



Planning Act 2008

2008 CHAPTER 29

PART 6

DECIDING APPLICATIONS FOR ORDERS GRANTING DEVELOPMENT CONSENT

CHAPTER 8

GRANT OR REFUSAL

114 Grant or refusal of development consent

- (1) When [^{F1}the Secretary of State] has decided an application for an order granting development consent, the [^{F2}Secretary of State] must either—
 - (a) make an order granting development consent, or
 - (b) refuse development consent.
- (2) The Secretary of State may by regulations make provision regulating the procedure to be followed if the [^{F3}Secretary of State] proposes to make an order granting development consent on terms which are materially different from those proposed in the application.

Textual Amendments

- F1** Words in s. 114(1) substituted (1.4.2012) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 13 para. 55\(2\)\(a\)](#); [S.I. 2012/628, art. 7\(a\)](#)
- F2** Words in s. 114(1) substituted (1.4.2012) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 13 para. 55\(2\)\(b\)](#); [S.I. 2012/628, art. 7\(a\)](#)
- F3** Words in s. 114(2) substituted (1.4.2012) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 13 para. 55\(3\)](#); [S.I. 2012/628, art. 7\(a\)](#)

Commencement Information

- I1** S. 114 partly in force; s. 114 in force for certain purposes at Royal Assent see s. 241

Changes to legislation: There are currently no known outstanding effects for the Planning Act 2008, Section 114. (See end of Document for details)

I2 S. 114 in force at 1.3.2010 in so far as not already in force by [S.I. 2010/101](#), **art. 3(d)** (with [art. 6](#))

Changes to legislation:

There are currently no known outstanding effects for the Planning Act 2008, Section 114.