STATUTORY INSTRUMENTS

2016 No. 934

TOWN AND COUNTRY PLANNING, ENGLAND

The Neighbourhood Planning (Referendums) (Amendment) Regulations 2016

Made - - - - 15th September 2016

Coming into force - - 1st October 2016

The Secretary of State, in exercise of the powers conferred by section 333(2A) of, and paragraph 16(1) and (2)(c) of Schedule 4B to, the Town and Country Planning Act 1990(**1**) and section 38A(3) of the Planning and Compulsory Purchase Act 2004(**2**), makes the following Regulations.

In accordance with paragraph 16(5) of that Schedule, the Secretary of State has consulted the Electoral Commission on these Regulations.

In accordance with section 333(3A) of the 1990 Act(**3**), a draft of this instrument has been laid before and approved by a resolution of each House of Parliament.

Citation and commencement

1. These Regulations may be cited as the Neighbourhood Planning (Referendums) (Amendment) Regulations 2016 and come into force on 1st October 2016.

Amendments to the Neighbourhood Planning (Referendums) Regulations 2012

2. After regulation 2 of the Neighbourhood Planning (Referendums) Regulations 2012(**4**) insert —

"**Date by which referendum must be held**

2A.—(1) The referendum must be held on or before the date prescribed in paragraph (2).

(2) The date prescribed in this paragraph is—

(a) where—

(i) regulation 10 applies,

(ii) regulation 16 applies, or

(**1**) 1990 c. 8. Schedule 4B was inserted by section 116 of, and Schedule 10 to, the Localism Act 2011 (c.20) ("the 2011 Act").
(**2**) 2004 c. 5. Section 38A was inserted by section 116 of, and paragraph 7 of Schedule 9 to, the 2011 Act.
(**3**) Section 333(3A) was inserted by section 121 of, and paragraph 22(3) of Schedule 12 to, the 2011 Act.
(**4**) S.I. 2012/2031, amended by S.I. 2013/798 and S.I. 2014/333.