



Jersey

PLANNING AND BUILDING (APPLICATION PUBLICATION) (JERSEY) ORDER 2006

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PLANNING AND BUILDING (APPLICATION PUBLICATION) (JERSEY) ORDER 2006

Made

28th June 2006

Coming into force

1st July 2006

THE MINISTER FOR PLANNING AND ENVIRONMENT, in pursuance of Articles 11 and 124 of the Planning and Building (Jersey) Law 2002¹, orders as follows –

1 Interpretation

In this Order –

“by local advertisement”, in respect of an application for planning permission, means in a manner –

- (a) that is likely to bring the application to the attention of the public of Jersey;
- (b) that advises members of the public of Jersey where they may obtain further details of the application; and
- (c) that advises members of the public of Jersey of the manner in which they may provide representations to the Minister in respect of the application;

“by site display”, in respect of a notice, means by the posting of the notice by firm affixture to some object, sited and displayed in such a way as to be easily visible and legible by members of the public;

“Law” means the Planning and Building (Jersey) Law 2002.

2 Publicity for applications for planning permission

- (1) An application for planning permission made under Article 9 of the Law must be publicized in accordance with this Article.
- (2) All applications for planning permission will be publicized by the Minister by local advertisement.

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- (3) An application for planning permission must also be publicized by the applicant giving requisite notice by site display in at least one place on or near to the land or building to which the application relates.
 - (4) The notice –
 - (a) must be displayed within 3 days of the applicant receiving from the Minister an acknowledgement of the receipt of the application; and
 - (b) must be displayed for at least 21 days.
 - (5) In paragraph (3) “requisite notice” means notice in the form set out in Schedule 1 or in a form substantially to the like effect.
 - (6) This Article does not apply to any change in an application for planning permission where the Minister has advised the applicant that the change is so minor that the change does not need to be publicized in accordance with this Article.

3 Evidence of compliance

- (1) For the purpose of Article 11(5) of the Law, evidence of compliance with Article 2(3) shall be by requisite notice given to the Minister accompanied by a copy of the relevant site notice displayed by the applicant.
- (2) For the purposes of Article 10 of the Law, a notice given under paragraph (1) and the site notice accompanying it are part of an application for planning permission.
- (3) In paragraph (1) “requisite notice” means notice in the form set out in Schedule 2 or in a form substantially to the like effect.

4 Providing representations in respect of planning applications

- (1) Except as provided by paragraph (4), any representation in respect of a planning application must be provided to the Minister within 21 days of the application –
 - (a) first being publicized by the Minister by local advertisement in accordance with Article 2(2); or
 - (b) first being publicized by site display by the applicant in accordance with Article 2(3),whichever is the later.
- (2) A representation must be provided in writing and must contain the name of the person providing the representation and details of how the person may be contacted.
- (3) It may contain such other information as the person providing the representation considers appropriate.
- (4) If the Minister considers that it would be in the public interest to do so, the Minister may extend the period of 21 days mentioned in paragraph (1) by such further period as the Minister consider appropriate.
- (5) The Minister may do so before or at any time after the end of the period of 21 days.

- (6) For the purpose of Article 11(3) of the Law, the period during which an application for planning approval must be publicized ends –
 - (a) at the end of the period of 21 days mentioned in paragraph (1); but
 - (b) if the Minister extends that period in accordance with paragraph (4) - at the end of the extended period.

5 Citation and commencement

- (1) This Order may be cited as the Planning and Building (Application Publication) (Jersey) Order 2006.
- (2) It shall come into force on 1st July 2006.

SENATOR F.E. COHEN

Minister for Planning and Environment

SCHEDULE 1

(Article 2(5))

SITE NOTICE

NOTIFICATION OF AN APPLICATION FOR PLANNING PERMISSION FOR DEVELOPMENT ON THIS LAND	
Name and address of applicant	
Details of proposed development	
<p style="text-align: center;">FURTHER DETAILS OF THE PROPOSED DEVELOPMENT</p> <p>Further details of the proposed development may be viewed at the offices of the Planning Department at South Hill, St. Helier, at the Parish Hall of the Parish in which this land is situated or on the Planning Department’s website – www.gov.je/PlanningEnvironment</p>	
<p style="text-align: center;">HOW TO PROVIDE A REPRESENTATION</p> <p>Any person may, within 21 days of the first display of this notice, provide the Minister with a representation in respect of the application.</p> <p>It must be provided in writing to the Minister for Planning and Environment c/o The Planning Department, States Offices, South Hill, St. Helier JE2 4US or by email to planning@gov.je</p> <p>It must contain your name and details of how you can be contacted.</p> <p>It may also contain such other information as you consider appropriate.</p>	

SCHEDULE 2

(Article 3(3))

CERTIFICATE OF COMPLIANCE

CERTIFICATE OF COMPLIANCE	
Name and address of person giving certificate	
Brief details of proposed development	
Date site notice first displayed	
I certify that a site notice, a copy of which is attached, was displayed on the site of the proposed development in such a way as to be easily visible and legible by members of the public for at least 21 days.	
Signature:	
Date:	

¹

L.36/2002