

## SCHEDULES

### SCHEDULE 3

#### LISTED BUILDINGS, CONSERVATION AREAS AND HAZARDOUS SUBSTANCES

#### PART II

##### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9.)*

- 19 In section 38 of the Planning (Listed Buildings and Conservation Areas) Act 1990—
- (a) in subsection (2) “within such period as may be so specified” is omitted,
  - (b) for subsection (3) there is substituted—
    - “(3) A listed building enforcement notice—
    - (a) shall specify the date on which it is to take effect and, subject to sections 39(3) and 65(3A), shall take effect on that date, and
    - (b) shall specify the period within which any steps are required to be taken and may specify different periods for different steps,
- and, where different periods apply to different steps, references in this Part to the period for compliance with a listed building enforcement notice, in relation to any step, are to the period within which the step is required to be taken.”, and
- (c) in subsection (4) for “specified date” there is substituted “date specified in it as the date on which it is to take effect”.
- 20 In section 39(7) of that Act “in writing” is omitted.
- 21 In section 42 of that Act—
- (a) in subsection (1) for “compliance period” there is substituted “period for compliance with the notice”, and
  - (b) subsection (7) is omitted.
- 22 In section 46(4) of that Act for “sections 42 and 43” there is substituted “section 42” and for “those sections” there is substituted “that section”.
- 23 Section 55(6) of that Act is omitted.
- 24 In section 82 of that Act—
- (a) in subsection (1) for “39(6), 42(6) and 55(6)” there is substituted “and 39(6)”, and
  - (b) in subsection (3) for “sections 39(6) and 42(6)” there is substituted “section 39(6)”.

*Status: This is the original version (as it was originally enacted).*

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- 25 In section 88(6) of that Act for “subsection (7)” there is substituted “section 88B(8)” and “or the presence of minerals in it” is omitted.
- 26 In section 90(6)(b) of that Act “and 42(6)” is omitted.
- 27 In section 92(2)(b) of that Act “and 42(6)” is omitted.
- 28 In Schedule 3 to that Act, in paragraph 2(1)(b), after “section 41(1), (2)” there is inserted “(2A)”.
- 29 In Schedule 4 to that Act, in paragraph 5(b) for “and 88(2)(a) and (b)” there is substituted “44A, 88(2)(a) and (b) and 88A”.