

# Housing and Planning Bill

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AMENDMENTS  
TO BE MOVED  
IN COMMITTEE

*[Supplementary to the Fifth Marshalled List]*

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Amendment  
No.

**After Clause 128**

LORD GREAVES

**88B★** Insert the following new Clause –

**“Duty to promote neighbourhood planning**

The Secretary of State shall have a duty to promote and support neighbourhood planning, both in general and in particular by –

- (a) providing publicity for the benefits of neighbourhood planning at a national, regional and local level, including the provision of information relating to successful examples of such plans that have been made and practical advice and training, and
- (b) providing financial support for qualifying authorities which are engaged in the development and management of neighbourhood plans.”

**After Clause 134**

BARONESS ANDREWS

**89LZB★** Insert the following new Clause –

**“Duty to deliver accessible housing**

- (1) Part 3 of the Planning and Compulsory Purchase Act 2004 is amended as follows.
- (2) After section 39 (sustainable development) insert –

**“39A Duty to ensure supply of wheelchair-accessible housing**

- (1) An English planning authority must carry out its relevant planning functions with a view to ensuring the adequate supply of accessible and adaptable dwellings and wheelchair-user dwellings in England.
- (2) A local planning authority in England must have regard to any relevant guidance given by the Secretary of State in carrying out the duty under subsection (1).”

**Clause 139**

LORD GREAVES

*Lord Greaves gives notice of his intention to oppose the Question that Clause 139 stand part of the Bill.*

**After Clause 141**

LORD GREAVES

**101BGA★** Insert the following new Clause—

**“Community right of appeal**

- (1) The Town and Country Planning Act 1990 is amended as follows.
- (2) After section 78 (right to appeal against planning decisions and failure to take such decisions) insert—

**“78ZA Right to appeal against granting of planning permission in certain cases**

- (1) Where a local planning authority in England grants an application for planning permission or grants it subject to conditions, and the requirements listed in subsection (2) apply, a person may by notice appeal to the Secretary of State.
- (2) The requirements are—
  - (a) the application is a major planning application or an application for permission in principle,
  - (b) the appellant made representations to the local planning authority that they should refuse the application before it was determined by the authority,
  - (c) the appellant is a parish council or a neighbourhood forum, or if no such body exists in the relevant area, the appellant is supported by a petition of at least twenty per cent of the local government electors in the relevant local authority ward, and
  - (d) the decision of the local planning authority does not accord with the policies in an approved local development plan.
- (3) Subsections 78(3) and (4), and 79(1) and (2) apply to appeals under this section.””

**Clause 179**

BARONESS ANDREWS

**103C★** Page 93, line 21, at end insert—

- “( ) a right, easement, restrictive covenant, covenant, liberty or privilege in respect of land belonging to the National Trust for Places of Historic Interest or Natural Beauty (“the Trust”) which is held inalienably, within the meaning of section 18(3) of the Acquisition of Land Act 1981 (National Trust land held inalienably), or
- ( ) a restrictive covenant held by the Trust, within the meaning of section 8 of the National Trust Act 1937 (power to enter into agreements restricting use of land).”

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*9 March 2016*

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