under paragraph (1).

Textual Amendments

- F6** Word in [reg. 10\(2\)](#) substituted (28.8.2015) by [The Town and Country Planning \(Local Development Plan\) \(Wales\) \(Amendment\) Regulations 2015 \(S.I. 2015/1598\)](#), regs. 1(1), **2(6)** (with [reg. 3](#))

Commencement Information

- I6** [Reg. 10](#) in force at 15.10.2005, see [reg. 1\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the The Town and Country Planning (Local Development Plan) (Wales) Regulations 2005, PART 2.