



## HYSBYSIAD YNGHYLCH GWELLIANNAU NOTICE OF AMENDMENTS

Cyflwynwyd ar 5 Mawrth 2015  
Tabled on 5 March 2015

Bil Cynllunio (Cymru)  
Planning (Wales) Bill

**Carl Sargeant**

**44**

Section 1, page 2, line 24, after 'paths', insert –  
, and

- (c) confers power on the Welsh Ministers to make provision enabling joint planning boards to be constituted to exercise development management functions in National Parks'.

Adran 1, tudalen 2, llinell 26, ar ôl 'cyhoeddus', mewnosoder –  
, ac

- (c) yn rhoi'r pŵer i Weinidogion Cymru wneud darpariaeth sy'n galluogi ffurfio byrddau cydgynllunio i arfer swyddogaethau rheoli datblygu mewn Parciau Cenedlaethol'.

**Carl Sargeant**

**45**

Section 2, page 3, line 14, leave out 'The Welsh Ministers must prepare and publish a plan' and insert 'There must be a plan, prepared and published by the Welsh Ministers,'.

Adran 2, tudalen 3, llinell 14, hepgorer 'The Welsh Ministers must prepare and publish a plan' a mewnosoder 'There must be a plan, prepared and published by the Welsh Ministers,'.

**Carl Sargeant**

46

Section 2, page 3, after line 26, insert—

- '(5) The Framework must specify the period for which it is to have effect.
- (6) A plan ceases to be the National Development Framework for Wales on the expiry of the period specified under subsection (5).'

Adran 2, tudalen 3, ar ôl llinell 26, mewnosoder—

- '(5) The Framework must specify the period for which it is to have effect.
- (6) A plan ceases to be the National Development Framework for Wales on the expiry of the period specified under subsection (5).'

**Carl Sargeant**

47

Section 2, page 3, after line 36, insert—

- '(3) The statement must provide that, as part of the consultation, the Welsh Ministers will—
  - (a) publish a draft of the Framework, and
  - (b) allow a period of 12 weeks beginning with the publication of the draft Framework during which any person may make representations with regard to the draft.'

Adran 2, tudalen 3, ar ôl llinell 36, mewnosoder—

- '(3) The statement must provide that, as part of the consultation, the Welsh Ministers will—
  - (a) publish a draft of the Framework, and
  - (b) allow a period of 12 weeks beginning with the publication of the draft Framework during which any person may make representations with regard to the draft.'

**Carl Sargeant**

48

Section 2, page 4, line 9, leave out '(c) publish the draft,'.

Adran 2, tudalen 4, llinell 9, hepgorer '(c) publish the draft,'.

**Carl Sargeant**

49

Section 2, page 4, after line 35, insert—

- '( ) If any resolution was passed or any recommendation was made as mentioned in subsection (3), the Welsh Ministers must also, not later than the day on which the Framework is published, lay before the National Assembly for Wales a statement explaining how they have had regard to the resolution or recommendation.'

Adran 2, tudalen 4, ar ôl llinell 35, mewnosoder –

- ( ) If any resolution was passed or any recommendation was made as mentioned in subsection (3), the Welsh Ministers must also, not later than the day on which the Framework is published, lay before the National Assembly for Wales a statement explaining how they have had regard to the resolution or recommendation.’.

**Carl Sargeant** 50

Section 2, page 5, line 11, leave out ‘under section 60B(1)(c)’ and insert ‘in accordance with the statement of public participation’.

Adran 2, tudalen 5, llinell 11, hepgorer ‘under section 60B(1)(c)’ a mewnosoder ‘in accordance with the statement of public participation’.

**Carl Sargeant** 51

Section 7, page 11, line 20, leave out ‘publication’ and insert ‘adoption or approval’.

Adran 7, tudalen 11, llinell 20, hepgorer ‘publication’ a mewnosoder ‘adoption or approval’.

**Carl Sargeant** 52

Section 18, page 23, line 14, after ‘or’ at the third place where it appears, insert ‘made’.

Adran 18, tudalen 23, llinell 14, ar ôl ‘or’ yn y trydydd lle y mae'n ymddangos, mewnosoder ‘made’.

**Carl Sargeant** 53

To insert a new section –

**[ ] Timetable for determining applications**

In TCPA 1990, after section 62K (as inserted by section ) insert –

**“62L Timetable for determining applications**

- (1) This section applies where an application has been made to the Welsh Ministers under section 62D.
- (2) The Welsh Ministers must determine the application, and make any decision that is to be made by them by virtue of section 62F(2), before the end of the determination period.
- (3) The determination period is the period of 36 weeks beginning with the date on which the application under section 62D is accepted by the Welsh Ministers.
- (4) A development order may make provision about what constitutes acceptance of an application for the purposes of subsection (3).

- (5) The Welsh Ministers may by notice –
  - (a) suspend the running of the determination period in a particular case for a period specified in the notice;
  - (b) terminate, reduce or extend an existing period of suspension.
- (6) Notice under subsection (5) must be given to –
  - (a) the person who made the application under section 62D,
  - (b) the local planning authority to which, but for section 62D, that application would have been made, and
  - (c) any representative persons (within the meaning of section 319B(8A)) the Welsh Ministers consider appropriate.
- (7) A development order may make provision about the giving of notice under subsection (5) (including provision about the information to be included in the notice and how and when it is to be given).
- (8) The Welsh Ministers must lay before the National Assembly for Wales annual reports on –
  - (a) their compliance with the duty imposed by subsection (2), and
  - (b) their exercise of the functions conferred by subsection (5).
- (9) The Welsh Ministers may by order amend subsection (3) to substitute a different period as the determination period.”.

I fewnosod adran newydd –

[ ] **Yr amserlen ar gyfer penderfynu ceisiadau**

Yn DCGTh 1990, ar ôl adran 62K (fel y'i mewnosodir gan adran ) mewnosoder –

**“62L Timetable for determining applications**

- (1) This section applies where an application has been made to the Welsh Ministers under section 62D.
- (2) The Welsh Ministers must determine the application, and make any decision that is to be made by them by virtue of section 62F(2), before the end of the determination period.
- (3) The determination period is the period of 36 weeks beginning with the date on which the application under section 62D is accepted by the Welsh Ministers.
- (4) A development order may make provision about what constitutes acceptance of an application for the purposes of subsection (3).
- (5) The Welsh Ministers may by notice –
  - (a) suspend the running of the determination period in a particular case for a period specified in the notice;
  - (b) terminate, reduce or extend an existing period of suspension.

- (6) Notice under subsection (5) must be given to—
  - (a) the person who made the application under section 62D,
  - (b) the local planning authority to which, but for section 62D, that application would have been made, and
  - (c) any representative persons (within the meaning of section 319B(8A)) the Welsh Ministers consider appropriate.
- (7) A development order may make provision about the giving of notice under subsection (5) (including provision about the information to be included in the notice and how and when it is to be given).
- (8) The Welsh Ministers must lay before the National Assembly for Wales annual reports on—
  - (a) their compliance with the duty imposed by subsection (2), and
  - (b) their exercise of the functions conferred by subsection (5).
- (9) The Welsh Ministers may by order amend subsection (3) to substitute a different period as the determination period.”.

Carl Sargeant

54

To insert a new section—

*‘Joint planning boards and National Parks*

**[ ] Power to make provision enabling joint planning boards to exercise development management functions in National Parks**

- (1) The Welsh Ministers may by regulations make provision for and in connection with enabling an order under section 2(1B) of TCPA 1990 (joint planning boards in Wales) to—
  - (a) constitute an area that includes all or part of a National Park in Wales as a united district, and
  - (b) constitute a joint planning board as the local planning authority for such a united district for the purposes of the planning Acts.
- (2) Regulations under this section may amend the planning Acts or PCPA 2004.
- (3) The power to make regulations under this section is exercisable by statutory instrument.
- (4) A statutory instrument containing regulations under this section may not be made unless a draft of the instrument has been laid before and approved by resolution of the National Assembly for Wales.
- (5) In this section, “the planning Acts” has the same meaning as in TCPA 1990 (see section 336(1)).’.

I fewnosod adran newydd—

*‘Byrddau cydgyllunio a Pharciau Cenedlaethol*

- [ ] **Pŵer i wneud darpariaeth sy'n galluogi byrddau cydgynllunio i arfer swyddogaethau rheoli datblygu mewn Parciau Cenedlaethol**
- (1) Caiff Gweinidogion Cymru drwy reoliadau wneud darpariaeth ar gyfer ac mewn cysylltiad â galluogi gorchymyn o dan adran 2(1B) o DCGTh 1990 (byrddau cydgynllunio yng Nghymru) i—
    - (a) ffurfio ardal sy'n cynnwys Parc Cenedlaethol yng Nghymru i gyd neu ran ohoni fel dosbarth unedig, a
    - (b) ffurfio bwrdd cydgynllunio i fod yr awdurdod cynllunio lleol ar gyfer dosbarth unedig o'r fath at ddibenion y Deddfau cynllunio.
  - (2) Caiff rheoliadau o dan yr adran hon ddiwygio'r Deddfau cynllunio neu DCPHG 2004.
  - (3) Mae'r pŵer i wneud rheoliadau o dan yr adran hon yn arferadwy drwy offeryn statudol.
  - (4) Ni chaniateir gwneud offeryn statudol sy'n cynnwys rheoliadau o dan yr adran hon oni bai bod drafft o'r offeryn wedi ei osod gerbron Cynulliad Cenedlaethol Cymru a'i gymeradwyo ganddo drwy benderfyniad.
  - (5) Yn yr adran hon, mae i "y Deddfau cynllunio" yr un ystyr â "the planning Acts" yn DCGTh 1990 (gweler adran 336(1)).

**Carl Sargeant**

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Schedule 7, page 93, line 32, after 'section', insert '62L(9),'

Atodlen 7, tudalen 93, llinell 33, ar ôl 'section', mewnosoder '62L(9),'