



Jersey

PLANNING AND BUILDING (PLANNING APPLICATIONS COMMITTEE – PROCEEDINGS) (JERSEY) ORDER 2015

Official Consolidated Version

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**PLANNING AND BUILDING (PLANNING
APPLICATIONS COMMITTEE – PROCEEDINGS)
(JERSEY) ORDER 2015**

Contents

Article

1	Interpretation	3
2	Quorum etc.....	3
3	Determination in case of equality of votes	3
4	Citation	4

ENDNOTES **5**

Table of Legislation History.....	5
Table of Endnote References	5



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PLANNING AND BUILDING (PLANNING APPLICATIONS COMMITTEE – PROCEEDINGS) (JERSEY) ORDER 2015

THE MINISTER FOR PLANNING AND ENVIRONMENT, in pursuance of Article 9A(4) of the [Planning and Building \(Jersey\) Law 2002](#), orders as follows –

Commencement [[see endnotes](#)]

1 Interpretation

In this Order –

“Committee” means the Planning Applications Committee established under Article 9A of the Law and Standing Order 141A of the States of Jersey, and a reference to a member is to a member of that Committee;

“Law” means the [Planning and Building \(Jersey\) Law 2002](#), and a reference to an Article by number and without more is a reference to an Article of the Law.

2 Quorum etc.

- (1) The quorum for consideration of any particular matter at a meeting of the Committee shall be 3 members who are personally present, one of whom may be the chairman of the Committee.
- (2) If the quorum is constituted, then (whether for the whole of the meeting or for consideration of any particular matter at the meeting) –
 - (a) if the chairman is present, he or she shall preside; and
 - (b) in the absence of the chairman, the members present shall elect one of their number to preside.
- (3) If, in relation to consideration of any particular matter at the meeting, a quorum is not constituted, the matter shall be adjourned to the next meeting.
- (4) The chairman shall decide when the Committee is to meet.

3 Determination in case of equality of votes

- (1) Where, on any matter falling to be determined by the Committee under the Law, an equality of votes arises at a meeting, the matter shall be deemed to have been determined in the negative.

- (2) In particular, and not in derogation from the general principle stated in paragraph (1), that paragraph shall apply so that –
 - (a) for the purposes of an appeal under Part 7 of the Law, an application which relates to a decision (including a refusal) under Article 19, 20 or 21 shall be deemed to have been refused;
 - (b) no notice terminating planning permission under Article 26 shall be served;
 - (c) no decision shall be taken or deemed to have been taken to revoke or modify planning permission under Article 27;
 - (d) no enforcement notice shall be served under Article 40, or varied or withdrawn under Article 42;
 - (e) no stop notice shall be served under Article 45;
 - (f) permission shall not be granted for the display of advertisements under the provisions of any Order made in pursuance of Article 76;
 - (g) permission shall not be granted for the erection, stationing, or use of moveable structures under the provisions of any Order made in pursuance of Article 81.
- (3) In paragraph (2)(a), reference to an application includes a request for review by the Committee of an initial decision under Article 22A.

4 Citation

This Order may be cited as the Planning and Building (Planning Applications Committee – Proceedings) (Jersey) Order 2015.

ENDNOTES

Table of Legislation History

Legislation	Year and No	Commencement
Planning and Building (Planning Applications Committee – Proceedings) (Jersey) Order 2015	R&O.45/2015	21 April 2015

Table of Endnote References

There are currently no endnote references