

Local Planning Authorities (Energy and Energy Efficiency) Bill

CONTENTS

- 1 Development plans
- 2 Interpretation
- 3 Short title, commencement and extent

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TO

Enable local planning authorities to make certain requirements regarding the generation, conservation and use of energy; to require local planning authorities to consider specifying requirements for the generation of renewable and low carbon energy and the imposition of energy efficiency standards when determining planning applications; and for connected purposes.

BE IT ENACTED by the Queen’s most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Development plans

A local planning authority may in its development plan and development plan documents specify that any person making an application for planning permission should include such reasonable provision as the authority may specify for—

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- (a) the generation of energy from renewable sources as part of the proposed development;
- (b) the generation of low carbon energy as part of the proposed development;
- (c) the use of energy from a local decentralised energy system outwith the proposed development; and
- (d) an energy efficiency standard in all, part or parts of the proposed development that exceeds that required by any building regulations in force at the time of the application.

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2 Interpretation

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(1) In this Act—

“development plan” has the same meaning as in the Planning and Compulsory Purchase Act 2004 (c. 5);

“development plan document” has the same meaning as in the Planning and Compulsory Purchase Act 2004;

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“local planning authority” has the same meaning as in the Town and Country Planning Act 1990 (c. 8).

- (2) For the purposes of any area in Wales the development plan is the local development plan adopted or approved in relation to that area.
- (3) A “decentralised energy system” is a system in which electricity is generated within a radius of 25 kilometres of its use. 5

3 Short title, commencement and extent

- (1) This Act may be cited as the Local Planning Authorities (Energy and Energy Efficiency) Act 2007.
- (2) The preceding provisions of this Act come into force at the end of the period of 12 months beginning with the day on which this Act is passed. 10
- (3) This Act extends to England and Wales.

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