
WELSH STATUTORY INSTRUMENTS

2018 No. 1181

The Sustainable Drainage (Appeals) (Wales) Regulations 2018

PART 1

Introduction

Title and commencement

1.—(1) The title of these Regulations is the Sustainable Drainage (Appeals) (Wales) Regulations 2018.

(2) These Regulations come into force on 7 January 2019.

Interpretation

2.—(1) In these Regulations—

“the 1990 Act” (“*Deddf 1990*”) means the Town and Country Planning Act 1990(1);

“appellant” (“*apelydd*”) means a developer who makes an appeal against a decision under these Regulations;

“application for approval” (“*cais am gymeradwyaeth*”) means—

(a) an application for approval under paragraph 9 of Schedule 3, or

(b) that part of an application under paragraph 10 of Schedule 3 that seeks approval;

“approval” (“*cymeradwyaeth*”) means the approval required under paragraph 7(1) of Schedule 3;

“decision” (“*penderfyniad*”) means a decision of an approving body(2) about—

(a) an application for approval (including a decision about conditions), or

(b) the duty to adopt;

“developer” (“*datblygwr*”) means—

(a) in relation to an application for approval, the person who applied for approval;

(b) in relation to a request to adopt, the person who made a request pursuant to paragraph 23(2)(b) of Schedule 3;

“electronic communication” (“*cyfathrebiad electronig*”) has the meaning given in section 15(1) of the Electronic Communications Act 2000(3);

“notice of appeal” (“*hysbysiad apêl*”) means a notice that complies with regulation 6(1);

“planning authority” (“*awdurdod cynllunio*”) means the authority which determines an application for planning permission;

(1) 1990 c. 8.

(2) “Approving body” is defined in paragraph 6 of Schedule 3.

(3) 2000 c. 7. Section 15(1) was amended by paragraph 158 of Schedule 17 to the Communications Act 2003 (c. 21).

Status: This is the original version (as it was originally made).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

“request to adopt” (“*archiad i fabwysiadu*”) means a request pursuant to paragraph 23(2)(b) of Schedule 3;

“Schedule 3” (“*Atodlen 3*”) means Schedule 3 to the Flood and Water Management Act 2010.

(2) In these Regulations a reference to “construction work”(4) is to be construed as a reference to construction work having drainage implications(5).

(4) “Construction work” is defined in paragraph 7(2)(a) of Schedule 3.

(5) “Drainage implications” is defined in paragraph 7(2)(b) of Schedule 3.