

Growth and Infrastructure Bill

LORDS NON-INSISTENCE, AMENDMENTS IN LIEU, INSISTENCE AND REASON

[The page and line references are to HL Bill 72, the bill as first printed for the Lords.]

After Clause 4

7 Insert the following new Clause –

“Development orders: development within the curtilage of a dwelling house

- (1) Section 61 of the Town and Country Planning Act 1990 (development orders: supplementary provisions) is amended as follows.
- (2) After subsection (3) insert –
 - “(4) Any development order or amendment to an existing development order made after 1 January 2013 that grants planning permission for development within the curtilage of a dwelling house shall not apply within the jurisdiction of a local planning authority if that authority has resolved that it shall not.””

COMMONS DISAGREEMENT AND REASON

The Commons disagree to Lords Amendment No. 7 for the following Reason –

7A *Because it is not appropriate to give local authorities further powers to disapply planning permission granted by a development order.*

LORDS NON-INSISTENCE AND AMENDMENTS IN LIEU

The Lords do not insist on their Amendment 7, but do propose Amendments 7B and 7C in lieu.

7B Page 5, line 29, at end insert –

- “(2B) Without prejudice to the generality of subsection (1), a development order may include provision for ensuring –

- (a) that, before a person in reliance on planning permission granted by the order carries out development of land in England that is a dwelling house or is within the curtilage of a dwelling house –
 - (i) a written description, and a plan, of the proposed development are given to the local planning authority,
 - (ii) notice of the proposed development, and of the period during which representations about it may be made to the local planning authority, is served by the local planning authority on the owner or occupier of any adjoining premises, and
 - (iii) that period has ended, and
- (b) that, where within that period an owner or occupier of any adjoining premises objects to the proposed development, it may be carried out in reliance on the permission only if the local planning authority consider that it would not have an unacceptable impact on the amenity of adjoining premises.

- (2C) In subsection (2B) “adjoining premises” includes any land adjoining –
- (a) the dwelling house concerned, or
 - (b) the boundary of its curtilage.””

7C Page 5, line 31, leave out ““or (2A)”” and insert ““, (2A) or (2B)””

Clause 27

25 Leave out Clause 27

COMMONS DISAGREEMENT AND REASON

The Commons disagree to Lords Amendment No. 25 for the following Reason –

25A *Because the new status of employee shareholder should be made available.*

LORDS INSISTENCE AND REASON

The Lords insist on their Amendment No. 25 for the following Reason –

25B *Because it is inappropriate for employees to be exempted from statutory employment rights in this manner.*

LORDS NON-INSISTENCE,
AMENDMENTS IN LIEU, INSISTENCE
AND REASON ON AMENDMENTS TO
THE
**GROWTH AND INFRASTRUCTURE
BILL**

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