1995 No. 356

PLANNING

Planning (General Development) (Amendment) Order (Northern Ireland) 1995

Made	*7th September 1995*
Coming into operation . . .	*16th October 1995*

The Department of the Environment, in exercise of the powers conferred by Article 13 of the Planning (Northern Ireland) Order 1991(**a**) and of all other powers enabling it in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Planning (General Development) (Amendment) Order (Northern Ireland) 1995 and shall come into operation on 16th October 1995.

Amendment

2.—(1) Article 3 of the Planning (General Development) Order (Northern Ireland) 1993(**b**) is amended as follows—

(2) After paragraph 7 insert the following paragraph—

"(8) Subject to a direction to the contrary issued pursuant to regulation 17 of the Planning (Assessment of Environmental Effects) Regulations (Northern Ireland) 1989(**c**), Schedule 1 does not grant planning permission for any development which would fall within any of the descriptions mentioned in Regulation 3(1)(*a*) or (*b*) of those Regulations.".

Sealed with the Official Seal of the Department of the Environment on 7th September 1995.

(L.S.) *J. McConnell*
Assistant Secretary

(**a**) S.I. 1991/1220 (N.I. 11)
(**b**) S.R. 1993 No. 278
(**c**) S.R. 1989 No. 20 as amended by S.R. 1994 No. 395

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order amends the descriptions of development for which planning permission is granted by Article 3 of the Planning (General Development) Order (Northern Ireland) 1993 (the General Development Order). The effect of the amendment is to remove permitted development rights from those classes of development described in Schedule 1 to the General Development Order in cases where it would fall within any of the descriptions mentioned in regulation 3(1)(*a*) or (*b*) of the Planning (Assessment of Environmental Effects) Regulations (Northern Ireland) 1989, where the Department has not issued a direction that such development does not require the consideration of environmental information before planning permission can be granted.

Regulation 3 of the Planning (Environmental Assessment and Permitted Development) Regulations (Northern Ireland) 1995 permits a prospective developer to apply to the Department for a determination as to whether a proposed development would fall within any of the descriptions excluded by this Order.