



New Towns Act 1981

1981 CHAPTER 64

PART II

[^{F1}TRANSFERS FROM AND DISSOLUTION OF DEVELOPMENT CORPORATIONS ETC.]

[^{F1}*Functions of Welsh Ministers in relation to certain transferred property*]

Textual Amendments

- F1** S. 35 cross-heading substituted (1.4.2009) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 3](#); S.I. 2009/803, art. 3(1)

^{F2}35 Establishment of Commission.

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Textual Amendments

- F2** S. 35 repealed (1.4.2009) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 4, Sch. 16](#); S.I. 2009/803, arts. 3(1), 10

36 [^{F3}Functions of Welsh Ministers]

[^{F4}]^{F5}(1) The Welsh Ministers may—

- (a) take over and, with a view to its eventual disposal, hold, manage and turn to account—
 - (i) the property of the Commission for the New Towns transferred to them under a scheme made under section 51(1) of the Housing and Regeneration Act 2008;
 - (ii) the property of development corporations transferred to them under this Act; and

Changes to legislation: New Towns Act 1981, Cross Heading: Functions of Welsh Ministers in relation to certain transferred property is up to date with all changes known to be in force on or before 24 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (iii) the property of urban development corporations transferred to them by order under section 165A of the Local Government, Planning and Land Act 1980; and
- (b) as soon as they consider it expedient to do so, dispose of property so transferred or any other property arising out of such property.
- (1A) In exercising their functions under subsection (1), the Welsh Ministers must have regard to the considerations specified in subsection (2).]
- (2) Those considerations, in relation to any new town [^{F6}or urban development area], are—
- (a) the convenience and welfare of persons residing, working or carrying on business there, and
- (b) until disposal, the maintenance and enhancement of the value of the land held and the return obtained from it.]
- ^{F7}(3)
- ^{F8}(3A)
- (4) A transaction between a person and the [^{F9}Welsh Ministers] shall not be invalidated by reason of any non-compliance by the [^{F9}Welsh Ministers] with [^{F10}the obligation to have regard to the considerations specified in subsection (2) above]^{F11} ...
- ^{F12}(4A) In this section “urban development area” means land which is or was, or is or was part of, an urban development area (within the meaning of Part XVI of the Local Government, Planning and Land Act 1980) and—
- (a) any reference to property transferred to the [^{F13}Welsh Ministers by order under section 165A] of that Act includes a reference to rights and liabilities so transferred; and
- (b) in relation to liabilities so transferred, any reference to disposal includes a reference to extinguishment.]
- (5) ^{F14}

Textual Amendments

- F3** S. 36 heading substituted (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 5\(2\)](#); S.I. 2008/3068, art. 2(1)(v)(2) (with arts. 6-13)
- F4** S. 36(1)(2) substituted by [New Towns and Urban Development Corporations Act 1985 \(c. 5, SIF 123:3, 4\), s. 1\(2\)](#)
- F5** S. 36(1)(1A) substituted for s. 36(1) (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 5\(3\)](#); S.I. 2008/3068, art. 2(1)(v)(2) (with arts. 6-13)
- F6** Words in s. 36(2) inserted (1.4.1998) by S.I. 1998/85, [art. 3\(2\)](#)
- F7** S. 36(3) repealed (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 5\(4\), 16](#); S.I. 2008/3068, art. 2(1)(v)(2)5, Sch. (with arts. 6-13)
- F8** S. 36(3A) repealed (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 5\(4\), 16](#); S.I. 2008/3068, art. 2(1)(v)(2)5, Sch. (with arts. 6-13)
- F9** Words in s. 36(4) substituted (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 5\(5\)\(a\)](#); S.I. 2008/3068, art. 2(1)(v)(2) (with arts. 6-13)
- F10** Words substituted by [New Towns and Urban Development Corporations Act 1985 \(c. 5, SIF 123:3, 4\), s. 14\(1\), Sch. 3 para. 4](#)
- F11** Words in s. 36(4) repealed (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\), s. 325\(1\), Sch. 5 para. 5\(5\)\(b\), 16](#); S.I. 2008/3068, art. 2(1)(v)(2)5, Sch. (with arts. 6-13)
- F12** S. 36(4A) inserted (1.4.1998) by S.I. 1998/85, [art. 3\(6\)](#)

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- F13** Words in s. 36(4A)(a) substituted (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), s. 325(1), [Sch. 5 para. 5\(6\)](#); S.I. 2008/3068, art. 2(1)(v)(2) (with arts. 6-13)
- F14** S. 36(5) repealed by [New Towns and Urban Development Corporations Act 1985 \(c. 5, SIF 123:3, 4\)](#), s. 14(2), [Sch. 4](#)

^{F15}37 Restrictions on functions of Commission.

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Textual Amendments

- F15** S. 37 repealed (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), s. 325(1), [Sch. 5 para. 6](#), [Sch. 16](#); S.I. 2008/3068, arts. 2(1)(v)(2), 5, [Sch.](#) (with arts. 6-13)

^{F16}38 Local authorities and work for Commission.

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Textual Amendments

- F16** S. 38 repealed (1.12.2008) by [Housing and Regeneration Act 2008 \(c. 17\)](#), s. 325(1), [Sch. 5 para. 6](#), [Sch. 16](#); S.I. 2008/3068, arts. 2(1)(v)(2), 5, [Sch.](#) (with arts. 6-13)

Changes to legislation:

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

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

- s. 1A(1) omitted by [2023 c. 55 Sch. 16 para. 7\(3\)](#)
- s. 1A(2) omitted by [2023 c. 55 Sch. 16 para. 7\(3\)](#)
- s. 1A(4) word inserted by [2023 c. 55 Sch. 16 para. 7\(4\)\(b\)](#)
- s. 1A(4) words substituted by [2023 c. 55 Sch. 16 para. 7\(4\)\(a\)](#)
- s. 1A(5)(a) words substituted by [2023 c. 55 Sch. 16 para. 7\(5\)\(a\)](#)
- s. 1ZA1ZB inserted by [2023 c. 55 s. 172\(2\)](#)
- s. 2(1A) inserted by [2023 c. 55 Sch. 16 para. 8](#)
- s. 3(2B)-(2D) inserted by [2023 c. 55 s. 172\(3\)\(c\)](#)
- s. 3(2ZA)(2ZB) inserted by [2023 c. 55 s. 178\(2\)\(b\)](#)
- s. 7A7B inserted by [2023 c. 55 s. 175\(2\)](#)
- s. 60(1A) inserted by [2023 c. 55 s. 179\(2\)\(b\)](#)
- s. 77(3E) inserted by [2023 c. 55 Sch. 17 para. 1\(3\)](#)
- Sch. 3 para. 10A10B and cross-heading inserted by [2023 c. 55 s. 175\(3\)](#)