

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

Welsh Language Unit
July 2012

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Preparation and revision of a National Development Framework (NDF) for Wales

Also, as a consequential amendment:

- **Duty to consider whether to review Local Development Plan.** *This provision will allow a local planning authority to consider whether to carry out a review of their Local Development Plan following the publication or revision of the National Development Framework for Wales and at such other times the Welsh Ministers prescribe.*

Responsible officer: Planning Directorate: Development Plans Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language : a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh Language. The draft provisions contained in the Planning (Wales) Bill (including the proposed arrangements to prepare an NDF for Wales) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on the proposals for a NDF. Finally, the provisions will allow for 12 weeks public consultation on a Draft NDF before it is finalised; this will further allow for Welsh language interest groups to provide input into this process.

With regards to these particular provisions, the NDF will spatially articulate the Welsh Government's policies which should have already considered Welsh language matters.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: The NDF will express spatially National Policy which should have already considered Welsh language matters. The NDF will be subject to Sustainability Appraisal – which will require the likely effects of the policies in the draft National Development Framework on the use of the Welsh language to be taken into account.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The key objective of the proposal is to provide a development planning framework to enable decisions to be made on those development projects and proposals that are considered to be of national significance in terms of their land use impacts, such as for major infrastructure projects.

Any nationally significant designations to be identified in the NDF will be based upon sound evidence collated by the Welsh Ministers. This process will include consideration of the impacts of the designations on the Welsh language. Therefore it is not considered that the proposed NDF will have a negative impact on the Welsh language.

Indeed, the proposals could indirectly have a positive impact on the Welsh language. This could include identifying employment opportunities for local people or the development of infrastructure links, allowing local people to remain in their communities rather than moving away to find work.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The policy will provide a land use planning document for national development proposals and as such, would not include standards to be met and /or targets to help measure success in promoting the language. The NDF will be subject to sustainability appraisal, which will require an assessment to be made of any impacts on the Welsh language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: This document will be prepared by Welsh Ministers in order to provide a basis for making land use planning decisions on those projects that are considered to be of national significance. It will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: This document will be prepared by the Welsh Ministers in order to provide a basis for making land use planning decisions on those projects that are considered to be of national significance. It is technical in nature and will therefore not assist in providing specific local Welsh language provisions to enable use of Welsh by third parties through conditions or contracts.

Notwithstanding this, it may be possible to specify conditions and monitoring regarding the use of the Welsh language by third parties as part of the detailed preparation of a National Development Framework for Wales. For example, monitoring the number of consultation responses received in Welsh to a draft of the Framework. Such detail will be further considered as part of the preparatory process for this document.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation at Section 60 of the Planning and Compulsory Purchase Act 2004 which will introduce a statutory basis for the Welsh Ministers to prepare and publish a National Development Framework for Wales. Bilingual (i.e. English and Welsh) copies of the National Development Framework will be published. This will ensure the legislation promotes the Welsh language.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Preparation and revision of a National Development Framework for Wales**

Responsible officer: **Planning Directorate: Development Plans Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objective of the proposal is to provide a planning framework to enable decisions to be made on those development matters that are considered to be of national significance. The NDF will be strategic in nature and will be a spatial expression of existing policy, which will have already considered impacts and opportunities for the Welsh language. The NDF will be subject to sustainability appraisal, which will require the likely effects of the policies in the draft National Development Framework on the use of the Welsh language to be taken into account.

Name: Planning Bill Team

Date: 30 March 2015.

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Preparation of Strategic Development Plans (SDP). This will include designation of strategic planning areas where it is considered an SDP is required and the establishment of strategic planning panels to prepare such documents.

Also, as a consequential amendment:

- **Duty to consider whether to review Local Development Plan.** *This provision will allow for a local planning authority to consider whether to carry out a review of their Local Development Plan following the publication or revision of a Strategic Development Plan for a strategic planning area and at such other times the Welsh Ministers prescribe.*

Responsible officer: Planning Directorate: Development Plans Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language : a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh Language. The draft provisions contained in the Planning (Wales) Bill (including the proposed arrangements to allow SDP preparation in Wales) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh Language, to comment on the proposals for SDPs. Finally, the provisions will allow for consultation during preparation of SDPs; this will further allow for Welsh Language interest groups to provide input into this process.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: When any Strategic Development Plan document is prepared by a strategic planning panel, this should be communicated in Welsh and English where necessary. It is expected that strategic planning panels will communicate such documentation in Welsh where required to do so in accordance with the applicable Welsh Language Standards.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals for Strategic Development Plans will not have a negative impact on the Welsh language as the key objective of the proposal is to provide a framework for development planning where it is considered cross boundary issues are required to be addressed at a higher tier of planning than at the local level. This could include strategic decisions on housing, employment, transport and Gypsy & Traveller site provisions. Notwithstanding this, the proposals could indirectly have a positive impact on the Welsh language by providing a platform at a strategic level to support development opportunities for affordable housing and employment at the local level. This could result in development which ensures that Welsh speaking people remain in their communities rather than move away to buy a home or to find employment. Strategic Development Plans will also be able to take into account sensitive Welsh language community issues over a wider area than Local Development Plans; this could allow for developments that impact on Welsh speaking communities to be considered more strategically and potentially allow for such development to be directed to less sensitive areas. Finally, the impacts on the use of the Welsh language in local communities will be required to be considered through Local Development Plans; whereby effects of Local Development Plans on the use of the Welsh language in local planning authority areas will be taken into account as part of the sustainability appraisal process for those plans (this is already advised by TAN 20).

In addition, provisions in the Bill will ensure effects of a Strategic Development Plan on the use of the Welsh language in the strategic planning area are taken into account as part of the sustainability appraisal process for that plan.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The policy will provide a land use planning document for addressing strategic cross boundary development matters and as such, would not include standards to be met and /or targets to help measure success in promoting the language. Welsh language considerations will be required to be taken into account in the LDP preparation process during sustainability appraisal (as already advised by Technical Advice Note 20). This is the stage where LDP land use proposals and policies should be assessed with regards to their

Welsh language impacts. Notwithstanding this, consideration of Welsh language matters at a strategic level in the preparation of SDPs will be fully considered as part of the sustainability appraisal process for these documents.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: SDPs will be required by the Welsh Ministers where it is considered there are cross boundary issues that are required to be addressed at a higher tier of planning than at the local level. The documents are predominantly technical in nature and Welsh language considerations at the local level in development planning will be taken into account as part of the LDP process (as already advised by TAN 20). Therefore, SDPs will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace, such as providing help lines or Welsh Language Centres.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: SDPs will be required by the Welsh Ministers where it is considered there are cross boundary issues that are required to be addressed at a higher tier of planning than at the local level. The documents are predominantly technical in nature and Welsh language considerations at the local level in development planning will be taken into account as part of the LDP process (as already advised by TAN 20). Therefore, SDPs will not assist in providing specific local Welsh language provisions to enable increased use of Welsh by third parties through conditions or contracts. Notwithstanding the above, if there are any strategic planning matters relating to the Welsh language that are required to be picked up in particular SDPs, these will be addressed as part of the sustainability appraisal process for those documents.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation at Section 60 of the Planning and Compulsory Purchase Act 2004 which will enable the Welsh Ministers to designate a strategic planning area and establish a strategic planning panel in order to prepare and adopt a Strategic Development Plan for that area. Further, if preparing a Strategic Development Plan for its area, a strategic planning panel should set out in their Strategic Development Plan Statement of Community Involvement local community groups that are to be involved in this process. Panels should adhere to their relevant local authority Welsh Language Standards or Scheme when considering community involvement in Strategic Development Plan preparation; therefore panels should fully take into account the requirement to publish or consult on Strategic Development Plans in Welsh in accordance with their relevant Welsh Language Standards / Scheme. This will ensure the legislation promotes the Welsh language and / or enables its use in this area, if deemed necessary.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

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<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Preparation of Strategic Development Plans (SDP). This will include designation of strategic planning areas where it is considered an SDP is required and the establishment of strategic planning panels to prepare such documents.**

Responsible officer: **Planning Directorate: Development Plans Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objective of the proposal is to provide a development planning framework to enable decisions to be made on those development issues that are considered to be of strategic significance and have cross boundary implications. The impacts of the Welsh language on local communities are considered in development planning through the preparation of Local Development Plans. This proposal is therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities. Notwithstanding this, sustainability appraisal required for SDPs will ensure Welsh language considerations when planning at the strategic level are taken into account during SDP preparation. Where planning for development at a strategic level, SDPs should allow for impacts of development on Welsh speaking communities to be considered more holistically in terms of its wider context. This should allow for the improved overall planning of future development proposals to support Welsh language provision in Welsh speaking communities.

Name: Planning Bill Team

Date: 30 March 2015.

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

Welsh Language Unit
July 2012

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Local Development Plans (LDP) provisions (i.e. duration of LDPs, LDP withdrawal, directions to prepare Joint LDPs and Welsh language matters in the LDP process). Changes to the process regarding the preparation of Local Development Plans that comprises of the following:

- **Period for which Local Development Plan has effect.** *This provision will allow for Local Development Plans to have an end date, beyond which they will cease to be the extant development plan in place for that particular area.*
- **Withdrawal of Local Development Plan.** *This will allow for modified provisions with regards to if a local planning authority resolves to withdraw their Local Development Plan prior to submission to the Welsh Ministers; allowing the Welsh Ministers to be notified and consider whether to use existing reserve powers to progress the plan.*
- **The Welsh Ministers' power to direct preparation of Joint Local Development Plan.** *This provision will allow for the Welsh Ministers to direct two or more local planning authorities to prepare a Joint Local Development Plan (based on evidence).*
- **Requirement to keep Welsh language matters under review in development planning.** *This provision will ensure that local planning authorities in Wales must, in keeping matters under review include the extent to which the Welsh language is used in their area, if it may be expected to affect the development of their area or the planning of its development. This requirement would apply when local planning authorities are preparing or reviewing Local Development Plans.*
- **Requirement to assess the impacts of Local Development Plans on the Welsh language during sustainability appraisal.** *This provision will ensure that a local planning authority in Wales must include in the sustainability appraisal of its Local Development Plan, an assessment of the likely effects of the plan on the use of the Welsh language in the authority's area.*

Responsible officer: Planning Directorate: Development Plans Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh Language.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: The power to direct preparation of a Joint Local Development Plan could be used to ensure that language issues are addressed on a cross boundary basis if this were considered to be desirable.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The provisions that will require review and assessment of impacts for Welsh language matters during the Local Development Plan process (i.e. requirement to keep Welsh language matters under review in development planning and requirement to assess the impacts of Local Development Plans on the Welsh language during sustainability appraisal) will have a positive impact on the Welsh language as they will ensure consideration of the language is strengthened during the plan making process at a local level.

Currently, local planning authorities are advised to take into account the impacts of development plan policies and proposals on the Welsh language as part of the sustainability appraisal process. This advice is set out in Technical Advice Note (TAN) 20 – Planning and the Welsh Language.

The other provisions in relation to Local Development Plans are more technical and procedural in nature, relating to the way such documents are prepared and used by local planning authorities.

With regards to the more technical and procedural provisions for LDPs, the risks of each of the individual proposals on the Welsh language are discussed in detail below:

- **Period for which Local Development Plan has effect**

Allowing for an end date beyond which a local planning authority no longer has a Local Development Plan in place are designed to ensure that local planning authorities are mindful to keep their Local Development Plans up-to-date. This should assist in ensuring that impacts of development on the Welsh language are kept under review and proactively managed as part of the plan led system.

- **Withdrawal of Local Development Plan.**
This provision would in theory allow for the Welsh Ministers to direct continued preparation of a Local Development Plan, if the evidence base was in place to support a 'sound' plan. Therefore it will provide a mechanism for the Welsh Ministers to ensure local planning authorities have Local Development Plans in place. This should assist in ensuring that impacts of development on the Welsh language are taken into account as part of the plan making process and inform decisions on planning applications.

- **The Welsh Ministers' power to direct preparation of Joint Local Development Plan.**
This provision could allow the Welsh Ministers to direct preparation of Joint LDPs for two or more local planning authorities where a regional perspective needs to be taken on matters such as housing land supply. Welsh language impacts are already assessed during the LDP Sustainability Appraisal process. However this provision could allow such impacts to be considered more strategically, where need is evidenced by the Welsh Ministers in directing local planning authorities to undertake Joint LDP preparation.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

Yes: The provisions for review and assessment of impacts for Welsh language matters during the Local Development Plan process will be monitored as part of the LDP examination process undertaken by the Planning Inspectorate, to ensure the requirement is reached for all local planning authorities in Wales to take Welsh language considerations into account during preparation and review of Local Development Plans.

No: With regards to the more technical and procedural provisions (as covered above), they relate to the preparation and use of these documents by local planning authorities. It is not appropriate to include standards to be met and /or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

Yes: The provisions that will require review and assessment of impacts for Welsh language matters during the Local Development Plan process will ensure that the Welsh language is taken into account in the planning of new development for local planning authority areas where appropriate. This could assist in ensuring jobs and services are provided that encourage the use of the Welsh language in the workplace.

No: With regards to the more technical and procedural provisions (as covered above), they relate to the preparation and use of these documents by local planning authorities. As such, they will not assist in providing specific local

Welsh Language provisions to enable increased use of Welsh in the workplace,.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: The provisions that will require review and assessment of impacts for Welsh language matters during the Local Development Plan process will ensure that the Welsh language is taken into account in the planning of new development for local planning authority areas. With regards to the more technical and procedural provisions (as covered above), they relate to the preparation and use of these documents by local planning authorities. They will not assist in providing specific local Welsh Language provisions to enable use of Welsh by third parties through conditions or contracts, as they will improve existing planning processes and no third party contracts will be produced from this work.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation in the Planning and Compulsory Purchase Act 2004 which will allow the changes to the LDP process to be implemented. Changes will also be required by regulations which will be produced in Welsh and English. Planning policy in relation to the Welsh language is contained in Planning Policy Wales, Technical Advice Note (TAN) 20 and supporting TAN 20: Practice Guidance on planning and the Welsh language. The provisions will result in improved processes for ensuring LDPs are prepared at the local level, ensuring that impacts of development on the Welsh language are taken into account by local planning authorities as part of the plan making process.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Local Development Plans (LDP) provisions (i.e. duration of LDPs, LDP withdrawal, directions to prepare Joint LDPs and Welsh language matters in the LDP process)**

Responsible officer: **Planning Directorate: Development Plans Branch**

It is recognised that the provisions requiring review and assessment of impacts for Welsh language matters during the Local Development Plan process will significantly link to the language and ensure it is taken into account in the planning of new development for local planning authority areas. It is considered they will therefore have a positive impact on the language.

With regards to the more technical and procedural provisions as covered in this assessment, the key objectives of these proposals are to make technical improvements to the Local Development Plan system and in particular the ways in which these documents are prepared and used by local planning authorities. These proposals are therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities. However the provisions will result in improved processes for ensuring LDPs are prepared at the local level, assisting in ensuring that impacts of development on the Welsh language are taken into account by local planning authorities as part of the plan making process.

Name: Planning Bill Team

Date: 30 March 2015.

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Joint Planning Boards to exercise all modern local planning authority functions. Also, provisions enabling the Welsh Ministers to extend the application of the existing Joint Board provisions to include the development management functions of National Parks, by means of regulations.

Responsible officer: Planning Directorate: Planning Bill Team

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language : a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh Language. The draft provisions contained in the Planning (Wales) Bill (including the proposed arrangements to update existing Joint Planning Boards provisions) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh Language, to comment on these proposals. Amendments to the Bill have been made to refine these proposals so that the development management functions of National Park areas could be included as part of a Joint Board through regulations approved by the Welsh Ministers. These amendments have been made as a result of considering comments on the initial draft proposals by stakeholders and National Assembly Members, during the process of Assembly scrutiny of the Bill by the Environment and Sustainability Committee.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The purpose of a Joint Planning Board is to carry out the function of a local planning authority for two or more areas, each of which is the whole or part of a Welsh county or county borough. The current legislation does not

enable a Joint Planning Board (if established) to carry out all modern local planning authority functions, including the preparation of Local Development Plans. The provisions will enable a Joint Planning Board to carry out all modern local planning authority functions for local planning authorities, excluding National Park areas. There are also provisions in the Bill that could extend the scope of the powers for Joint Planning Boards so they are able to carry out development management functions for National Park areas. This would only apply if the provisions are extended by the Welsh Ministers through regulations and would not extend to plan making functions, which will continue to be carried out by the National Park Authorities. The purpose of these provisions overall are to increase the planning functions a Joint Planning Board is able to carry out, providing a tool in order to ensure efficient and resilient planning services are provided across Wales. The providing of information bilingually by a Joint Planning Board in accordance with its functions will be determined by the Joint Planning Board when taking into account their local level Welsh Language Scheme or Standards.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals will not have a negative impact on the Welsh language as they are technical provisions that will increase the planning functions a Joint Planning Board can undertake. If a Joint Planning Board were to be established for a local planning authority area (excluding National Parks), the proposals would enable it to be able to prepare a Local Development Plan for its area. Local Development Plans (LDPs) take into account the impacts of development plan policies and proposals on the Welsh language as part of the sustainability appraisal process which occurs during LDP preparation.

The provisions that will enable the Welsh Ministers to extend the scope of the Joint Planning Board provisions to include National Park Authorities' development management functions will only be used in the circumstances where evidence dictates this to be necessary in order to provide for efficient and resilient local planning services for the National Parks. As part of the planning process for new developments in the National Parks, Welsh language considerations will continue to apply in these areas.

The provisions overall may have a positive impact on the Welsh language as they will provide an appropriate mechanism to allow for the merger of local planning authority functions where evidenced and deemed appropriate by the Welsh Ministers. This could allow for developments that impact on Welsh speaking communities to be considered over a wider area and potentially allow for such development to be directed to less sensitive areas.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The policy proposals are technical provisions that will increase the local planning authority functions a Joint Planning Board is able to carry out and as

such, would not include standards to be met and /or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

Yes: The policy proposals are technical provisions that will increase the local planning authority functions a Joint Planning Board is able to carry out. Larger local planning authorities may reach a critical mass of Welsh speakers, making the provision of a wider range of services in Welsh possible.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: The policy proposals are technical provisions that will increase the local planning authority functions a Joint Planning Board is able to carry out. Therefore, they will not assist in providing specific local Welsh Language provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation at Section 78 of the Planning and Compulsory Purchase Act 2004, enabling a Joint Planning Board to be able to prepare a Local Development Plan for its district. In addition, the Bill contains a section enabling the Welsh Ministers by regulations to constitute an area that includes all or part of a National Park in Wales as a united district; which for the purposes of this legislation will enable Joint Planning Boards to exercise development management functions in National Parks.

If preparing a Local Development Plan for its district, a Joint Planning Board should set out in their Local Development Plan Community Involvement Scheme local community groups that are to be involved in this process. Boards should adhere to their relevant local authority Welsh Language Standards or Scheme when considering community involvement in Local Development Plan preparation and also during the exercise of development management functions; therefore this should result in bilingual consultation and publication of Local Development Plans and development management documentation where required in accordance with their relevant Welsh Language Standards / Scheme. This will ensure the legislation promotes the Welsh language and / or enables its use in this area, where deemed necessary.

In terms of the content of the legislation, it will provide an appropriate mechanism to allow for the merger of local planning authorities where evidenced and deemed appropriate by the Welsh Ministers. This could allow for developments that impact on Welsh speaking communities to be considered over a wider area and potentially allow for such development to be

directed to less sensitive areas. Further, larger local planning authorities may reach a critical mass of Welsh speakers, making the provision of a wider range of services in Welsh possible.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Joint Planning Boards to exercise all modern local planning authority functions. Also, provisions enabling the Welsh Ministers to extend the application of the existing Joint Board provisions to include the development management functions of National Parks, by means of regulations.**

Responsible officer: **Planning Directorate: Planning Bill Team**

There are no significant links between the policy under development and the language. The reason for this is:

The key objective of the proposal is to update the current legislation on Joint Planning Boards, allowing a Joint Planning Board (if established) the ability to carry out a full range of local planning authority functions, excluding National Park areas. There are also provisions in the Bill that could extend the scope of the powers for Joint Planning Boards to carry out local planning authority development management functions for National Parks. This would only apply if the provisions are extended by the Welsh Ministers through regulations and would not extend to plan making functions, which will continue to be carried out by the National Park Authorities. These proposals are therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities. Notwithstanding this, the content of the legislation will provide an appropriate mechanism to allow for the merger of local planning authorities where evidenced and deemed appropriate by the Welsh Ministers. This could allow for developments that impact on Welsh speaking communities to be considered over a wider area and potentially allow for such development to be directed to less sensitive areas. Further, larger local planning authorities may reach a critical mass of Welsh speakers, making the provision of a wider range of services in Welsh possible.

Name: Planning Bill Team

Date 31 March 2015.

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

This document, consisting of four questions has been designed to help you consider the requirements of Welsh speakers as you develop any new service(s) for the Welsh public¹.

It can also be used to ensure that your **existing** services meet the needs of Welsh speakers.

Using this impact assessment can help ensure that you comply with the Welsh Government's statutory Welsh Language Scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006.

The completed impact assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Commissioner's office as part of its monitoring of the Government's compliance with its Welsh Language Scheme.

There may be circumstances where the provision of a Welsh language service might not be appropriate (if, for instance, you are developing a highly technical service for a limited audience). In these cases, the reason for not offering a service in Welsh should be fully documented on this impact assessment, for audit purposes.

If any of the work is to be **contracted out**, each question should be dealt with as the contract is prepared. In other words, you should use this assessment & checklist to ensure that any third parties undertaking work on your behalf will comply with the Government's Welsh Language Scheme.

The Welsh Government is often responsible for planning and developing services which will ultimately be delivered by others e.g. local authorities, local health boards, partnerships etc. As such, this impact assessment & checklist should be used **at the outset** of planning those services to ensure that any guidance, procedures and training that are provided for those delivering services are consistent with the requirements of the Welsh Government's Welsh Language Scheme.

Some aspects of your project may not be covered by this impact assessment. Further advice about the Impact Assessment Process – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator, or the Welsh Language Unit

Welsh Language Unit

July 2012

¹ The term 'public' includes voluntary organisations and charities; public bodies such as Local Authorities and local health boards; Directors and others representing limited companies

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: **Planning (Wales) Bill: Pre-Application Consultation (to be carried out by prospective applicant for planning permission)**

This provision will require a prospective applicant for planning permission to consult with the local community on certain types of development proposals and produce a report on the outcome of that consultation. The report will be required to be included as part of the final planning application that is submitted by the applicant to the appropriate body for determination.

Project leader: **Planning Directorate: Development Management Branch**

As you answer each question, you should consider the suggestions set out in the checklist which can be found at **Annex 1** to this document.

If, after considering the checklist, you feel that providing a Welsh language service would not be appropriate, please complete **only** the declaration at **Annex 2 in full**.

Question 1

Will a regular part of the new service involve face-to-face or telephone contact between the public and staff?

Yes: The policy will be implemented largely by prospective applicants in Wales which will involve considerable face-to-face communication between local authority staff and prospective applicants for planning permission. A bilingual service will be required by local planning authorities to prospective applicants on this service so that communication of information can be undertaken in Welsh where this is requested. It is considered that local authorities should have procedures in place for Welsh-speaking officers to be involved in this process or exceptionally to provide appropriate translation services in accordance with their Welsh Language Standards or Scheme. This will ensure information on this process can be provided to prospective applicants in Welsh if requested.

Question 2

Will the new service be promoted by a publicity, communications or marketing campaign?

Yes: The Welsh Government will have a communications campaign to promote all parts of the Bill. Local Authorities and Welsh Ministers (in the case of national applications) will also need to communicate the policy at a local level during its implementation. Welsh language requirements will be considered by Welsh Ministers as part of this process in adhering to the Government's Welsh Language Standards that apply to the Welsh Ministers. Local authorities will be required to do the same as part of their Welsh

language requirements at a local level in accordance with their Welsh Language Standards or Scheme.

Question 3

Will you be producing any leaflets, forms, booklets, signs and similar material as part of the new service?

Yes: Statutory guidance and support for both Local Planning Authorities and applicants for planning permission in becoming familiar with new planning legislation will take account of Welsh language requirements in line with the Government's Welsh language Standards. Any such documents will be assessed under the Government's translation scoring system to determine whether or not they are to be translated into Welsh.

Question 4

Will the new service be supported by a website and / or be available as an online or interactive service (e.g. an intranet or other multimedia site)?

Yes: Guidance on changes to the service for pre-application consultation will be set out on the Welsh Government and local authorities' planning sections of their respective websites. It is considered that this guidance will be made available bilingually where required in accordance with the Government's Welsh Language Standards (see answer provided to question 3 above). If local authorities decide to issue any guidance on this process, they should make this guidance available bilingually where required in accordance with their Welsh Language Standards or Scheme.

Impact Assessment prepared by Planning Bill Team.
Date 1 April 2015

New Services Impact Assessment – Checklist

Annex 1

Here are some issues for you to consider adopting, whilst completing the Impact Assessment:

Question 1 (face-to-face and telephone contact)

- we will consider which posts should be designated 'Welsh essential'
- we will consider which posts should be designated 'Welsh desirable'
- we will consider what proportion of posts in an office, or team, should be filled by Welsh speakers
- we will seek Welsh speakers as we recruit or transfer staff, reflecting the decisions made above
- we will offer Welsh language training for beginners and improvers
- we will offer vocational training (to familiarise our Welsh speakers with Welsh language terminology)
- from time to time we will monitor our ability to deliver services in Welsh
- all staff will know which of their colleagues can provide this service in Welsh, so that calls from Welsh speakers can be transferred to them with ease
- database of Welsh speaking staff available on the intranet
- the helpline service will provide a bilingual service
- the helpline will give an automated option for callers to choose Welsh or English (press 1 etc)
- we will consult with HR colleagues / senior management / Welsh language scheme officer as we undertake the above

Question 2 (marketing and publicity)

- Welsh language television adverts will be broadcast
- Welsh language radio adverts will be broadcast
- Welsh language or bilingual cinema adverts will be broadcast
- Bilingual internet adverts will be published
- Bilingual, adverts will be published in English language newspapers distributed mainly or wholly in Wales (such as the Western Mail and Daily Post)
- Welsh language adverts will be placed in Welsh language publications

Question 3 (publications and signs)

- we will apply the [translation prioritisation system](#) to help us decide when material needs to be published in Welsh
- all signs will be bilingual
- we will use only qualified translators for this work

Question 4 (websites, online & interactive services)

- we will take into account the former Welsh Language Board's Bilingual Software Guidelines and Standards
(at <http://www.byig-wlb.org.uk/English/publications/Pages/PublicationItem.aspx?puburl=/English%2fpublications%2fPublications%2f3963.pdf>)

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: _____

Project leader: _____

The provision of a Welsh language (or bilingual) service will not be appropriate for this service. The reason for this is:

Name _____

Post _____

Date _____

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

This document, consisting of four questions has been designed to help you consider the requirements of Welsh speakers as you develop any new service(s) for the Welsh public².

It can also be used to ensure that your **existing** services meet the needs of Welsh speakers.

Using this impact assessment can help ensure that you comply with the Welsh Government's statutory Welsh Language Scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006.

The completed impact assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Commissioner's office as part of its monitoring of the Government's compliance with its Welsh Language Scheme.

There may be circumstances where the provision of a Welsh language service might not be appropriate (if, for instance, you are developing a highly technical service for a limited audience). In these cases, the reason for not offering a service in Welsh should be fully documented on this impact assessment, for audit purposes.

If any of the work is to be **contracted out**, each question should be dealt with as the contract is prepared. In other words, you should use this assessment & checklist to ensure that any third parties undertaking work on your behalf will comply with the Government's Welsh Language Scheme.

The Welsh Government is often responsible for planning and developing services which will ultimately be delivered by others e.g. local authorities, local health boards, partnerships etc. As such, this impact assessment & checklist should be used **at the outset** of planning those services to ensure that any guidance, procedures and training that are provided for those delivering services are consistent with the requirements of the Welsh Government's Welsh Language Scheme.

Some aspects of your project may not be covered by this impact assessment. Further advice about the Impact Assessment Process – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator, or the Welsh Language Unit

Welsh Language Unit

July 2012

² The term 'public' includes voluntary organisations and charities; public bodies such as Local Authorities and local health boards; Directors and others representing limited companies

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: **Planning (Wales) Bill: Pre-Application Services (Advice) (to be provided by local planning authority or Welsh Ministers)**

This provision will allow a prospective applicant for planning application to request advice from the determining body on their proposals before the application is formally submitted for consideration. The determining body will be under a legal duty to provide this advice. The detail regarding the providing of this service will be set out in subordinate legislation. The determining body could be the Welsh Ministers or the local planning authority depending on the type of planning application proposal.

Project leader: **Planning Directorate : Development Management Branch**

As you answer each question, you should consider the suggestions set out in the checklist which can be found at **Annex 1** to this document.

If, after considering the checklist, you feel that providing a Welsh language service would not be appropriate, please complete **only** the declaration at **Annex 2 in full**.

Question 1

Will a regular part of the new service involve face-to-face or telephone contact between the public and staff?

Yes: The policy will be implemented by local planning authorities and the Welsh Ministers in Wales which will involve considerable face-to-face communication between local authority staff or the Welsh Minister's officials and prospective applicants for planning permission. A bilingual service will be required to be provided by the Welsh Ministers or local authorities for pre-application services so that communication of information can be undertaken in Welsh where this is requested by potential applicants. At both local planning authority and the Welsh Minister level, it is considered that there will be Welsh-speaking officers involved in this process or exceptionally translation arrangements will be in place in order to provide information to applicants in Welsh if requested.

Question 2

Will the new service be promoted by a publicity, communications or marketing campaign?

Yes: The Welsh Government will have a communications campaign to promote all parts of the Bill. Local Authorities and the Welsh Ministers (in the case of national applications) will also need to communicate the policy at a local level during its implementation. Welsh language requirements will be considered by the Welsh Ministers as part of this process in adhering to the Government's Welsh Language Standards that apply to the Welsh Ministers.

Local authorities will be required to do the same as part of their Welsh language requirements at a local level in accordance with their Welsh Language Standards or Scheme.

Question 3

Will you be producing any leaflets, forms, booklets, signs and similar material as part of the new service?

Yes: Statutory Guidance and support for both Local Planning Authorities and applicants for planning permission in becoming familiar with new planning legislation will take account of Welsh language requirements in line with the Government's Welsh Language Standards. Any such documents will be assessed under the Government's translation scoring system to determine whether or not they are to be translated into Welsh.

Question 4

Will the new service be supported by a website and / or be available as an online or interactive service (e.g. an intranet or other multimedia site)?

Yes: Guidance on the process of providing a pre-application service (advice) will be set out on the Welsh Government and local authorities' planning sections of their respective websites. It is considered that this guidance will be made available bilingually where required in accordance with the Government's Welsh Language Standards (see answer provided to question 3 above). If local authorities decide to issue any guidance on this process, they should make this guidance available bilingually where required in accordance with their Welsh Language Standards or Scheme.

Impact Assessment prepared by Planning Bill Team.
Date 1 April 2015

New Services Impact Assessment – Checklist

Annex 1

Here are some issues for you to consider adopting, whilst completing the Impact Assessment:

Question 1 (face-to-face and telephone contact)

- we will consider which posts should be designated 'Welsh essential'
- we will consider which posts should be designated 'Welsh desirable'
- we will consider what proportion of posts in an office, or team, should be filled by Welsh speakers
- we will seek Welsh speakers as we recruit or transfer staff, reflecting the decisions made above
- we will offer Welsh language training for beginners and improvers
- we will offer vocational training (to familiarise our Welsh speakers with Welsh language terminology)
- from time to time we will monitor our ability to deliver services in Welsh
- all staff will know which of their colleagues can provide this service in Welsh, so that calls from Welsh speakers can be transferred to them with ease
- database of Welsh speaking staff available on the intranet
- the helpline service will provide a bilingual service
- the helpline will give an automated option for callers to choose Welsh or English (press 1 etc)
- we will consult with HR colleagues / senior management / Welsh language scheme officer as we undertake the above

Question 2 (marketing and publicity)

- Welsh language television adverts will be broadcast
- Welsh language radio adverts will be broadcast
- Welsh language or bilingual cinema adverts will be broadcast
- Bilingual internet adverts will be published
- Bilingual, adverts will be published in English language newspapers distributed mainly or wholly in Wales (such as the Western Mail and Daily Post)
- Welsh language adverts will be placed in Welsh language publications

Question 3 (publications and signs)

- we will apply the [translation prioritisation system](#) to help us decide when material needs to be published in Welsh
- all signs will be bilingual
- we will use only qualified translators for this work

Question 4 (websites, online & interactive services)

- we will take into account the former Welsh Language Board's Bilingual Software Guidelines and Standards
(at <http://www.byig-wlb.org.uk/English/publications/Pages/PublicationItem.aspx?puburl=/English%2fpublications%2fPublications%2f3963.pdf>)

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: _____

Project leader: _____

The provision of a Welsh language (or bilingual) service will not be appropriate for this service. The reason for this is:

Name _____

Post _____

Date _____

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

This document, consisting of four questions has been designed to help you consider the requirements of Welsh speakers as you develop any new service(s) for the Welsh public³.

It can also be used to ensure that your **existing** services meet the needs of Welsh speakers.

Using this impact assessment can help ensure that you comply with the Welsh Government's statutory Welsh Language Scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006.

The completed impact assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Commissioner's office as part of its monitoring of the Government's compliance with its Welsh Language Scheme.

There may be circumstances where the provision of a Welsh language service might not be appropriate (if, for instance, you are developing a highly technical service for a limited audience). In these cases, the reason for not offering a service in Welsh should be fully documented on this impact assessment, for audit purposes.

If any of the work is to be **contracted out**, each question should be dealt with as the contract is prepared. In other words, you should use this assessment & checklist to ensure that any third parties undertaking work on your behalf will comply with the Government's Welsh Language Scheme.

The Welsh Government is often responsible for planning and developing services which will ultimately be delivered by others e.g. local authorities, local health boards, partnerships etc. As such, this impact assessment & checklist should be used **at the outset** of planning those services to ensure that any guidance, procedures and training that are provided for those delivering services are consistent with the requirements of the Welsh Government's Welsh Language Scheme.

Some aspects of your project may not be covered by this impact assessment. Further advice about the Impact Assessment Process – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator, or the Welsh Language Unit

Welsh Language Unit

July 2012

³ The term 'public' includes voluntary organisations and charities; public bodies such as Local Authorities and local health boards; Directors and others representing limited companies

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: **Planning (Wales) Bill: Provisions for ‘Development of National Significance’ planning applications to be made to Welsh Ministers (including local planning authorities being required to submit a local impact report on the application)**

Proposals to create a new planning application process for determining certain types of development proposals which are of greatest significance to Wales. This process will ensure such development proposals are determined under a new ‘Development of National Significance’ (DNS) procedure by Welsh Ministers, rather than by local planning authorities as they would be currently.

Project leader: **Planning Directorate: Decisions Branch**

As you answer each question, you should consider the suggestions set out in the checklist which can be found at **Annex 1** to this document.

If, after considering the checklist, you feel that providing a Welsh language service would not be appropriate, please complete **only** the declaration at **Annex 2 in full**.

Question 1

Will a regular part of the new service involve face-to-face or telephone contact between the public and staff?

Yes: The policy will be implemented largely by the Welsh Ministers which will involve considerable face-to-face communication between officials and applicants for planning permission. A bilingual service will need to be provided by the Welsh Ministers for DNS applications so that communication of information can be undertaken in Welsh where this is requested by applicants and or interested individuals. It is considered that there will be Welsh-speaking officers involved in this process who can provide information to applicants in Welsh if requested.

Question 2

Will the new service be promoted by a publicity, communications or marketing campaign?

Yes: The Welsh Government will have a communications campaign to promote all parts of the Bill. Local Authorities and the Welsh Ministers (in the case of DNS applications) will also need to communicate the policy at a local level during its implementation. Welsh language requirements will be considered by the Welsh Ministers as part of this process in adhering to corporate standards. Local authorities will be required to do the same as part of their Welsh language requirements at a local authority level.

Question 3

Will you be producing any leaflets, forms, booklets, signs and similar material as part of the new service?

Yes: Statutory Guidance and support for both Local Planning Authorities and applicants for planning permission in becoming familiar with new planning legislation will take account of Welsh language requirements in line with the Government's Welsh Language Standards. Any such documents will be assessed under the Government's translation scoring system to determine whether or not they are to be translated into Welsh.

Question 4

Will the new service be supported by a website and / or be available as an online or interactive service (e.g. an intranet or other multimedia site)?

Yes: Guidance on changes to the service for determining the types of planning applications to be considered under the DNS procedure will be set out on the Welsh Government and local authorities' planning sections of their respective websites. It is considered that this guidance will be available bilingually where required in accordance with the Government's Welsh Language Standards (see answer provided to question 3 above).

Impact Assessment prepared by Planning Bill Team.

Date 1 April 2015

New Services Impact Assessment – Checklist

Annex 1

Here are some issues for you to consider adopting, whilst completing the Impact Assessment:

Question 1 (face-to-face and telephone contact)

- we will consider which posts should be designated 'Welsh essential'
- we will consider which posts should be designated 'Welsh desirable'
- we will consider what proportion of posts in an office, or team, should be filled by Welsh speakers
- we will seek Welsh speakers as we recruit or transfer staff, reflecting the decisions made above
- we will offer Welsh language training for beginners and improvers
- we will offer vocational training (to familiarise our Welsh speakers with Welsh language terminology)
- from time to time we will monitor our ability to deliver services in Welsh
- all staff will know which of their colleagues can provide this service in Welsh, so that calls from Welsh speakers can be transferred to them with ease
- database of Welsh speaking staff available on the intranet
- the helpline service will provide a bilingual service
- the helpline will give an automated option for callers to choose Welsh or English (press 1 etc)
- we will consult with HR colleagues / senior management / Welsh language scheme officer as we undertake the above

Question 2 (marketing and publicity)

- Welsh language television adverts will be broadcast
- Welsh language radio adverts will be broadcast
- Welsh language or bilingual cinema adverts will be broadcast
- Bilingual internet adverts will be published
- Bilingual, adverts will be published in English language newspapers distributed mainly or wholly in Wales (such as the Western Mail and Daily Post)
- Welsh language adverts will be placed in Welsh language publications

Question 3 (publications and signs)

- we will apply the [translation prioritisation system](#) to help us decide when material needs to be published in Welsh
- all signs will be bilingual
- we will use only qualified translators for this work

Question 4 (websites, online & interactive services)

- we will take into account the former Welsh Language Board's Bilingual Software Guidelines and Standards
(at <http://www.byig-wlb.org.uk/English/publications/Pages/PublicationItem.aspx?puburl=/English%2fpublications%2fPublications%2f3963.pdf>)

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: _____

Project leader: _____

The provision of a Welsh language (or bilingual) service will not be appropriate for this service. The reason for this is:

Name _____

Post _____

Date _____

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

Welsh Language Unit
July 2012

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Connected consents associated with Development of National Significance applications made directly to the Welsh Ministers

Responsible officer: Planning Directorate: Decisions Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language : a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft Planning (Wales) Bill consultation has provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on proposals for connected consents to be considered by the Welsh Ministers alongside the primary planning application proposal.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The proposals are to ensure that connected consents associated with Development of National Significance applications may be made directly to the Welsh Ministers, where developers request them. The proposal makes changes to a primary Act. Its purpose is to ensure efficiency in determining infrastructure projects. Welsh language considerations in the planning applications process are taken into account through Technical Advice Note 20 and the Local Development Plan process.

Yes: Notwithstanding the above, if there are any changes made to the process for handling connected applications requiring policy or guidance, bilingual communication of such documentation may be required in accordance with the Government's Welsh Language Standards that apply to

the Welsh Ministers. Policy or guidance documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals are to ensure that connected consents associated with Development of National Significance applications may be made directly to the Welsh Ministers, where developers request them. The proposal makes technical changes to a primary Act. Its purpose is to ensure efficiency in determining infrastructure projects. This could assist in supporting appropriate development that provides jobs and services for Welsh speaking communities at a local level.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The proposals are to ensure that connected consents associated with Development of National Significance applications may be made directly to the Welsh Ministers, where developers request them. The proposal makes technical changes to a primary Act. Its purpose is to ensure efficiency in determining infrastructure projects. Welsh language considerations in the planning applications process are taken into account through other mechanisms. Therefore, the provisions cannot include standards to be met and / or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The proposals are to ensure that connected consents associated with Development of National Significance applications may be made directly to the Welsh Ministers, where developers request them. The proposal makes technical changes to a primary Act. Its purpose is to ensure efficiency in determining infrastructure projects. As such, they will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: As for Questions 4 and 5, the provisions are technical in nature relating to consideration of applications connected to those development proposals determined by the Welsh Ministers. Therefore, they cannot enable the placing of conditions (&/or monitor these) with regard to the use of Welsh by third parties.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: Proposed Section 62F of the Town and Country Planning Act 1990 will allow connected consents associated with Development of National Significance applications to be made directly to the Welsh Ministers, where requested by the developer. Connected consents may be determined by any body which has public functions in Wales, for which the National Assembly for Wales has competence. The proposals are to ensure that connected consents associated with Development of National Significance applications may be made directly to the Welsh Ministers, where developers request them. The proposal makes technical changes to a primary Act. Its purpose is to ensure efficiency in determining infrastructure projects. The proposal could assist in supporting appropriate development that provides jobs and services for Welsh speaking communities at a local level.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Connected consents associated with Development of National Significance applications made directly to the Welsh Ministers**

Responsible officer: **Planning Directorate: Decisions Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The proposals are to ensure that connected consents associated with Development of National Significance applications may be made directly to the Welsh Ministers, where developers request them. Its purpose is to ensure efficiency in determining infrastructure projects. These proposals are therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities. Notwithstanding this, the proposals could assist in supporting appropriate development that provides jobs and services for Welsh speaking communities at a local level.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

This document, consisting of four questions has been designed to help you consider the requirements of Welsh speakers as you develop any new service(s) for the Welsh public⁴.

It can also be used to ensure that your **existing** services meet the needs of Welsh speakers.

Using this impact assessment can help ensure that you comply with the Welsh Government's statutory Welsh Language Scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006.

The completed impact assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Commissioner's office as part of its monitoring of the Government's compliance with its Welsh Language Scheme.

There may be circumstances where the provision of a Welsh language service might not be appropriate (if, for instance, you are developing a highly technical service for a limited audience). In these cases, the reason for not offering a service in Welsh should be fully documented on this impact assessment, for audit purposes.

If any of the work is to be **contracted out**, each question should be dealt with as the contract is prepared. In other words, you should use this assessment & checklist to ensure that any third parties undertaking work on your behalf will comply with the Government's Welsh Language Scheme.

The Welsh Government is often responsible for planning and developing services which will ultimately be delivered by others e.g. local authorities, local health boards, partnerships etc. As such, this impact assessment & checklist should be used **at the outset** of planning those services to ensure that any guidance, procedures and training that are provided for those delivering services are consistent with the requirements of the Welsh Government's Welsh Language Scheme.

Some aspects of your project may not be covered by this impact assessment. Further advice about the Impact Assessment Process – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator, or the Welsh Language Unit

Welsh Language Unit

July 2012

⁴ The term 'public' includes voluntary organisations and charities; public bodies such as Local Authorities and local health boards; Directors and others representing limited companies

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: **Planning (Wales) Bill: Option for applicant to make application direct to the Welsh Ministers, rather than to the local planning authority (if the local planning authority has been designated for that purpose). Includes option to make connected applications to Welsh Ministers under this particular procedure**

This provision will allow a developer who wishes to submit a development proposal for planning consent the option of submitting their proposal (including any connected applications) to Welsh Ministers for consideration, rather than to the relevant local planning authority. This would only occur where a local planning authority has been designated as 'poorly performing'. The provisions will also require the Welsh Ministers to notify the relevant community council of any applications made to them under these particular circumstances.

Project leader: **Planning Directorate: Development Management Branch**

As you answer each question, you should consider the suggestions set out in the checklist which can be found at **Annex 1** to this document.

If, after considering the checklist, you feel that providing a Welsh language service would not be appropriate, please complete **only** the declaration at **Annex 2 in full**.

Question 1

Will a regular part of the new service involve face-to-face or telephone contact between the public and staff?

Yes: If a local planning authority is designated as poorly performing, the Welsh Ministers would provide applicants with the option of submitting planning applications directly to them for determination rather than to the local planning authority. This will involve considerable direct communication between national officers and applicants for planning permission which will need to be bilingual where requested. In such cases, it is considered there will be Welsh-speaking officers involved in this process who can communicate information on the Welsh language.

Question 2

Will the new service be promoted by a publicity, communications or marketing campaign?

Yes: The Welsh Government will have a communications campaign to promote all parts of the Bill. Local Authorities and the Welsh Ministers will also need to communicate the policy at a local level during its implementation. Welsh language requirements will be considered by the Welsh Ministers as part of this process in adhering to corporate standards. Local authorities will

be required to do the same as part of their Welsh language requirements at a local authority level.

Question 3

Will you be producing any leaflets, forms, booklets, signs and similar material as part of the new service?

Yes: Statutory Guidance and support for both Local Planning Authorities and applicants for planning permission in becoming familiar with new planning legislation will take account of Welsh language requirements in line with the Government's Welsh Language Standards. Any such documents will be assessed under the Government's translation scoring system to determine whether or not they are to be translated into Welsh.

Question 4

Will the new service be supported by a website and / or be available as an online or interactive service (e.g. an intranet or other multimedia site)?

Yes: If any local planning authorities are designated as 'poorly performing' under this proposal, guidance on submitting planning applications by the direct applications route to the Welsh Ministers will be set out on the Welsh Government and local authorities' planning sections of their respective websites. It is considered that this guidance will be made available bilingually where required in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers (see answer provided to question 3 above) and if published by a local authority, in accordance with their Welsh Language Standards or Scheme.

Impact Assessment prepared by Planning Bill Team.

Date: 1 April 2015

New Services Impact Assessment – Checklist

Annex 1

Here are some issues for you to consider adopting, whilst completing the Impact Assessment:

Question 1 (face-to-face and telephone contact)

- we will consider which posts should be designated 'Welsh essential'
- we will consider which posts should be designated 'Welsh desirable'
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- we will seek Welsh speakers as we recruit or transfer staff, reflecting the decisions made above
- we will offer Welsh language training for beginners and improvers
- we will offer vocational training (to familiarise our Welsh speakers with Welsh language terminology)
- from time to time we will monitor our ability to deliver services in Welsh
- all staff will know which of their colleagues can provide this service in Welsh, so that calls from Welsh speakers can be transferred to them with ease
- database of Welsh speaking staff available on the intranet
- the helpline service will provide a bilingual service
- the helpline will give an automated option for callers to choose Welsh or English (press 1 etc)
- we will consult with HR colleagues / senior management / Welsh language scheme officer as we undertake the above

Question 2 (marketing and publicity)

- Welsh language television adverts will be broadcast
- Welsh language radio adverts will be broadcast
- Welsh language or bilingual cinema adverts will be broadcast
- Bilingual internet adverts will be published
- Bilingual, adverts will be published in English language newspapers distributed mainly or wholly in Wales (such as the Western Mail and Daily Post)
- Welsh language adverts will be placed in Welsh language publications

Question 3 (publications and signs)

- we will apply the [translation prioritisation system](#) to help us decide when material needs to be published in Welsh
- all signs will be bilingual
- we will use only qualified translators for this work

Question 4 (websites, online & interactive services)

- we will take into account the former Welsh Language Board's Bilingual Software Guidelines and Standards (at <http://www.byig-wlb.org.uk/English/publications/Pages/PublicationItem.aspx?puburl=/English%2fpublications%2fPublications%2f3963.pdf>)

Welsh Government: Welsh Language Scheme

New Services Impact Assessment

Project name: _____

Project leader: _____

The provision of a Welsh language (or bilingual) service will not be appropriate for this service. The reason for this is:

Name _____

Post _____

Date _____

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Validation Appeals - In summary, the provisions provide applicants with a right of appeal to the Welsh Ministers where the local planning authority has decided not to validate their planning application. They also introduce greater proportionality to local planning authority requests for information to accompany planning applications.

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within the Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft Planning (Wales) Bill consultation has provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on proposals to introduce a right of appeal for an applicant to Welsh Ministers where the local planning authority has decided not to validate their application.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The proposals are specific in nature and are designed to ensure that an applicant has a right of appeal to Welsh Ministers where the local planning authority has decided not to validate their application. The primary purpose of these provisions is to ensure fairness in the process for registering a planning application, requiring local planning authorities to give full consideration as to whether the information they request is really necessary and relevant to the planning application. Further, the provisions are related to a specific element of the planning application process and are not about the determination of the

development. Welsh language matters are given due regard in the determination of development through advice set out in Technical Advice Note 20 and the Local Development Plan process. Therefore, it is not considered appropriate for Welsh language matters to be included as part of the validation requirements.

Yes: Notwithstanding the above, if it's considered that policy or guidance is required to support these proposals, any supporting policy or guidance will be considered in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers. To clarify, any supporting policy or guidance documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals are specific in nature and are designed to ensure that applicants can more easily challenge the local planning authority's decision not to validate their application. They are therefore unlikely to have any negative impact on the Welsh language.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The proposals are specific in nature and are designed to ensure that applicants can more easily challenge the local planning authority's decision not to validate their application. The considerations of Welsh language matters in the planning system are taken into account through other mechanisms. Therefore, it would not be appropriate for the provisions to include standards and / or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The proposals are technical and procedural in nature relating to the validation of a planning application. As such, they will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: As for Questions 4 and 5, the provisions are technical and procedural in nature relating to the registering of a planning application. Therefore, they do not provide an opportunity to place conditions (&/or to monitor them) with regard to the use of the Welsh language by third parties.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: Proposed Section 62ZA of the Town and Country Planning Act 1990 requires local planning authorities to serve a notice upon an application where they consider that the application submitted to them does not comply with the validation requirements imposed under Section 62 of the 1990 Act. It will enable the Welsh Ministers, by means of development order, to make provisions about the giving of the notice, including about the information to be included and how and when it is to be given. Proposed Section 62ZB provides applicants with a right of appeal to the Welsh Ministers where the local planning authority has served the notice under Section 62ZA. It prescribes the grounds on which the appeal may be made, and enables the Welsh Ministers, by means of development order, to prescribe the requirements for submitting the appeal, including how and when the notice of appeal is to be made and the information that is to accompany it. Due to the specific nature of the provisions and because they are designed to ensure that applicants can more easily challenge the local planning authority's decision not to validate their application, it is not considered that they will have a direct impact on the Welsh language.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh

- publishing in Welsh
- provision of youth services in Welsh
- provision of other services in Welsh (by 3rd parties &/or the Welsh Government)
- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Validation Appeals - In summary, the provisions provide applicants with a right of appeal to the Welsh Ministers where the local planning authority has decided not to validate their planning application. They also introduce greater proportionality to local planning authority requests for information to accompany planning applications.**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The proposals are specific in nature and are designed to ensure that an applicant has a right of appeal to the Welsh Ministers where the local planning authority has decided not to validate their application, making it easier for the applicant to challenge the local planning authority's decision. The primary purpose of these provisions is to ensure fairness in the process for registering a planning application, requiring local planning authorities to give full consideration as to whether the information they request is really necessary and relevant to the planning application. These proposals are therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

Welsh Language Unit
July 2012

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Form and manner of decision notices (including requiring plans or other documents with regards to the development to be specified on the decision notice). Provision will enable the following:

A new form of decision notice that accompanies a planning permission. The new form of decision notice will identify the plans and documents associated with the planning permission and also will record details on future applications associated with the initial planning permission. It will essentially ensure the decision notice is a 'live' document that reflects the current position of the planning permission so that it is easier for developers and stakeholders to identify the up-to-date position on the development proposals granted planning consent.

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft provisions contained in the Planning (Wales) Bill (including the proposed new form of decision notices in Wales) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on the proposals for a new form of decision notice in Wales.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The policy proposal is a technical amendment with regards to what planning permission information is included by local planning authorities on a decision notice. Local authorities determine whether to publish the notice

bilingually; taking into account their Welsh Language Scheme and in future any Welsh Language Standards. Local authorities would adhere to their local level Welsh language requirements (i.e. their Welsh Language Standards or Scheme) when deciding on whether to publish decision notices in Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The policy proposal will enable decision notices given with planning permissions to be kept up-to-date, allowing for the recording of any subsequent permission/s granted for a development on the same decision notice. This process will make it easier for developers and stakeholders to identify the scope of the planning permission. Because this proposal relates to a technical amendment with regards to the documentation of planning permissions during the planning process, there is no risk that the policy may have a negative impact on the language. This is provided the local planning authorities follow the approach set out in their Welsh Language Schemes or any future Welsh Language Standards.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: This proposal relates to a technical amendment with regards to the documentation of permissions during the planning application process and as such, would not include standards to be met and / or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: This proposal relates to a technical amendment with regards to the documentation of permissions during the planning application process. Therefore, it will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace, such as providing help lines or Welsh Language Centres.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: This proposal relates to a technical amendment with regards to the grant of planning permission. Therefore, it will not assist in providing specific local Welsh language provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation with a new Section 71ZA of the Town and Country Planning Act 1990. These provisions will enable the Welsh Ministers to set out the form and manner of decision notices by secondary legislation. Any guidance that is prepared in accordance with these changes will be published bilingually (i.e. in English and Welsh) if required to do so by the Government's Welsh Language Standards that apply to the Welsh Ministers.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&ncID=66&ncID2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&ncID=42&ncID2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Form and manner of decision notices (including requiring plans or other documents with regards to the development to be specified on the decision notice).**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objective of this proposal is to enable decision notices to be kept up-to-date, allowing for the recording of any subsequent permission/s granted for a development on the same decision notice. This proposal is therefore technical in nature with regards to the documentation of planning permissions and is not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Notification of initiation of development and display of notice

Proposals to reform the planning system in Wales that will comprise of the following elements as described below:-

Notification of Initiation of Development. *This provision will require developers who have obtained planning consent for development to notify the relevant local planning authority of the date on which the development is to begin and the details of the planning permission to be implemented.*

Display of Notice. *This provision will require the developer to display on or near the development site a notice of a decision to grant planning permission for that development.*

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within the Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft provisions contained in the Planning (Wales) Bill (including the proposed arrangements for notification and display of notice) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on these proposals.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: When the policy documentation and any supporting guidance are produced by Welsh Government to support this proposal, bilingual communication of the policy and guidance documentation may be required in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers. Bilingual templates for use by local planning authorities and applicants regarding these proposals will be provided by Welsh Government.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals for notification are considered to provide greater clarity to those with an interest in development proposals and allow people to use Welsh or English. It is considered to be appropriate for the developer and local planning authority to determine whether display of notices should be provided in Welsh depending on the location the notice is to be displayed. This determination should be undertaken in accordance with the local authority's published Welsh language standards or scheme.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The aim of the policy is to provide greater clarity to communities and local planning authorities of developments that have received planning permission and are commencing and as such, would not include standards to be met and / or targets to help measure success in promoting the language. Notwithstanding this, local planning authorities could measure use of Welsh language forms as part of wider corporate Welsh language monitoring.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The policy is technical in nature and aims to provide greater clarity to communities and local planning authorities of developments that have received planning permission and are commencing. Therefore, it will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: The policy is technical in nature and aims to provide greater clarity to communities and local planning authorities on developments that have received planning permission and details regarding when work is due to start. Therefore, it will not assist in providing specific local Welsh language

provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation with the addition of a new Section 71ZB to the Town and Country Planning Act 1990. This new section places a requirement on developers to notify the local planning authority of the date on which the development is to begin and the details of the planning permission to be implemented. It also requires a developer to display on or near the development site a notice of a decision to grant planning permission for that development. Bilingual (i.e. Welsh and English) copies of any guidance on these changes will be issued where required in compliance with the Government's Welsh Language Standards that apply to the Welsh Ministers. Secondary legislation / guidance will also include bilingual forms / templates for use by local planning authorities regarding these proposals.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
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Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Notification of initiation of development and display of notice**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objectives of these proposals are to provide greater clarity to local planning authorities and to local communities on new development proposals that have been granted planning consent. These proposals are therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language : a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Provisions for Statutory Consultees

Proposals to reform the planning system in Wales with regards to consulting with statutory consultees on planning applications. For information, statutory consultees can be defined as organisations and bodies as specified in legislation that must be consulted on certain types of planning applications. They provide specialist, technical advice on development proposals.

The proposals for statutory consultees will comprise of the following elements as described below:-

- *Undertaking of pre-application consultation for certain types of development, with the legislation requiring the applicant to consult persons specified in secondary legislation about the proposed development. The persons specified in secondary legislation may include 'statutory consultees'. Detail on how pre-application consultation with statutory consultees is to be carried out (i.e. timescales and requirements for statutory consultees to report to the Welsh Ministers on compliance) will also be set out in secondary legislation. This provision will require applicants to provide information on their proposals to statutory consultees so consultees can comment on the proposals before they are submitted to the local planning authority.*
- *When a local planning authority consults a statutory consultee, following submission of a planning application, they cannot determine the application before the period specified in a development order. This is a technical provision with regards to the procedure for consulting with statutory consultees following the submission of any planning applications.*
- *Duty on those statutory consultees consulted on the planning application to provide a 'substantive response' to any consultation request within a specified timescale. This provision will require statutory consultees to provide a certain amount of detail in their consultation responses before they are deemed acceptable – i.e. they must be substantive. The statutory consultee must provide a response before the end of a period specified in a development order. This is a technical provision with regards to the procedure for consulting with statutory consultees on planning applications.*
- *Duty on statutory consultees to provide reports to the Welsh Ministers on their performance – i.e. a 'performance report'. This provision will require statutory consultees to report on their performance to the Welsh Ministers.*
- *Detail in respect of consultation carried out by local planning authorities with statutory consultees on a submitted planning application (for example what constitutes a 'substantive response') to be provided in secondary legislation. This will allow further technical provisions to be set out in secondary legislation with regards to the procedure for consulting with statutory consultees following the submission of any planning applications.*

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within the Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft provisions contained in the Planning (Wales) Bill (including the proposed changes to consulting with statutory consultees on planning applications in Wales) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on the proposals for statutory consultees contributing in the planning applications process. Finally, the secondary legislation provisions for statutory consultees will be subject to public consultation; this will further allow for Welsh language interest groups to provide input into this process.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: Where policy documentation and supporting guidance are required by Welsh Government to support this proposal, bilingual communication of the policy and guidance documentation may be required in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers. Any such documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals are designed to ensure that those organisations and bodies which provide specialist, technical information contribute positively to the process in providing advice on planning application proposals. As these proposals are technical in nature and relate to improving the process for

statutory consultees providing advice on development proposals, there is not considered to be a risk that they may have a negative impact on the language.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The proposals are technical in nature and relate to the contribution statutory consultees make to the planning applications process. As such, the policy cannot include standards to be met and /or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: Because the proposals are technical in nature and relate to the contribution statutory consultees make to the planning applications process, the provisions will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace, such as providing help lines or Welsh Language Centres.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: Because the proposals are technical in nature and relate to the contribution statutory consultees make to the planning applications process, the provisions will not assist in providing specific local Welsh language provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation in the Town and Country Planning Act 1990 to ensure statutory consultees contribute positively to the planning applications process. Where required by the Government's Welsh Language Standards that apply to the Welsh Ministers, bilingual versions of any policy or guidance documentation relating to these provisions will be issued to ensure the legislation promotes the Welsh Language and / or enables its use in this area.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Provisions for Statutory Consultees**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objectives of these proposals are to ensure those organisations and bodies which can provide specialist, technical information contribute positively to the process in providing advice on planning application proposals. As these proposals are technical in nature and only relate to improving the process for statutory consultees providing advice on development proposals, they are not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language: a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Stopping Up or Diversion of Public Paths and Highways

These provisions will extend the scope of orders for the stopping up or diversion of public paths and highways to enable developments to be carried out in accordance with relevant planning permissions. The scope will be extended to include any direct planning applications that are made to the Welsh Ministers. The provisions will allow an order to be made in anticipation of planning permission in respect of the stopping up or diversion of public paths. The provisions will also enable the determining authority the ability to not confirm a stopping up or diversion order until planning permission has actually been granted and unless satisfied that it is necessary to enable the development to be carried out.

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft provisions contained in the Planning (Wales) Bill (which include extending the existing provisions in relation to stopping up or diversion of public paths and highways) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on these proposals.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: If it is deemed policy documentation and any supporting guidance are required and therefore produced by Welsh Government to support these provisions, bilingual communication of the policy and guidance documentation may be required in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers. Any such documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: These provisions are technical in nature. They will provide additional mechanisms to allow for orders on the stopping up or diversion of public paths and highways to be made where they are necessary to enable planning permissions for development to go ahead. As such, there is not a risk that the provisions may have a negative impact on the language.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The provisions are technical in nature relating to the stopping up or diversion of public paths and highways as part of the planning application process. As such, they would not include standards to be met and /or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The proposals are technical in nature and are designed to update the existing stopping up or diversion provisions in accordance with other related proposals for the planning system in Wales that have been identified in the Planning (Wales) Bill (for example, direct planning applications to Welsh Ministers). Therefore, they will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace, such as providing help lines or Welsh Language Centres.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: The proposals are technical in nature and are designed to update the existing stopping up or diversion provisions in accordance with other related proposals for the planning system in Wales that have been identified in the Planning (Wales) Bill (for example, direct planning applications to the Welsh Ministers). Therefore, they will not assist in providing specific local Welsh

language provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation at Sections 253, 257 and 259 of the Town and Country Planning Act 1990 which will extend the scope of orders for the stopping up or diversion of public paths and highways where they are necessary to enable developments to be carried out in accordance with their relevant planning permission. The scope will be extended as previously described within this Assessment. Whilst these provisions are technical in nature, any policy or guidance on these provisions will be published in Welsh where this is required by the Government's Welsh Language Standards that apply to the Welsh Ministers.

Checklist - Annex 1

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<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

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- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
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 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

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 - number and percentage of Welsh speaking staff
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- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Stopping Up or Diversion of Public Paths and Highways**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objective of the proposal is to extend the scope of orders for the stopping up or diversion of public paths and highways where they are necessary to enable developments to be carried out in accordance with their relevant planning permission. They are technical in nature and are therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language: a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning Committees, role of Members and delegation - Introduce a national scheme of delegation for officers to determine planning applications and prescribe the size and composition within which Local Planning Authority Committees should operate

- **Introduce a national scheme of delegation.** This provision will enable the Welsh Ministers by means of regulations to require a local planning authority to make arrangements for the discharge of functions relating to planning applications by a committee, sub-committee or an officer of the Authority. In practice, it will enable the Welsh Ministers to set out the circumstances where a planning application is to be determined by Planning Committee and circumstances where it can be determined by an officer of the Authority.
- **Size and composition within which Local Planning Authority Committees should operate.** This provision will allow for the Welsh Ministers by regulations to prescribe requirements relating to the size and composition of planning committees.

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft Planning (Wales) Bill consultation has provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on the proposed changes to the procedures for planning committees and delegation of planning applications. Further research commissioned by Welsh Government has also provided external stakeholders with the opportunity to have their say

on the efficiency and effectiveness of planning committees in Wales. This research has informed the final Bill provisions for planning committees and delegation.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The provisions will regulate the procedures by which local planning authorities determine planning applications – i.e. if they are determined by planning committees or delegated to planning officers. They are specific in nature and are designed to improve the efficiency and consistency of the process for determining planning applications. Welsh language considerations in the planning applications process are taken into account through Technical Advice Note 20 and the Local Development Plan process.

Yes: Notwithstanding the above, if there are any changes made nationally to the process for determining planning applications by local planning authorities, any supporting guidance will be considered in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers. To clarify, any supporting guidance documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals are specific in nature and are designed to ensure a more efficient and consistent process for the determination of planning applications. They are therefore unlikely to have any negative impact on the Welsh language. Indeed, the provisions may indirectly have a positive impact as they should ensure a more efficient and consistent process for approving appropriate planning applications. This could assist in providing jobs and services for Welsh speaking communities.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The proposals are technical in nature relating to how planning committees operate and how planning applications are delegated to planning officers. They are designed to ensure a more efficient and consistent process for the determination of planning applications. The consideration of Welsh language matters in the planning system are taken into account through other mechanisms. Therefore, it would not be appropriate for the provisions to include standards and / or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The proposals are technical in nature relating to how planning committees operate and how planning applications are delegated to planning officers. As such, they will not assist in increasing the use of the Welsh language in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: As for Questions 4 and 5, the provisions are technical in nature relating to how planning committees operate and how planning applications are delegated to planning officers. Therefore, they do not provide an opportunity to place conditions (&/or to monitor them) with regard to the use of the Welsh language by third parties.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into the Town and Country Planning Act 1990 which will allow Welsh Ministers by regulations to prescribe requirements relating to discharge of functions by planning committees to officers and also regarding the make up and size of such committees. The specific nature of the regulations, and the fact that their purpose is to improve the efficiency and consistency of the process for determining planning applications, mean that they will not directly impact on the Welsh language. However, the provisions may indirectly have a positive impact on the language, as they should ensure a more efficient and consistent process for approving appropriate planning applications for development. Such development could assist in providing jobs and services for Welsh speaking communities.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&ncID=66&ncID2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&ncID=42&ncID2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning Committees, role of Members and delegation - Introduce a national scheme of delegation for officers to determine planning applications and prescribe the size and composition within which Local Planning Authority Committees should operate**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The provisions are designed to ensure a more efficient and consistent process for the determination of planning applications. Therefore, these proposals are not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities. Notwithstanding this, the provisions may indirectly have a positive impact on the language, as they should ensure a more efficient and consistent process for approving appropriate planning applications for development. Such development could assist in providing jobs and services for Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language: a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Enforcement Provisions

Responsible officer: Planning Directorate: Development Management Branch

The Planning (Wales) Bill proposes improvements to the enforcement system that will make provision:

- a) Enabling local planning authorities to issue enforcement warning notices;
- b) About circumstances in which a person who appeals against an enforcement notice is deemed to have applied for planning permission;
- c) About circumstances in which a person may not appeal against the refusal of an application for planning permission or against an enforcement notice;
- d) Preventing the variation of certain applications once notice of an appeal has been served;
- e) For appeals against notices in respect of land adversely affecting amenity to be made to the Welsh Ministers; and
- f) About the procedure for certain proceedings and the payment and award of costs.

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh

language. The draft Planning (Wales) Bill consultation has provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on the proposed changes to the planning enforcement system.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The proposals are specific in nature and look to improve the existing enforcement process by eradicating consecutive appeals, giving local planning authorities more control of retrospective applications and transferring the determination of appeals against untidy land notices to the Welsh Ministers. They are designed to improve the enforcement system to secure prompt, meaningful action against breaches of planning control and also limit the possibility of potential offenders delaying enforcement action by exploiting loopholes in the existing process, providing greater clarity. The provisions are not about Welsh language considerations in the planning applications process; these are taken into account through Technical Advice Note 20 and the Local Development Plan process.

Yes: Notwithstanding the above, if it's considered that policy or guidance is required to support these proposals, bilingual communication of such documentation may be required in accordance with the Government's Welsh Language Standards that apply to the Welsh Ministers. Policy or guidance documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposals are specific in nature and are designed to secure prompt effective action and provide greater clarity in the enforcement process. Therefore, due to their specific and technical nature, it is not considered that the proposals may have a negative impact on the Welsh language. Indeed, the provisions may indirectly have a positive impact as they will ensure a more stringent system is in place to prevent unacceptable development from occurring. Such unauthorised development could impact negatively on local communities – including those that are Welsh speaking.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The proposals are technical in nature relating to improvements to specific processes within the system designed to regulate unlawful development – the planning enforcement system. They are designed to secure prompt effective action and provide greater clarity in the enforcement process. Welsh language considerations in the planning applications process are taken into account through other mechanisms. Therefore, the provisions cannot include

standards to be met and / or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The proposals are technical in nature relating to improvements to specific processes within the system designed to regulate unlawful development – the planning enforcement system. As such, they will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: As for Questions 4 and 5, the provisions are technical in nature relating to improvements to specific processes within the system designed to regulate unlawful development – the planning enforcement system. Therefore, they cannot enable the placing of conditions (&/or monitor these) with regard to the use of Welsh by third parties.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into the Town and Country Planning Act 1990 which will improve the existing enforcement process by eradicating consecutive appeals, giving local planning authorities more control of retrospective applications and transferring the determination of appeals against untidy land notices to the Welsh Ministers. The specific nature of the regulations, and the fact that their purpose is designed to secure prompt effective action and provide greater clarity in the enforcement process, mean that they will not directly impact on the Welsh language. Indeed, the provisions may indirectly have a positive impact as they will ensure a more stringent system is in place to regulate unlawful development. Such unauthorised development could impact negatively on local communities – including those that are Welsh speaking.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Enforcement Provisions**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The provisions are designed to secure prompt effective action and provide greater clarity in the enforcement process. Therefore, these proposals are not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities. Notwithstanding this, the provisions may indirectly have a positive impact on the language, as they will ensure a more stringent system is in place to regulate unlawful development. Unlawful development could impact negatively on local communities – including those that are Welsh speaking.

Name: Planning Bill Team

Date: 1 April 2015

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language: a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Appeals – no variation of application or new matters after service of notice on appeal (apart from in the circumstances that could be prescribed by subordinate legislation) and awarding of costs.

For information, awarding of costs applies in respect of an appeal or reference to the Welsh Ministers in Wales, ensuring a fair distribution of costs for those engaging in this process.

Responsible officer: Planning Directorate: Decisions Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft provisions contained in the Planning (Wales) Bill (including the proposals for changes to the planning appeals system in Wales) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on these proposals.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

Yes: When policy documentation and any supporting guidance are produced by Welsh Government to support these proposals, bilingual communication of the policy and guidance documentation may be required in accordance with the Welsh Language Standards that apply to the Welsh Ministers. Any such documentation will be assessed under the Government's translation prioritisation scheme to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The key objective of the proposals is to ensure a timelier and more transparent planning appeals system for the people of Wales. They are not designed or expected to impact on the Welsh language and therefore will not have a negative impact on the language.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The policy will involve technical changes to the planning appeals system in order to ensure a more transparent and timelier system. As such, the policy would not include standards to be met and /or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The policy will involve technical changes to the planning appeals system in order to ensure a more transparent and timelier system. The policy will therefore not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace, such as providing help lines or Welsh Language Centres.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: The policy will involve technical changes to the planning appeals system in order to ensure a more transparent and timelier system. The policy will therefore not assist in providing specific local Welsh language provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation in the form of the Town and Country Planning Act 1990, Planning (Listed Buildings and Conservation Areas) Act 1990 and Planning (Hazardous Substances Act) 1990 which will have the effect of not allowing an application to be varied following service of notice of appeal for appeals falling under the types of appeal as referred to above. Further, there will be provisions inserted into the Town and Country Planning Act 1990 allowing the Welsh Ministers to make regulations which prevents appellants from raising new matters at an appeal in certain circumstances. Notwithstanding this, there will be provisions inserted into the Town and Country Planning Act that will allow the Welsh Ministers to specify in subordinate legislation the circumstances in which an

application can be varied or new matters can be raised. Finally, costs provisions will be consolidated into the Town and Country Planning Act 1990 in respect of an appeal, reference or direct application to the Welsh Ministers in Wales. Bilingual copies of any documentation relating to these provisions will be issued where it is required in accordance with the Government's Welsh Language Scheme. This will ensure the legislation promotes the Welsh language and / or enables its use in this area, if deemed necessary.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Appeals – no variation of application or new matters after service of notice on appeal (apart from in the circumstances that could be prescribed by subordinate legislation) and awarding of costs.**

Responsible officer: **Planning Directorate: Decisions Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objectives of these proposals are to ensure a timelier and more transparent planning appeals system for the people of Wales. This proposal is therefore not considered to have a direct impact on the Welsh language in terms of the identity and culture of local Welsh speaking communities.

Name: Planning Bill Team

Date: 30 March 2015.

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language: a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Town and Village Greens - Prohibit applications being made to register land as a town and village green where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. Also, to enable landowners to submit a declarations to the commons registration authority declaring that land can be used for recreational purposes but this will then, render the land immune from registration as a town or village green in the future, provided that certain criteria are met.

Responsible officer: Planning Directorate: Decisions Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft Planning (Wales) Bill consultation has provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on the proposed changes to the legislation for town and village greens.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: The technical proposals are intended to reconcile the overlap between two competing consenting regimes through the prevention of applications to register a town or village green being made where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. The proposal for landowners to submit declarations will have the

purpose of allowing landowners to retain public access to their land with their consent, rather than 'as of right'. Welsh language considerations in the planning applications process are taken into account through Technical Advice Note 20 and the Local Development Plan process.

Yes: Notwithstanding the above, if any changes to the circumstances in which an application to register land as a town or village green are made through policy or guidance in future, bilingual communication of any such changes may be required in accordance with the Government's Welsh Language Scheme. Any such documentation will be assessed under the Government's translation scoring system to determine whether or not it is to be translated into Welsh.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The technical proposals are intended to reconcile the overlap between two competing consenting regimes through the prevention of applications to register land as a town or village green being made where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. The proposal for landowners to submit declarations will have the purpose of allowing communities to retain public access to land with the landowners' consent, rather than 'as of right'. Due to the nature of the proposals, it is not considered that the proposals will have a negative impact of the Welsh language. Indeed, the provisions may have a positive impact as they will assist in enabling appropriate development, which could assist in providing jobs and services for Welsh speaking communities whilst also allowing access to open green spaces in Welsh speaking communities.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The technical proposals are intended to reconcile the overlap between two competing consenting regimes through the prevention of applications to register land as a town or village green being made where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. The proposal for landowners to submit declarations will have the purpose of allowing communities to retain public access to land with the landowners' consent, rather than 'as of right'. Welsh language considerations in the planning applications process are taken into account through other mechanisms. Therefore, the provisions cannot include standards to be met and / or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: The technical proposals are intended to reconcile the overlap between two competing consenting regimes through the prevention of applications to register land as a town or village green being made where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. The proposal for landowners to submit declarations will have the purpose of allowing communities to retain public access to land with the landowners' consent, rather than 'as of right'. They will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: As for Questions 4 and 5, the provisions are technical in nature regarding improvements to the planning applications process and how it interacts with the legislation governing registration of land as a town and village green. Therefore, they cannot enable the placing of conditions (&/or monitor these) with regard to the use of Welsh by third parties.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: The proposals contained within the Bill will apply new primary legislation to Wales. Those provisions contain a requirement in secondary legislation to prescribe fees and the way in which declarations and applications to register land as a town or village green are dealt with. Due to the specific and technical nature of the provisions, this means that they will not directly impact on the Welsh language. However, they could indirectly have a positive impact as they will assist in enabling appropriate development, which could assist in providing jobs and services for Welsh speaking communities whilst allowing access to open green spaces in Welsh speaking communities.

Checklist - Annex 1

Here are some steps for you to consider adopting whilst completing the impact assessment:

A living language ; a language fôr living and the Government's Welsh Language Scheme:

- A living language ; a language fôr living can be seen here:
<http://cymru.gov.uk/topics/welshlanguage/policy/living/?lang=en>
- the Welsh Government's Welsh Language Scheme can be seen here:
<http://wales.gov.uk/topics/welshlanguage/policy/wls/?skip=1&lang=en>

Question 1 (expertise)

- are there people within the Welsh Government who have the expertise you need, to help develop the policy?
- are there external experts you could invite to help develop the policy?
- are there any service providers linked to the policy field who could advise on language issues?
- are there issues you could discuss with the Welsh Language Commissioner's office, Welsh voluntary groups (e.g the mentrau Iaith, the Urdd, Merched y Wawr, Young Farmers Clubs etc) or Welsh speakers in general?
- can you find the expertise you need in the private or voluntary sectors?
- can you establish a Welsh language working group to consider this aspect of the policy?

Question 2 (policy enhancement)

- can the policy
 - o enhance and improve learning of the language, whether by adults, young people or children
 - o encourage parents to use Welsh at home when speaking with their children
 - o increase the provision of Welsh medium education
 - o increase or enhance broadcasting in Welsh
 - o increase or enhance publishing in Welsh
 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

Question 3 (negative impact)

- is there a danger that the policy will
 - o lead to increased immigration into Welsh speaking communities
 - o lead to increased migration of Welsh speakers from Welsh speaking communities
 - o remove jobs from Welsh speaking communities
 - o lead to the closure of dedicated Welsh language services (such as help lines or dedicated Welsh language centres)
 - o lead to greater difficulty in recruiting Welsh speakers (e.g. by moving jobs, or creating jobs away from Welsh speaking communities)
 - o lead to a reduction in
 - the provision of Welsh medium education
 - learning of the language, whether by adults, young people or children
 - broadcasting in Welsh
 - publishing in Welsh
 - provision of youth services in Welsh
 - provision of other services in Welsh (by 3rd parties &/or the Welsh Government)

- the sustainability of Welsh speaking communities (e.g. by closing or not providing community facilities; losing jobs; lack of affordable housing)
- make transport more difficult for Welsh speaking communities
- make it easier for incomers to commute to/from Welsh speaking communities

Question 4 (standards and targets)

- standards may relate to:
 - number and percentage of Welsh speaking staff
 - number and percentage of third parties operating in accordance with Welsh language expectations
- targets may relate to:
 - services available in Welsh
 - numbers or percentages able to speak Welsh
 - numbers receiving Welsh medium education
 - use of the language
 - Welsh and the economy
- census figures can be found here:
 - http://www.statistics.gov.uk/downloads/census2001/Report_on_the_Welsh_language.pdf
- analysis of data undertaken by the former Welsh Language Board can be found here:
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=66&nclD2=67&snclD=67&langID=2>
 - <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&search=2&nclD=42&nclD2=156&snclD=156&langID=2>
- commissioning research may need to be considered (by 3rd parties &/or the Government)
- focus group work may need to be commissioned

Question 5 (Welsh in the workplace)

This question may relate to some/all of the following:-

- establishing help lines
- establishing dedicated Welsh language centres
- encouraging and assisting staff to deal with clients in Welsh
 - face to face
 - by telephone
 - by dealing with Welsh language correspondence
 - by processing forms, grant applications etc submitted in Welsh

Question 6 (third parties)

This question may relate to some/all of the following:-

- grant conditions:
 - the former Welsh Language Board's statutory advice on awarding grants can be found here: <http://www.bwrdd-yr-iaith.org.uk/cynnwys.php?cID=&pID=109&nID=2766&langID=2>
- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Town and Village Greens - Prohibit applications being made to register land as a town and village green where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. Also, to enable landowners to submit a declarations to the commons registration authority declaring that land can be used for recreational purposes but this will then, render the land immune from registration as a town or village green in the future, provided that certain criteria are met.**

Responsible officer: **Planning Directorate: Decisions Branch**

There are no significant links between the policy under development and the language. The reason for this is:

These are technical proposals that are intended to reconcile the overlap between two competing consenting regimes through the prevention of applications to register land as a town or village green being made where planning permission is granted, a local development order is adopted by the local planning authority or an order granting development consent is made under the Planning Act 2008. The proposal for landowners to submit declarations will have the purpose of allowing communities to retain public access to land with the landowners' consent, rather than 'as of right'. Therefore, due to their specific and technical nature, it is not considered that there are any significant links between the policy under development and the Welsh language.

Name: Planning Bill Team

Date: 30 March 2015.

Welsh Government: Welsh Language Scheme

Welsh Language - Policy Impact Assessment

This **Policy Impact Assessment** has been designed to help you consider the link between any new policies and the Welsh language. It can also be used to check that your *existing* policies give due regard to the language. This is essential, given the Government's commitments towards the language and the future vision of a bilingual nation.

Using this document can help ensure that you comply with the Welsh Government's statutory Welsh language scheme – prepared under the Welsh Language Act 1993 and the Government of Wales Act 2006. It also helps ensure that your policy is consistent with the Government's aspiration of creating a bilingual Wales as set out in *A living language: a language for living*, the Government's current Welsh language strategy.

It should be used alongside the Welsh Government's *Delivering Results Policy Guidance*.

This Policy Impact Assessment should accompany submissions to senior management and Ministers. It may also need to be presented to the Welsh Language Commissioner's office as part of its monitoring of the Government's compliance with its Welsh language scheme.

If the policy results in the provision of new services for the public, then this document should be used in conjunction with the [New Services Impact Assessment](#).

There may be circumstances where there are no significant links between the policy under development and the language. In these cases, the absence of a link should be recorded at annex 2.

You should ensure that you discuss the link(s) between the policy and the language in any consultation documents (or any other consultation procedure) and invite comments about this issue at the outset of any policy development.

Some aspects of your work may not be covered by this impact assessment. Further advice about using or amending the assessment form – and about any of the following issues – can be obtained from your Department's Bilingual Service Co-ordinator or the Welsh Language Unit.

*Welsh Language Unit
July 2012*

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: Planning (Wales) Bill: Allowing the Welsh Ministers to make different provisions for different areas and classes / descriptions of development by development order

In summary, this provision will allow the Welsh Ministers to make different procedures for determining different types of planning application proposals by the use of secondary legislation.

Responsible officer: Planning Directorate: Development Management Branch

As you answer each question, you should consider the suggestions set out in **annex 1**.

As you complete this form, you should bear in mind any commitments set out in A living language: a language for living, the Government's current Welsh language strategy, and the Welsh Government's Welsh Language Scheme (please see annex 1).

If, after considering all the questions in this impact assessment, you feel that there are no significant links between the policy under development and the language, please complete **only** the declaration at annex 2.

Question 1

Do you have all the expertise you require to consider the link between the policy and the Welsh language?

Yes: There is extensive technical experience within Welsh Government Planning Directorate to consider the impacts of these provisions on the Welsh language. The draft provisions contained in the Planning (Wales) Bill (including the proposed arrangements to allow the Welsh Ministers to make different provisions for determining different types of planning application proposals) have provided an opportunity for members of the public and external stakeholders, including those with an interest in the Welsh language, to comment on these proposals.

Question 2

Can the policy be enhanced to include elements that will help promote, support and develop the language?

No: Welsh language provisions are not considered appropriate for inclusion as part of this proposal because it is overarching and technical in nature, allowing the Welsh Ministers to make different procedures for determining different types of planning application proposals by the use of secondary legislation.

Question 3

Is there a risk that the policy may have a negative impact on the language?

No: The proposal will result in a technical change to the planning application process, providing the Welsh Ministers with the ability, by secondary legislation, to include different procedures for determining different types of planning application. It will not directly impact on the Welsh language and therefore will not have a negative impact on it.

Question 4

Can the policy include standards to be met and / or targets to help measure success in promoting the language?

No: The proposal will result in a technical addition to the planning application process, providing the Welsh Ministers with the ability by secondary legislation to decide different ways for determining planning applications. It will be an overarching provision and as such, would not include standards to be met and /or targets to help measure success in promoting the language.

Question 5

Can the policy lead to increased opportunities to use Welsh in the workplace?

No: As the proposal is technical in nature with regards to the planning application process it will not assist in providing specific local Welsh language provisions to enable increased use of Welsh in the workplace, such as providing help lines or Welsh Language Centres.

Question 6

Can the policy enable you to place conditions (&/or monitor these) with regard to the use of Welsh by third parties?

No: As the proposal is technical in nature with regards to the planning application process it will not assist in providing specific local Welsh language provisions to enable use of Welsh by third parties through conditions or contracts.

Question 7

Will the policy lead to primary or secondary legislation?

Yes: There will be provisions inserted into primary legislation at Section 333 of the Town and Country Planning Act 1990 which will introduce a statutory basis for the Welsh Ministers by development order to make different provisions for different areas and for different classes or descriptions of development in respect of the process for determining planning applications. Whilst this is an overarching technical provision enabling different procedures in the determination of planning applications, it is expected that the changes in planning procedures may require the publication of new documentation and guidance on these matters. If any such documentation/guidance is published, it will be translated into Welsh where this is required by the Government's Welsh Language Standards that apply to the Welsh Ministers.

Checklist - Annex 1

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- can you find the expertise you need in the private or voluntary sectors?
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 - o increase the provision of youth services in Welsh
 - o increase the provision of other services in Welsh (by the Welsh Government or third parties)
 - o make Welsh speaking communities sustainable (e.g. by opening or maintaining community facilities; providing or securing jobs; providing affordable housing)

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This question may relate to some/all of the following:-

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- introducing &/or strengthening conditions in contracts / procurement

Question 7 (legislation)

This question may relate to some/all of the following:-

- prescribed forms should be prescribed in Welsh and English
- any prescribed form of words should be available in Welsh and English

Welsh Government: Welsh Language Scheme

New Policy Impact Assessment

Policy name: **Planning (Wales) Bill: Allowing the Welsh Ministers to make different provisions for different areas and classes / descriptions of development by development order**

Responsible officer: **Planning Directorate: Development Management Branch**

There are no significant links between the policy under development and the language. The reason for this is:

The key objective of the proposal is to allow the Welsh Ministers by secondary legislation to be able to make different procedures for determining different types of planning applications. This proposal is considered to be an overarching technical provision with regards to the planning application process and therefore is not considered to have a direct impact on the Welsh language in terms of the identity and culture of Welsh speaking communities.

Name: Planning Bill Team

Date: 1 April 2015