

## **Application for Prior Notification of Proposed Permitted Development by Electronic Communications Code Operators**

*Schedule 2, part 16 of*

*The Town and Country Planning (General Permitted Development) (England) Order 2015 (as amended)*

Certain forms of development by or on behalf of an electronic communications code operator for the purpose of the operator's electronic communications network are 'permitted development' and only subject to prior approval from the local planning authority.

The prior approval procedure means that the principle of development is not an issue. The local planning authority can only consider the siting and appearance of the proposal.

The prior approval process applies, with the limitations detailed in the legislation, to:

- a) the installation, alteration or replacement of any electronic communications apparatus,
- b) the use of land in an emergency for a period not exceeding 18 months to station and operate moveable electronic communications apparatus required for the replacement of unserviceable electronic communications apparatus, including the provision of moveable structures on the land for the purposes of that use, or
- c) development ancillary to radio equipment housing.

The local planning authority has 56 days in which to let the mast operators know of its' decision on whether prior approval is required for siting and appearance of the development and to let the operator know of its decision to allow or refuse approval.

There is no power to extend the 56 day period.

### **Additional information**

[View Statutory Instrument 2016/1040](#) which amends the [main legislation](#) in regard to these permitted development rights (note that subsequent amends have also since been made).

For more information, refer to refer to the [National Planning Policy Framework](#) and the [Code of Best Practice on Mobile Network Development in England](#)