

*Status: Point in time view as at 01/06/1996.*

*Changes to legislation: There are currently no known outstanding effects for the Housing and Planning Act 1986, SCHEDULE 12. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 12

Sections 24(3), 39(4), 49(2) and 53(2).

#### REPEALS

#### PART I

#### HOUSING

*Repeals coming into force on passing of Act*

<b>Chapter</b>	<b>Short title</b>	<b>Extent of Repeal</b>
1985 c. 71.	Housing (Consequential Provisions) Act 1985.	In Schedule 2, in paragraph 24(8)—  (a) in sub-paragraph (d), the words from “for ‘section 60’ to “1985’ and”;  (b) in sub-paragraph (e), the words from “for the” to “Schedule’ and”;  (c) sub-paragraph (f).

*Repeals coming into force on appointed day*

<b>Chapter</b>	<b>Short title</b>	<b>Extent of repeal</b>
1975 c. 28.	Housing Rents and Subsidies (Scotland) Act 1975.	Section 5(6).
1977 c. 42.	Rent Act 1977.	In section 69(1), the words “(to be known as a certificate of fair rent)”.  In section 70(1), the word “and” before paragraph (b).  In Schedule 12, in paragraph 3, the words “unless the dwelling-house is subject to a regulated tenancy”.
1980 c. 51.	Housing Act 1980.	Section 56(3).  Section 140.

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1980 c. 65.	Local Government, Planning and Land Act 1980.	Section 156(3).
1981 c. 64.	New Towns Act 1981.	Section 43(3) and (4). Section 49(b) and (c).
1985 c. 51.	Local Government Act 1985.	In Schedule 13, in paragraph 14, sub-paragraph (d) and the word “and” preceding it. In Schedule 14, paragraph 58(e).
1985 c. 68.	Housing Act 1985.	Section 30(2). Section 46. In section 127, the word “and” at the end of paragraph (a). In section 452(2), the definition of “housing authority”. Section 453(2). In Schedule 4, in paragraph 7(1), the words from “a housing co-operative” to “management functions”). In Schedule 6, in paragraph 14(2), the words following paragraph (c).
1985 c. 71.	Housing (Consequential Provisions) Act 1985.	In Schedule 2, paragraphs 27, 35(3), 44(3), and 45(2).

## PART II

### OPENCAST COAL

Chapter	Short title	Extent of repeal
6 & 7 Eliz. 2 c. 69.	Opencast Coal Act 1958.	Sections 1 and 2. Section 9(2). In section 18(2), the words “(apart from this Act)”. In section 39(10), the words “First or”. Section 46(2). Section 48.

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		In section 51, in subsection (1), the definitions of “the authorised purposes” and “authorised operations”. Section 53(2). Schedule 1. In Schedule 9, in paragraph 3(2), the words “under the First Schedule to this Act, or”. Schedule 10.
1971 c. 78.	Town and Country Planning Act 1971.	Section 60(10)(a).
		In section 216(3), in paragraph (a), the words “or the National Coal Board” and in paragraph (b), the words from “or” to “1958”.
1972 c. 52.	Town and Country Planning (Scotland) Act 1972.	Section 58(10)(a).
		In section 205(3) and 205A(3), in paragraph (a) the words “or the National Coal Board” and in paragraph (b) the words from “or” to “1958”.
1975 c. 56.	Coal Industry Act 1975.	Section 5. In Schedule 3, paragraphs 3 and 11. Schedule 4.
1981 c. 67.	Acquisition of Land Act 1981.	In Schedule 4, paragraph 11(5).
1986 c. 5.	Agricultural Holdings Act 1986.	In Schedule 14, paragraph 25.

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### PART III

#### MISCELLANEOUS (ENGLAND AND WALES)

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<b>Chapter</b>	<b>Short title</b>	<b>Extent of repeal</b>
62 & 63 Vict. c. 19.	Electric Lighting (Clauses) Act 1899.	In the Schedule, in section 10(b), the words “and the express consent of the local authority also”.

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16 & 17 Geo. 5 c. 51.	Electricity (Supply) Act 1926.	In Schedule 6, the entry relating to section 21 of the Electricity (Supply) Act 1919.
8 & 9 Geo. 6 c. 43.	Requisitioned Land and War Works Act 1945.	Section 52.
10 & 11 Geo. 6 c. 51.	Town and Country Planning Act 1947.	In Schedule 8, the entry relating to section 21 of the Electricity (Supply) Act 1919.
10 & 11 Geo. 6 c. 54.	Electricity Act 1947.	In Part I of Schedule 4, the entry relating to section 21 of the Electricity (Supply) Act 1919.
11 & 12 Geo. 6 c. 17.	Requisitioned Land and War Works Act 1948.	In the Schedule, paragraph 10.
5 & 6 Eliz. 2 c. 48.	Electricity Act 1957.	In section 33(3), the words “and the next following”.
1968 c. 14.	Public Expenditure and Receipts Act 1968.	In Schedule 3, in paragraph 6, the entry relating to section 290(4) of the Local Government Act 1933.
1971 c. 78.	Town and Country Planning Act 1971.	In section 29A—  (a) in subsection (2), the definition of “the Code of Practice for Access of the Disabled to Buildings”; (b) subsection (3). Section 29B(2) and (3). In section 32(2), in the proviso, the words “of sections 66 to 86”. In section 55(4), the words “under section 56 of this Act”. Sections 66 to 86. Section 88B(4). Section 105(1)(c). Section 110(1). In section 147(3), the words from “or in respect of” to the end.

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Section 151.

Section 165(4).

In section 169—

(a) subsection (5);

(b) in subsection (7),  
the words from “and no  
compensation” to the end.

In section 180(4), the words  
from “and no account” to the  
end.

Section 185.

Section 191(2).

In section 237(5), the words  
from “and no compensation”  
to the end.

Sections 250 to 252.

In section 260(1)(d), the  
words “grants in accordance  
with regulations made under  
section 250 of this Act or”.

In section 287—

(a) in subsection (4), the  
words “69, 73(6), 74(4),  
75(8)”;

(b) in subsection (5)(b), the  
words “69, 73(6), 75(8) or”  
and the words from “or an  
order under section 74(4)” to  
the end;

(c) subsection (7);

(d) subsection (9).

In section 290(1)—

(a) in the definition of  
“building”, the words in  
parenthesis;

(b) the definition of  
“industrial development  
certificate”.

Schedules 12 and 13.

In Schedule 21—

(a) in Part I, the references to  
sections 250, 251(1) and 252;

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		(b) in Part II, the references to sections 79 to 81;
		(c) in Part III, the references to sections 72 and 251(2) to (5);
		(d) in Part V, the references to sections 72 and 73 to 86.
		In Schedule 24, paragraphs 20A, 26 to 30 and 70.
1972 c. 42.	Town and Country Planning (Amendment) Act 1972.	Sections 5 and 6.
1972 c. 70.	Local Government Act 1972.	In section 182(1), the words from “(2A)” to the end. Section 183(2). In section 250(4), the words from “(including” to “in the inquiry”. In Schedule 16, paragraphs 1 to 3.
1974 c. 7.	Local Government Act 1974.	In Schedule 6, paragraph 25(4).
1974 c. 32.	Town and Country Amenities Act 1974.	Section 3(1). Section 5.
1976 c. 70.	Land Drainage Act 1976.	In section 96(5), the words from “including” to “in the inquiry”.
1977 c. 40.	Control of Office Development Act 1977.	The whole Act.
1980 c. 65.	Local Government, Planning and Land Act 1980.	Section 88. In section 134— (a) in subsection (1), the words “Subject to subsection (2) below,”; (b) subsection (2). In Schedule 14, paragraphs 6 to 8. In Schedule 15, paragraphs 1 and 16.

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		In Part I of Schedule 29, in the entry relating to section 65, the word “waste”.
1981 c. 67.	Acquisition of Land Act 1981.	In Schedule 4, in paragraph 1, in the entry relating to the Local Government Act 1972, the words “section 125(4) and (7)”.
1982 c. 30.	Local Government (Miscellaneous Provisions) Act 1982.	In Schedule 6, in the Table in paragraph 7(b) the entries relating to ss. 15 and 15A of the Town and Country Planning Act 1971.
1982 c. 52.	Industrial Development Act 1982.	Section 15(1)(b).
		In Part II of Schedule 2, paragraph 7(1).
1983 c. 47.	National Heritage Act 1983.	In Schedule 4, paragraph 18. Schedule 5, paragraph 6.
1984 c. 27.	Road Traffic Regulation Act 1984.	In section 129(1)(d), the words from “(including” to “in the inquiry”.
1985 c. 51.	Local Government Act 1985.	Section 3(2). In Schedule 2, paragraph 1(8).

## PART IV

### MISCELLANEOUS (SCOTLAND)

#### Commencement Information

**II** [Sch. 12 Pt. IV](#) partly in force; [Sch. 12 Pt. IV](#) not in force at Royal Assent see [s. 57\(1\)-\(3\)](#); [Sch. 12 Pt. IV](#) in force for specified purposes at 1.6.1996 by [S.I. 1996/1276](#), [art. 2\(b\)](#), [Sch.](#)

Chapter	Short title	Extent of repeal
1968 c. 14.	Public Expenditure and Receipts Act 1968.	In Schedule 3, in paragraph 6, the entry relating to section 355(8) of the Local Government (Scotland) Act 1947.
1972 c. 52.	Town and Country Planning (Scotland) Act 1972.	In section 29(2), in the proviso, the words “of sections 64 to 83”.

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In section 53(2), the word “only” and the words “(in this Act referred to as listed building consent)”.

In section 53(4) the words “under section 54 of this Act,”.

In section 63(1A), the words from “; and references” to “construed”.

Sections 64 to 83.

Section 85(8).

In section 136(3) the words from “or in respect of” to the end.

Section 140.

Section 154(4).

In section 158—

(a) Subsection (5).

(b) In subsection (7) the words from “and no compensation” to the end.

In section 169(4) the words from “and no account” to the end.

Section 174.

Section 180(2).

In section 226(5) the words from “and no compensation” to the end.

Section 231(2)(e).

In section 233(3), the words “(other than an order under section 203(1)(a) of this Act)”.

Sections 237 to 239.

In section 247(1)(d), the words from “in accordance” to “grants”.

In section 273—



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		(a) In subsection (4), the words “67, 71(6), 72(4), 73(8)”.
		(b) In subsection (5) the words “67, 71(6), 73(8)”.
		(c) Subsections (7) to (9).
		In section 275(1)—
		(a) In the definition of “building”, the words “, except in sections 71 to 83 of this Act,”.
		(b) the definition of “industrial development certificate”.
		In Schedule 19—
		(a) in Part I, the reference to sections 237, 238(1) and 239;
		(b) in Part II, the references to sections 77 to 79 and 83;
		(c) in Part III, the reference to section 70.
		In Schedule 22, paragraphs 22 to 25 and 60.
1974 c. 32.	Town and Country Amendment Act 1974.	Section 5.
1980 c. 65.	Local Government Planning and Land Act 1980.	In section 134(1) the words “Subject to subsection (2) below,”.
		In Part I of Schedule 30, in the entry relating to section 63, the word “waste”.
1982 c. 52.	Industrial Development Act 1982.	Section 15(1)(b).
		Paragraph 10 of Part II of Schedule 2.
1984 c. 27.	Road Traffic Regulation Act 1984.	In section 129(1)(d) the words from “(including” to “in the inquiry”.

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