



# Planning and Compulsory Purchase Act 2004

## 2004 CHAPTER 5

### PART 2

#### LOCAL DEVELOPMENT

##### *Documents*

### **19 Preparation of local development documents**

(1) [<sup>F1</sup>Development plan documents] must be prepared in accordance with the local development scheme.

[<sup>F2</sup>(1A) Development plan documents must (taken as a whole) include policies designed to secure that the development and use of land in the local planning authority's area contribute to the mitigation of, and adaptation to, climate change.]

[<sup>F3</sup>(1B) Each local planning authority must identify the strategic priorities for the development and use of land in the authority's area.

(1C) Policies to address those priorities must be set out in the local planning authority's development plan documents (taken as a whole).

(1D) Subsection (1C) does not apply in the case of a London borough council or a Mayoral development corporation if and to the extent that the council or corporation are satisfied that policies to address those priorities are set out in the spatial development strategy.

(1E) If a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009 has the function of preparing the spatial development strategy for the authority's area, subsection (1D) also applies in relation to—

- (a) a local planning authority whose area is within, or the same as, the area of the combined authority, and

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- (b) the spatial development strategy published by the combined authority.]
- (2) In preparing a local development document the local planning authority must have regard to—
  - (a) national policies and advice contained in guidance issued by the Secretary of State;
  - [<sup>F4</sup>(aa) the local development documents which are to be development plan documents;]
  - (b) [<sup>F5</sup>the regional strategy] for the region in which the area of the authority is situated, if the area is outside Greater London;
  - (c) the spatial development strategy if the authority are a London borough or if any part of the authority’s area adjoins Greater London;
  - (d) [<sup>F6</sup>the regional strategy] for any region which adjoins the area of the authority;
  - (e) the [<sup>F7</sup>National Development Framework for Wales,] if any part of the authority’s area adjoins Wales;
  - <sup>F8</sup>(f) .....
  - <sup>F9</sup>(g) .....
  - (h) any other local development document which has been adopted by the authority;
  - (i) the resources likely to be available for implementing the proposals in the document;
  - (j) such other matters as the Secretary of State prescribes.
- (3) In preparing the [<sup>F10</sup>local development documents (other than their statement of community involvement)] the authority must also comply with their statement of community involvement.
- (4) But subsection (3) does not apply at any time before the authority have adopted their statement of community involvement.
- (5) The local planning authority must also—
  - (a) carry out an appraisal of the sustainability of the proposals in each [<sup>F11</sup>development plan document];
  - (b) prepare a report of the findings of the appraisal.
- (6) The Secretary of State may by regulations make provision—
  - (a) as to any further documents which must be prepared by the authority in connection with the preparation of a local development document;
  - (b) as to the form and content of such documents.

<sup>F12</sup>(7) .....

Textual Amendments	
<b>F1</b>	Words in s. 19(1) substituted (6.4.2009) by <a href="#">Planning Act 2008 (c. 29)</a> , <b>ss. 180(5)(a)</b> , 241(8) (with s. 226); <a href="#">S.I. 2009/400</a> , art. 3(e)
<b>F2</b>	S. 19(1A) inserted (6.4.2009) by <a href="#">Planning Act 2008 (c. 29)</a> , <b>ss. 182</b> , 241(8) (with s. 226); <a href="#">S.I. 2009/400</a> , art. 3(e)
<b>F3</b>	S. 19(1B)-(1E) inserted (16.1.2018) by <a href="#">Neighbourhood Planning Act 2017 (c. 20)</a> , <b>ss. 8(1)</b> , 46(1); <a href="#">S.I. 2018/38</a> , <b>reg. 2(a)</b>
<b>F4</b>	Words in s. 19(2) inserted (6.4.2009) by <a href="#">Planning Act 2008 (c. 29)</a> , <b>ss. 180(5)(b)</b> , 241(8) (with s. 226); <a href="#">S.I. 2009/400</a> , art. 3(e)

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- F5** Words in s. 19(2)(b) substituted (1.4.2010) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 148(5), **Sch. 5 para. 14**; S.I. 2009/3318, art. 4(gg)
- F6** Words in s. 19(2)(d) substituted (1.4.2010) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 148(5), **Sch. 5 para. 14**; S.I. 2009/3318, art. 4(gg)
- F7** Words in s. 19(2)(e) substituted (6.9.2015 for specified purposes, 4.12.2020 in so far as not already in force) by [Planning \(Wales\) Act 2015 \(anaw 4\)](#), s. 58(2)(b)(4)(b), **Sch. 2 para. 24**; S.I. 2020/1216, reg. 2(b)
- F8** S. 19(2)(f) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), **ss. 100(2)(b)**, 115(3)(k)
- F9** S. 19(2)(g) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), **ss. 100(2)(b)**, 115(3)(k)
- F10** Words in s. 19(3) substituted (6.4.2009) by [Planning Act 2008 \(c. 29\)](#), **ss. 180(5)(c)**, 241(8) (with s. 226); S.I. 2009/400, art. 3(e)
- F11** Words in s. 19(5) substituted (6.4.2009) by [Planning Act 2008 \(c. 29\)](#), **ss. 180(5)(d)**, 241(8) (with s. 226); S.I. 2009/400, art. 3(e)
- F12** S. 19(7) omitted (26.5.2015) by virtue of [Deregulation Act 2015 \(c. 20\)](#), **ss. 100(2)(b)**, 115(3)(k)

#### **Modifications etc. (not altering text)**

- C1** S. 19 applied in part (with modifications) (23.12.2016) by [The Greater Manchester Combined Authority \(Functions and Amendment\) Order 2016 \(S.I. 2016/1267\)](#), arts. 1(2), 4(5), **Sch. 1 Pt. 2**
- C2** S. 19 applied (with modifications) (8.5.2018) by [The West of England Combined Authority Order 2017 \(S.I. 2017/126\)](#), arts. 1(5), 11(5), **Sch. 2 Pt. 2**
- C3** S. 19 applied (with modifications) (7.5.2024) by [The North East Mayoral Combined Authority \(Establishment and Functions\) Order 2024 \(S.I. 2024/402\)](#), arts. 1(3), 38(5), **Sch. 5 Pt. 2** (with art. 9)

#### **Commencement Information**

- I1** S. 19 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), **art. 2**
- I2** S. 19 in force at 28.9.2004 for E. so far as not already in force by [S.I. 2004/2202](#), **art. 2(b)**

**Changes to legislation:**

Planning and Compulsory Purchase Act 2004, Section 19 is up to date with all changes known to be in force on or before 19 November 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

View outstanding changes

**Changes and effects yet to be applied to :**

- s. 19(2)(b) repealed by 2011 c. 20 Sch. 8 para. 9Sch. 25 Pt. 16
- s. 19(2)(d) repealed by 2011 c. 20 Sch. 8 para. 9Sch. 25 Pt. 16
- specified provision(s) amendment to earlier commencing SI 2006/1061 art. 4 by S.I. 2010/321 art. 3
- specified provision(s) amendment to earlier commencing SI 2007/1369 art. 3 by S.I. 2010/321 art. 4

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 15A-15LH and cross-heading substituted for s. 15-37 and cross-heading by 2023 c. 55 Sch. 7
- s. 38(2A) substituted for s. 38(2)(3) by 2023 c. 55 s. 92(3)
- s. 38(5A)-(5C) inserted by 2023 c. 55 s. 93(2)
- s. 38(9A) substituted for s. 38(9) by 2023 c. 55 s. 92(4)
- s. 38(9B) inserted by 2023 c. 55 s. 93(4)
- s. 38B(A1) inserted by 2023 c. 55 s. 98(2)
- s. 38B(2B)(2C) inserted by 2023 c. 55 s. 98(3)
- s. 38C(5)(d)(i)-(iii) and word substituted for words by 2023 c. 55 s. 99(2)
- s. 39(1)(ba) inserted by 2023 c. 55 Sch. 8 para. 21(b)
- s. 39A and cross-heading inserted by 2023 c. 55 s. 100
- s. 45(A1) inserted by 2011 c. 20 Sch. 8 para. 14(2)
- s. 113(1)(bb)-(bd) inserted by 2023 c. 55 Sch. 8 para. 23(2)(a)
- s. 113(9)(f)(g) inserted by 2023 c. 55 Sch. 8 para. 23(3)(c)
- s. 113(13) inserted by 2023 c. 55 Sch. 8 para. 23(5)
- s. 122(5)(za)(zb) inserted by 2023 c. 55 Sch. 8 para. 25(a)
- Sch. A2 para. 11(2)(da) inserted by 2023 c. 55 s. 99(3)(b)
- Sch. A1 para. 2(1A) inserted by 2023 c. 55 Sch. 8 para. 26(3)(b)
- Sch. A1 para. 6(1A) inserted by 2023 c. 55 Sch. 8 para. 26(7)(b)
- Sch. A1 para. 7ZC(1A) inserted by 2023 c. 55 Sch. 8 para. 26(11)(b)
- Sch. A1 para. 7C(1A) inserted by 2023 c. 55 Sch. 8 para. 26(14)(b)
- Sch. A1 para. 8(7A) inserted by 2023 c. 55 Sch. 8 para. 26(16)(g)
- Sch. A1 para. 1 substituted by 2023 c. 55 Sch. 8 para. 26(2)
- Sch. A1 para. 2(4) substituted by 2023 c. 55 Sch. 8 para. 26(3)(c)
- Sch. A1 para. 3(1) substituted by 2023 c. 55 Sch. 8 para. 26(4)(a)
- Sch. A1 para. 5 substituted by 2023 c. 55 Sch. 8 para. 26(6)
- Sch. A1 para. 6(4) substituted by 2023 c. 55 Sch. 8 para. 26(7)(c)
- Sch. A1 para. 7(1) substituted by 2023 c. 55 Sch. 8 para. 26(8)(a)
- Sch. A1 para. 7ZB substituted by 2023 c. 55 Sch. 8 para. 26(10)
- Sch. A1 para. 7ZC(4) substituted by 2023 c. 55 Sch. 8 para. 26(11)(c)
- Sch. A1 para. 7ZD(1) substituted by 2023 c. 55 Sch. 8 para. 26(12)(a)
- Sch. A1 para. 7B substituted by 2023 c. 55 Sch. 8 para. 26(13)
- Sch. A1 para. 7C(4) substituted by 2023 c. 55 Sch. 8 para. 26(14)(c)
- Sch. A1 para. 7D(1) substituted by 2023 c. 55 Sch. 8 para. 26(15)(a)
- Sch. A1 para. 10 substituted by 2023 c. 55 Sch. 8 para. 26(18)
- Sch. A2 para. 11(2)(ca) substituted for Sch. A2 para. 11(2)(c) by 2023 c. 55 s. 99(3)(a)

- Sch. A1 para. 7ZA word substituted by 2023 c. 55 Sch. 8 para. 26(9)
- Sch. A1 para. 8(2)(a) word substituted by 2023 c. 55 Sch. 8 para. 26(16)(b)(ii)
- Sch. A1 para. 8(3)(b) word substituted by 2023 c. 55 Sch. 8 para. 26(16)(c)
- Sch. A1 para. 8(6) word substituted by 2023 c. 55 Sch. 8 para. 26(16)(e)
- Sch. A1 para. 8(7) word substituted by 2023 c. 55 Sch. 8 para. 26(16)(f)(iii)
- Sch. A1 para. 9 word substituted by 2023 c. 55 Sch. 8 para. 26(17)
- Sch. A1 para. 13(1) word substituted by 2023 c. 55 Sch. 8 para. 26(20)(a)(iii)
- Sch. A1 para. 13(2) word substituted by 2023 c. 55 Sch. 8 para. 26(20)(b)
- Sch. A1 para. 13(3) word substituted by 2023 c. 55 Sch. 8 para. 26(20)(c)
- Sch. A1 para. 13(1) words inserted by 2023 c. 55 Sch. 8 para. 26(20)(a)(ii)
- Sch. A1 para. 3(3)(a) words omitted by 2023 c. 55 Sch. 8 para. 26(4)(b)
- Sch. A1 para. 7(3)(a) words omitted by 2023 c. 55 Sch. 8 para. 26(8)(b)
- Sch. A1 para. 7ZD(3)(a) words omitted by 2023 c. 55 Sch. 8 para. 26(12)(b)
- Sch. A1 para. 7D(3)(a) words omitted by 2023 c. 55 Sch. 8 para. 26(15)(b)
- Sch. A1 para. 2(1) words substituted by 2023 c. 55 Sch. 8 para. 26(3)(a)
- Sch. A1 para. 3(4) words substituted by 2023 c. 55 Sch. 8 para. 26(4)(c)(i)
- Sch. A1 para. 3(4) words substituted by 2023 c. 55 Sch. 8 para. 26(4)(c)(ii)
- Sch. A1 para. 4 words substituted by 2023 c. 55 Sch. 8 para. 26(5)
- Sch. A1 para. 6(1) words substituted by 2023 c. 55 Sch. 8 para. 26(7)(a)
- Sch. A1 para. 7(4) words substituted by 2023 c. 55 Sch. 8 para. 26(8)(c)(i)
- Sch. A1 para. 7(4) words substituted by 2023 c. 55 Sch. 8 para. 26(8)(c)(ii)
- Sch. A1 para. 7ZC(1) words substituted by 2023 c. 55 Sch. 8 para. 26(11)(a)
- Sch. A1 para. 7ZD(4) words substituted by 2023 c. 55 Sch. 8 para. 26(12)(c)(i)
- Sch. A1 para. 7ZD(4) words substituted by 2023 c. 55 Sch. 8 para. 26(12)(c)(ii)
- Sch. A1 para. 7C(1) words substituted by 2023 c. 55 Sch. 8 para. 26(14)(a)
- Sch. A1 para. 7D(4) words substituted by 2023 c. 55 Sch. 8 para. 26(15)(c)(i)
- Sch. A1 para. 7D(4) words substituted by 2023 c. 55 Sch. 8 para. 26(15)(c)(ii)
- Sch. A1 para. 8(1) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(a)(i)
- Sch. A1 para. 8(1) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(a)(ii)
- Sch. A1 para. 8(2) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(b)(i)
- Sch. A1 para. 8(2)(a) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(b)(iii)
- Sch. A1 para. 8(5) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(d)(i)
- Sch. A1 para. 8(5) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(d)(ii)
- Sch. A1 para. 8(5) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(d)(iii)
- Sch. A1 para. 8(7)(a) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(f)(i)
- Sch. A1 para. 8(7)(b) words substituted by 2023 c. 55 Sch. 8 para. 26(16)(f)(ii)
- Sch. A1 para. 11 words substituted by 2023 c. 55 Sch. 8 para. 26(19)
- Sch. A1 para. 13(1) words substituted by 2023 c. 55 Sch. 8 para. 26(20)(a)(i)