

Government Response: The Town and Country Planning (General Permitted Development etc.) (Amendment) (Wales) Order 2022

Technical Scrutiny point 1:

Paragraph 1(12) of the new Schedule 2A allows a Local Planning Authority to withdraw an existing direction made by it under article 4(1) of the GPDO.

Paragraph 1(14) requires the Local Planning Authority to follow the same process and requirements when withdrawing an article 4(1) direction as when an article 4 direction is made. The reason for this is the Welsh Government wants to ensure that any individual affected by the subsequent direction is properly notified; that the notice accurately describes the development and area affected and importantly that the correct and full period of time is allowed for representations to be made.

However, it is accepted that the wording in paragraph 1(4)(c) could be clearer. In practice we would expect any notice to identify the powers under which the direction was made, as well as identifying the existing article 4 direction that was being withdrawn. We will take the opportunity to clarify this at the earliest available opportunity.

Technical Scrutiny point 2:

This reporting point is noted and accepted. The Welsh Government is exploring whether this may be corrected with a correction slip.