



# Planning (Listed Buildings and Conservation Areas) Act 1990

## 1990 CHAPTER 9

### PART I

#### LISTED BUILDINGS

#### CHAPTER VI

##### MISCELLANEOUS AND SUPPLEMENTAL

##### *Special considerations affecting planning functions*

#### **67 Publicity for applications affecting setting of listed buildings**

- (1) This section applies where an application for planning permission for any development of land is made to a local planning authority and the development would, in the opinion of the authority, affect the setting of a listed building.
- (2) The local planning authority shall—
  - (a) publish in a local newspaper circulating in the locality in which the land is situated; and
  - (b) for not less than seven days display on or near the land, a notice indicating the nature of the development in question and naming a place within the locality where a copy of the application, and of all plans and other documents submitted with it, will be open to inspection by the public at all reasonable hours during the period of 21 days beginning with the date of publication of the notice under paragraph (a).
- (3) In a case where the land is situated in England, the local planning authority shall send a copy of the notice to the Commission.

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*Status: This is the original version (as it was originally enacted).*

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- (4) Where the Secretary of State, after consulting with the Commission, notifies a local planning authority in writing that subsection (3) shall not affect the authority as regards any notice relating to any kind of application specified in the notification, then that subsection shall not affect the authority as regards any such notice.
- (5) The Secretary of State shall send the Commission a copy of any notification made under subsection (4).
- (6) The application shall not be determined by the local planning authority before—
  - (a) the expiry of the period of 21 days referred to in subsection (2); or
  - (b) if later, the expiry of the period of 21 days beginning with the date on which the notice required by that subsection to be displayed was first displayed.
- (7) In determining any application for planning permission to which this section applies, the local planning authority shall take into account any representations relating to the application which are received by them before the periods mentioned in subsection (6) have elapsed.
- (8) Subsection (3) of section 63 of the principal Act (references to applications for planning permission to include applications for permission to retain existing works and uses) does not apply to the construction of this section.