

THE STATES OF DELIBERATION
of the
ISLAND OF GUERNSEY

**THE LAND PLANNING AND DEVELOPMENT (GENERAL PROVISIONS) (AMENDMENT)
ORDINANCE, 2020**

The States are asked to decide:-

Whether they are of the opinion to approve the draft Ordinance entitled "The Land Planning and Development (General Provisions) (Amendment) Ordinance, 2020", and to direct that the same shall have effect as an Ordinance of the States.

This proposition has been submitted to Her Majesty's Procureur for advice on any legal or constitutional implications in accordance with Rule 4(1) of the Rules of Procedure of the States of Deliberation and their Committees.

EXPLANATORY MEMORANDUM

This Ordinance amends section 7 of the Land Planning and Development (General Provisions) Ordinance, 2007. The first amendment is to provide in subsection (1)(b) that only one copy of specified documents has to be provided with an application for planning permission instead of four copies. The second amendment is to delete paragraph (d) of subsection (5) so that applications for outline permission can be made in respect of development comprising the erection, re-erection, extension or alteration of a building which requires an environmental impact assessment (EIA) under the planning legislation. The amendment would allow an application for outline permission to be submitted for the Leale's Yard site, as recommended in the Development Framework relating to that site, and other similar complex sites requiring an EIA which it is believed would facilitate the development of such sites.

The Land Planning and Development (General Provisions) (Amendment) Ordinance, 2020

THE STATES, in pursuance of their Resolutions of the 16th July, 2020^a, and in exercise of the powers conferred upon them by sections 16(6), 81 and 89 of the Land Planning and Development (Guernsey) Law, 2005^b, and all other powers enabling them in that behalf, hereby order:-

Amendment of the General Provisions Ordinance.

1. (1) The Land Planning and Development (General Provisions) Ordinance, 2007^c is amended as follows.

(2) In section 7 (application for planning permission) –

(a) in subsection (1)(b), for "4 copies" substitute "one copy",
and

(b) in subsection (5) –

(i) at the end of paragraph (b), insert "or",

(ii) at the end of paragraph (c), delete "or", and

^a Article XIII of Billet d'État No. XV of 2020.

^b Order in Council No. XVI of 2005; section 81 is amended by Ordinance No. IX of 2016; there are other amendments not relevant to this Ordinance.

^c Ordinance No. XXI of 2007; as amended by Ordinance No. IX of 2016 and No. III of 2019.

- (iii) delete paragraph (d).

Citation.

2. This Ordinance may be cited as the Land Planning and Development (General Provisions) (Amendment) Ordinance, 2020.

Commencement.

3. This Ordinance shall come into force on the 25th November, 2020.