

An Update to:
Extension of Time
to Planning
Permissions

DLP BRIEFING NOTE 7

Prepared by
DLP Planning Ltd

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Extension on Time Limits for Implementation: Applications for a New Planning Permission to replace an Extant Planning Permission, Associated Listed Building and/or Conservation Area Consents – An Update

As of 1st **October 2009**, new provisions came into effect providing LPA's with powers to extend current time limits on the commencement of eligible extant planning permissions. Similar powers will apply in the case of listed building and conservation area consents.

To be eligible to apply for an extension on the time limit, development must not have already commenced, the permission or consent must not have already expired at the time of application and the permission/consent must have been granted before 1st October 2009. If the above criteria are not met, a completely new application will have to be made.

The outcome of a time extension application, if approved, will be that the original permission will continue to exist save for the new time limits.

It should be noted that in the case of outline planning permissions (with reserved matters) **it is not possible to use these provisions to extend time limits for reserved matters submissions only**. As currently drawn up, a new application must be made to replace the extant outline permission itself, thereby creating new time limits for reserved matters, as well as subsequent commencement.

New type application forms are available for the purpose of applying for time limit extensions; in addition to these forms **the only necessary information required by a local planning authority is an Ownership Certificate, the correct fee (see below) and an Article 7 Certificate (Agricultural Holdings)**. A description of the proposals must be included in the application form; this should be the same as those shown on the original decision letter.

In terms of fees the **current** proposals are as follows:

- £500 for major developments
- £50 for householder developments
- £170 for other sizes of development

These fees must first be agreed by parliament however, and as such, have not yet been finalised. The current estimate for this is 8-10 weeks from 1st October 2009. **In the mean time, the fee is as if it were a wholly new application**. There is no fee for the listed building or conservation area consent element of the application.

Full guidance on this matter has not yet been issued, though it is hoped that this will be made available in the near future. Once available we will endeavour to update you further; in the meantime, should you have any questions or wish to speak to us about the possibility of DLP Planning applying for an extension to an extant planning permission on your behalf, please do not hesitate to get in touch.

If you require more information or would like to discuss the issues mentioned in further detail please contact:

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