STATUTORY RULES OF NORTHERN IRELAND

1997 No. 104

PLANNING

Planning (Fees) (Amendment) Regulations (Northern Ireland) 1997

Made - - - - 26th February 1997

Coming into operation 1st April 1997

The Department of the Environment, in exercise of the powers conferred by Articles 127 and 129(1) of the Planning (Northern Ireland) Order 1991(**1**) and of every other power enabling it in that behalf, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Planning (Fees) (Amendment) Regulations (Northern Ireland) 1997 and shall come into operation on 1st April 1997.

Amendment of the Planning (Fees) Regulations (Northern Ireland) 1995

2.—(1) The Planning (Fees) Regulations (Northern Ireland) 1995(**2**) shall be amended in accordance with paragraphs (2) to (7).

(2) In regulations 11(1) (reduced fees and refunds), 13(3) (fee for certain deemed applications), 16 (fees for applications for listed building consent) and 19(2) (fee for certain statutory authorities) for "£31" substitute "£34".

(3) In regulation 17(1) (fee for appeals) for "£65" substitute "£100".

(4) In regulation 18(1) (fee for application for a determination) for "£27" substitute "£30".

(5) In Schedule 1—

(a) in Part I, in paragraphs 4(1) (fee for application or deemed application by certain non-profit making organisations), 5(2) and (3) (fee for certain applications for approval of reserved matters) for "£270" substitute "£300";

(b) in Part I, paragraph 3 is hereby revoked; and

(c) for Part II, substitute Part II set out in the Schedule to these regulations.

(6) In Schedule 2 (fees for applications for consent to display advertisements)—

(**1**) S.I. 1991/1220 (N.I. 11). Art. 2(2) contains definitions of "the Department" and "prescribed"
(**2**) S.R. 1995 No. 78 amended by S.R. 1996 No. 41

(a) for "£51" where it twice occurs substitute "£56";

(b) for "£236" substitute "£260".

Sealed with the Official Seal of the Department of the Environment on

26th February 1997.

J. McConnell
Assistant Secretary

SCHEDULE Regulation 2(5)(*c*)

Substitution for Part II of Schedule 1

"Part II

Scales of Fees

Category of development	Fee payable
1. The erection of dwellinghouses.	(A) Where the application is for one dwellinghouse only—
	(B) Where the application is for two or more dwellinghouses—
	(i) £152 for outline planning permission;
	(ii) £375 in any other case.
	(i) for outline planning permission, £138 for each 0.1 hectare of the site area, subject to a maximum of £3,450;
	(ii) in other cases £138 for each dwellinghouse subject to a maximum of £6,900.
2. The extension, improvement or alteration of an existing dwellinghouse, including the erection of a building or the carrying out of other operations within the curtilage of a dwellinghouse for purposes ancillary to the enjoyment of the dwellinghouse as such, or the erection or construction of gates, fences,walls or other means of enclosure along a boundary of a curtilage of an existing dwellinghouse.	(A) Where the application relates to one dwellinghouse only, £130;
	(B) Where the application relates to two or more dwellinghouses, £250.
(a) The erection of industrial, commercial, community and other buildings, other than dwellinghouses or buildings covered by category 2.	(A) Where the application is for In other cases— outline planning permission, £152 for each 0.1 hectare of the site area subject to a maximum of £3,800;
(b) The erection, alteration or replacement of plant and machinery.	(B) (i) where no floor space is to be created by the development, £69;
(c) The construction or extension of a non-nuclear electricity generating station.	(ii) where the area of gross floor space to be created by the development does not exceed 40 square metres, £76;
	(iii) where the area of gross floor space to be created by the development exceeds 40 square