

SL(5)665 – The Town and Country Planning (General Permitted Development) (Amendment) (No.3) (Wales) Order 2020

Background and Purpose

This Order amends the Town and Country Planning (General Permitted Development) Order 1995 (“the GPDO”).

Article 3 of, and Schedule 2 to, the GPDO confer permitted development rights in respect of certain development. Where these rights are conferred, an application for planning permission is not required.

Article 3 of this Order amends Schedule 2 to the GPDO by inserting a new Part 6A (community growing spaces) to permit the erection, extension, alteration or replacement of storage sheds and greenhouses on community growing spaces of at least 62 square metres. These are subject to limitations which are also set out in the new Part 6A.

Article 4 of this Order implements Article 57(1) of Directive (EU) 2018/1972 of the European Parliament and Council establishing the European Electronic Communications Code (recast) (OJ No L 321, 17.12.2018, p. 36) by amending article 4 of, and Part 24 (electronic communications code operators) of Schedule 2 to, the GPDO.

Article 4 of this Order also makes other further changes to Part 24 of Schedule 2, including (amongst other things) increasing the number of antenna systems which may be installed on certain buildings from three to four, and increasing the number of electronic communications code operators who may operate antennas systems on certain buildings and structures from three to four.

Article 5 of this Order amends paragraph H.4 of Part 1 of Schedule 2 to the GPDO, and paragraphs A.3(b) and B5 of Part 25 of Schedule 2 to the GDPO.

Procedure

Negative.

Technical Scrutiny

No points are identified for reporting under Standing Order 21.2 in respect of this instrument.

Merits Scrutiny

No points are identified for reporting under Standing Order 21.3 in respect of this instrument.



Implications arising from exiting the European Union

This Order contains provisions which implement EU legislation. The Order will form part of retained EU law after IP completion day (i.e. the end of the implementation period, on 31 December 2020).

Welsh Government response

A Welsh Government response is not required.

Committee Consideration

The Committee considered the instrument at its meeting on 7 December 2020 and reports to the Senedd to highlight issues as a result of the UK exiting the EU.

