# WELSH STATUTORY INSTRUMENTS

# 2017 No. 544 (W. 121)

# TOWN AND COUNTRY PLANNING, WALES

The Town and Country Planning (Referred Applications and Appeals Procedure) (Wales) Regulations 2017

Made - - - 5 April 2017

Laid before the National

Assembly for Wales 11 April 2017
Coming into force 5 May 2017

THE TOWN AND COUNTRY PLANNING (REFERRED APPLICATIONS AND APPEALS PROCEDURE) (WALES) REGULATIONS 2017

# PART 1

#### General

- 1. Title and commencement
- 2. Application
- 3. Interpretation
- 4. Use of electronic communications
- 5. Transmission of documents
- 6. Withdrawal of consent to use of electronic communications
- 7. Allowing further time
- 8. Site inspections
- 9. Further information
- 10. Inspection of documents
- 11. Matters which may be raised in an appeal against decisions
- 12. Representations to be taken into account
- 13. Prescribed period
- 14. Determination of procedure

# PART 2

#### **Initial Procedure**

- 15. Notification of receipt of appeal
- 16. Questionnaire
- 17. Notice to interested persons

#### PART 3

# Procedure for Householder, Advertisement Consent and Minor Commercial Appeals

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18.	Application	or rait	)

- 19. Representations
- 20. Transfer of appeal from Part 3

#### PART /

# Written Representations

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21.	Application	of Part 4

- 22. Representations
- 23. Interested persons' representations
- 24. Further representations
- 25. Written representations inappropriate

# PART 5

#### Hearings

- 26. Application of Part 5
- 27. Notification of name of appointed person
- 28. Appointment of assessor
- 29. Date, place and notification of hearing
- 30. Public notice of hearing
- 31. Participation in a hearing
- 32. Absence, adjournment etc.
- 33. Procedure at hearing
- 34. Hearing inappropriate

# PART 6

# Inquiries

- 35. Application of Part 6
- 36. Notification of name of appointed person
- 37. Appointment of assessor
- 38. Participation in an inquiry
- 39. Absence, adjournment etc.
- 40. Pre-inquiry meetings
- 41. Inquiry timetable
- 42. Date, place and notification of inquiry
- 43. Public notice of inquiry
- 44. Written statements of evidence
- 45. Procedure at inquiry
- 46. Inquiry inappropriate

#### PART 7

Procedure after written representations, hearings, inquires or combined proceedings

#### CHAPTER 1

Appeals determined by appointed persons following written representations, hearings, inquiries or combined proceedings

47. Procedure after proceedings

# **CHAPTER 2**

Appeals determined by the Welsh Ministers following written representations, hearings, inquiries or combined proceedings

48. Procedure after proceedings

#### **CHAPTER 3**

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50. Procedure following quashing of decision

#### PART 9

# **National Security Directions**

51. Modifications where national security direction given

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52. Application of Regulations to enforcement notices issued by the Welsh Ministers

# PART 11

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- 53. Revocation, transitional and saving provisions
- 54. Consequential amendment Signature

SCHEDULE Minor commercial development uses

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- 1. Shops
- 2. Financial and professional services
- 3. Food and drink

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 2	Modifications where national security direction given
1.	Interpretation
2.	Site inspections
3.	Further information
4.	Representations
5.	Interested persons' representations
6.	Further representations
7.	Appointment of assessor
8.	Date, place and notification of hearing and inquiry
9.	Participation in a hearing, participation in an inquiry
10.	Absence, adjournment etc.
11.	Procedure at hearing
12.	Pre-inquiry meetings
13.	Written statements of evidence
14.	Procedure at inquiry
15.	Procedure after written representations, hearings, inquires or
10.	combined proceedings.
16.	Regulation 48 is read as if— (a) after paragraph (4)
17.	Notification of decision
18.	Procedure following quashing of decision
19.	Closed evidence not to be disclosed
SCHEDULE	Modifications where enforcement notices issued by Welsh Ministers
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1.	Interpretation
2.	Further information
3.	Inspection of documents
4.	Determination of procedure
5.	Notification of receipt of appeal
6.	Questionnaire
7.	Notice to interested persons
8.	Representations
9.	Interested persons' representations
10.	Further representations
11.	Written representations inappropriate
12.	Appointment of assessor
13.	Date, place and notification of hearing or inquiry
14.	Public notice of hearing or inquiry
15.	Participation in a hearing or inquiry
16.	Absence and adjournment
17.	Procedure at hearing
18.	Hearing inappropriate
19.	Pre-inquiry meetings
20.	Written statements of evidence
21.	Procedure at inquiry
22.	Inquiry inappropriate
23.	Procedure after proceedings
24.	Regulation 48 is read as if— (a) in paragraphs (7)(a),
25.	Notice of decision
SCHEDULE	Statutory Instruments Revoked so far as they apply to Wales
4	Evulonatamy Nata
	Explanatory Note