



Crossrail Act 2008

2008 CHAPTER 18

Planning

10 Planning: general

- (1) Subject to subsection (2), planning permission shall be deemed to be granted under Part 3 of the Town and Country Planning Act 1990 for the carrying out of development authorised by this Act.
- (2) In the case of any development authorised by this Act which consists of the carrying out of a work other than a scheduled work, subsection (1) only applies if—
 - (a) the development is not of a kind in relation to which it is necessary to take environmental information into account before granting planning permission, or
 - (b) it is development in relation to which information contained in a statement specified for the purposes of this paragraph constituted at the time of the statement's deposit or publication an environmental statement within the meaning of the EIA regulations.
- (3) For the purposes of subsection (2)(a), development is of a kind in relation to which it is necessary to take environmental information into account if—
 - (a) it is of a description mentioned in Schedule 1 to the EIA regulations, or
 - (b) it is of a description mentioned in column (1) of the table in Schedule 2 to those regulations and likely to have significant effects on the environment by virtue of factors such as its nature, size or location,and it is not exempt development within the meaning of those regulations.
- (4) The following are the statements specified for the purposes of subsection (2)(b)—
 - (a) the statement deposited in connection with the Crossrail Bill in the Private Bill Office of the House of Commons in February 2005 in pursuance of Standing Order 27A of the Standing Orders of the House of Commons relating to private business (environmental assessment);
 - (b) the statements containing additional environmental information published in connection with the Crossrail Bill by the Secretary of State, notice of the

Changes to legislation: There are currently no known outstanding effects for the Crossrail Act 2008, Section 10. (See end of Document for details)

publication of which was published in the London Gazette on 27th May 2005, 18th January, 9th May, 8th November 2006 and 16th May 2007.

- (5) In relation to development excepted by subsection (2) from the planning permission deemed by subsection (1) to be granted, the EIA regulations shall have effect with the omission, in the definition of “Schedule 2 development” in regulation 2(1), of the words from “where” to the end.
- (6) Schedule 7 (which makes provision about planning conditions) has effect in relation to development for which planning permission is deemed by subsection (1) to be granted.
- (7) Development for which permission is deemed by subsection (1) to be granted shall be treated as not being development of a class for which planning permission is granted by the Town and Country Planning (General Permitted Development) Order 1995 (S.I. 1995/418) (or any order replacing that order).
- (8) Planning permission which is deemed by subsection (1) to be granted shall be treated as specific planning permission for the purposes of section 264(3)(a) of the Town and Country Planning Act 1990 (c. 8) (specific planning permission for the development of statutory undertakers' land relevant to whether the land is operational land).
- (9) In this Act, “the EIA regulations” means the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999 (S.I. 1999/293) (or any regulations replacing those regulations).

Modifications etc. (not altering text)

- C1** S. 10 applied (with modifications) (E.W.S.) (11.3.2014) by [The Crossrail \(Paddington Station Bakerloo Line Connection\) Order 2014 \(S.I. 2014/310\)](#), arts. 1, 18, **Sch. 6 paras. 1-3**
- C2** S. 10 applied (with modifications) (21.4.2015) by [The Crossrail \(Plumstead Sidings\) Order 2015 \(S.I. 2015/781\)](#), art. 1, Sch. 4 para. 1(a)**Sch. 4 para. 3(2)**

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