



**CONTINUED  
GREATER  
FLEXIBILITY FOR  
PLANNING  
PERMISSIONS:  
SEPTEMBER 2012  
UPDATE**

**DLP BRIEFING NOTE 109**

Prepared by  
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## **Extensions to the Time Limits for Implementing Planning Permissions**

Amendments to The Town and Country Planning (Development Management Procedure) Order 2010 (DMPO) have been made in order to extend the time developments can take advantage of exemptions in the 2010 DMPO. **This follows on from measures which first came into effect on 1<sup>st</sup> October 2009**, allowing for extensions to time limits for implementing existing planning permissions; non-material amendments; and minor material amendments (Ref: DLP Client Briefings Nos. 5, 6 and 12: 'New Rules for Seeking Minor Amendments' (September 2009), 'An Update to Extension of Time to Planning Permissions' (October 2009) and 'Greater Flexibility for Planning Permissions: An Update' (December 2009) ).

The amendment **allows those seeking a new planning permission to replace an extant planning permission to go ahead without having to re-submit a design and access statement, carry out full consultation or provide full plans and drawings.** However, the conditions are that **planning permissions must still be within their time limit and work must not have started. The planning application must also have been granted before 1<sup>st</sup> October 2010.** This is an extension on the previous time limit which only covered planning permissions granted before 1<sup>st</sup> October 2009.

**These new regulations will come into force on 1<sup>st</sup> October 2012.**

## **Changes to Decision Notices**

Amendments to The Town and Country Planning (Development Management Procedure) Order 2010 (DMPO) also include changes to 'decision notices' issued by local authorities to applicants when planning applications are determined. Under these changes, **local authorities must now explain within the decision notice the positive and proactive way they have dealt with the planning application based on seeking solutions to any problems arising in dealing with the application.**

These changes are due to come into effect on 1<sup>st</sup> December 2012.

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