



House of Commons

Thursday 22 November 2012

PUBLIC BILL COMMITTEE PROCEEDINGS

GROWTH AND INFRASTRUCTURE BILL

[FIFTH AND SIXTH SITTINGS]

Roberta Blackman-Woods
Ian Murray

Withdrawn 10

Clause 1, page 1, line 8, at end insert—

- ‘(za) the local planning authority concerned had not adopted a local plan for any part of its area within a period of 20 years prior to the date on which it was designated by the Secretary of State;
- (zb) the application does not relate to development affecting flood risk areas, World Heritage sites, National Parks, Areas of Outstanding Natural Beauty, Sites of Special Scientific Interest and conservation areas;’.

Roberta Blackman-Woods
Ian Murray

Not called 11

Clause 1, page 1, line 14, leave out ‘is of a description prescribed by the Secretary of State’ and insert ‘involves a major application of a description to be set out in regulations following a period of consultation, which regulations shall be in the form of a statutory instrument and may only be made if a draft of them has been laid before and approved by both Houses of Parliament.’.

Roberta Blackman-Woods
Ian Murray

Withdrawn 12

Clause 1, page 2, line 9, leave out from ‘1990’ to end of line 11.

Roberta Blackman-Woods
Ian Murray

Withdrawn 14

Clause 1, page 2, line 19, at end insert—

- ‘(3A) It shall be the responsibility of the Secretary of State to ensure that all statutory requirements that would otherwise be met by the local planning authority or hazardous substances authority, in relation to a relevant application under subsection 3, are met by him.’.

Growth And Infrastructure Bill, *continued*

Roberta Blackman-Woods
Ian Murray

Not called 15

Clause 1, page 2, line 19, at end insert—

‘(3B) Applications under subsection (3) shall be subject to criteria published following a period of consultation.’

Roberta Blackman-Woods
Ian Murray

Negated on division 13

Clause 1, page 2, line 30, at end insert—

‘(4A) Before reaching a decision on an application made to him under this section, the Secretary of State must ensure that adequate consultation of the local community takes place.’

Mr Nick Raynsford

Not called 1

Clause 1, page 2, line 32, at end insert—

‘(5A) Any performance standards that apply to local planning authorities in the consideration of planning applications shall also apply to the Secretary of State in the performance of his functions under this section.’

Roberta Blackman-Woods
Ian Murray

Withdrawn 16

Clause 1, page 2, leave out lines 33 to 40 and insert—

‘(6) The Secretary of State must set out in regulations, following a period of consultation, the exact responsibilities of local authorities designated under section 1(1) in relation to planning applications made directly to the Secretary of State.’

Roberta Blackman-Woods
Ian Murray

Not called 17

Clause 1, page 2, line 39, after ‘particular’, insert ‘designated’.

Roberta Blackman-Woods
Ian Murray

Not called 18

Clause 1, page 2, line 39, after ‘to’, insert ‘designated’.

Mr Nick Raynsford
Roberta Blackman-Woods
Ian Murray

Negated on division 2

Clause 1, page 2, line 40, at end insert—

‘(6A) Any costs incurred by a local planning authority in carrying out directions given under subsection (6) shall be reimbursed by the Secretary of State.’

Roberta Blackman-Woods
Ian Murray

Not called 19

Clause 1, page 2, line 46, at end insert—

Growth And Infrastructure Bill, continued

- ‘(e) local planning authorities with responsibility for all or part of a National Park, Area of Outstanding Natural Beauty, Site of Special Scientific Interest, World Heritage Site and/or a conservation area;’.

Roberta Blackman-Woods
Ian Murray

Withdrawn 20

Clause 1, page 2, line 47, leave out from ‘publish’ to end of line 48 and insert ‘following a period of consultation with local authorities’.

Roberta Blackman-Woods
Ian Murray

Withdrawn 21

Clause 1, page 3, line 7, at end insert—
‘(e) and the length of time for which a local authority is to be designated’.

Mr Nick Raynsford

Not called 3

Clause 1, page 3, line 7, at end insert—
‘(9) The Secretary of State must consult representatives of local planning authorities before publishing the criteria described in subsections (8)(a) and (b).’.

Mr Nick Raynsford

Not called 4

Clause 1, page 3, line 7, at end insert—
‘(10) The Secretary of State shall by regulations make provision for an independent body to consider appeals by local planning authorities which have been designated for the purposes of this section against such designation.’.

Mr Nick Raynsford
Roberta Blackman-Woods
Ian Murray

Negated on division 5

Clause 1, page 3, line 7, at end insert—
‘(11) The Secretary of State shall, as soon as possible after the end of each financial year, publish a statement of the costs incurred by the Secretary of State during that year in pursuance of this section.’.

Roberta Blackman-Woods
Ian Murray

Not called 22

Clause 1, page 3, line 7, at end insert—
‘(9) This section will cease to have effect one year after it comes into force.
(10) Regulations under this section shall be in the form of a statutory instrument and shall not be made unless a draft of them has been laid before and approved by both Houses of Parliament.’.

Roberta Blackman-Woods
Ian Murray

Not called 23

Clause 1, page 3, line 7, at end insert—
‘(9) Before designating an authority under this section, the Secretary of State must serve a notice of intention to designate (“the notice”).’.

Growth And Infrastructure Bill, *continued*

- (10) The notice shall—
- (a) give reasons for the service of the notice, all of which must have regard to the criteria published in accordance with subsection (8);
 - (b) give the authority or authorities named in the notice a period of six months to take all reasonable corrective actions specified in the notice;
 - (c) allow a period of four weeks for the local authority on which notice is served to appeal against this notice (the grounds for which appeal may include mitigating criteria, set out in regulations, such criteria to include planning performance agreements, extenuating local circumstances, actions of statutory consultees and/or relevant agencies or government departments, views of the local community, natural events, architectural and heritage concerns, environmental and conservation concerns).’.

Clause agreed to on division.

Roberta Blackman-Woods
Ian Murray

Withdrawn **24**

Schedule 1, page 33, line 16, after ‘may’ insert ‘with the agreement of the designated local planning authority and the applicant’.

Schedule agreed to.

[Adjourned until Tuesday 27 November at 8.55 am