



# Planning (Hazardous Substances) Act 1990

## 1990 CHAPTER 10

An Act to consolidate certain enactments relating to special controls in respect of hazardous substances with amendments to give effect to recommendations of the Law Commission. [24th May 1990]

Be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### Modifications etc. (not altering text)

- C1** A Table showing the derivation of the provisions of this consolidation Act will be found at the end of the Act. The Table has no official status.
- C2** Act amended by [Planning \(Listed Buildings and Conservation Areas\) Act 1990](#) (c. 9, SIF 123:1), [ss. 72\(2\), 91\(4\)](#)
- C3** Act modified by [Planning \(Consequential Provisions\) Act 1990](#) (c. 11, SIF 123:1, 2), s. 5, [Sch. 3 paras. 13, 14](#)
- C4** Act amended by [Town and Country Planning Act 1990](#) (c. 8, SIF 123:1), [s. 1\(1\)\(3\)\(5\)](#)
- C5** Power to modify Act conferred by [Town and Country Planning Act 1990](#) (c. 8, SIF 123:1), [s. 6\(5\)](#)
- C6** Act amended by [Town and Country Planning Act 1990](#) (c. 8, SIF 123:1), [s. 336\(9\)](#)  
Act amended (19.9.1995) by 1995 c. 25, ss. 70, 125(2), [Sch. 9 para. 14\(1\)](#) (with ss. 7(6), 115, 117, [Sch. 8 para. 7](#))  
Act amended (1.4.1996) by S.I. 1996/593, reg. 2, [Sch. 1](#)
- C7** Act modified by [Town and Country Planning Act 1990](#) (c. 8, SIF 123:1), ss. 28, 54, 173(8), [Sch. 2 Pt. III para. 3\(a\)](#)  
Act modified (1.4.1996) by 1994 c. 19, s. 20(3), [Sch. 5 Pt. III para. 15\(1\)](#) (with ss. 54(5)(7), 55(5), [Sch. 17 paras. 22\(1\), 23\(2\)](#)); S.I. 1995/3198, art. 4, [Sch. 2](#)  
Act modified (1.4.1996) by 1994 c. 19, s. 20(3), [Sch. 5 Pt. III para. 20](#) (with ss. 54(5)(7), 55(5), [Sch. 17 paras. 22\(1\), 23\(2\)](#)); S.I. 1995/3198, art. 4, [Sch. 2](#)
- C8** Power to modify Act conferred by [Town and Country Planning Act 1990](#) (c. 8, SIF 123:1), ss. 314–319, [Sch. 16](#)

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**Status:** Point in time view as at 01/04/2018.

**Changes to legislation:** Planning (Hazardous Substances) Act 1990, Introductory Text is up to date with all changes known to be in force on or before 26 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)

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- Act (except ss. 12(2), 31(6)): transfer of certain functions in relation to Wales (1.7.1999) by S.I. 1999/672, art. 2, **Sch. 1**
- C9** Act modified (28.9.2004 for E., 15.10.2005 for W.) by Planning and Compulsory Purchase Act 2004 (c. 5), s. 38 (with s. 111); S.I. 2004/2202, art. 2(c); S.I. 2005/2847, art. 2(a) (with art. 3(1)(2))
- C10** Act modified by S.I. 2010/675, Sch. 23 Pt. 8 para. 3 Table 9 (as substituted (1.10.2011) by The Environmental Permitting (England and Wales) (Amendment) Regulations 2011 (S.I. 2011/2043), reg. 1(b), **Sch. 1**)
- C11** Act applied in part (Isles of Scilly) (with modifications) (2.10.2013) by The Town and Country Planning (Isles of Scilly) Order 2013 (S.I. 2013/2148), arts. 1(1), 3, **Sch. 1** (with art. 1(2))
- C12** Act applied (with modifications) (1.3.2016) by The Developments of National Significance (Wales) Regulations 2016 (S.I. 2016/56), **Sch. 6 para. 1** (with regs. 1(3), 46)
- C13** Act modified (1.1.2017) by The Environmental Permitting (England and Wales) Regulations 2016 (S.I. 2016/1154), reg. 1(1), Sch. 23 paras. 1(3), 2 Table 9 (with regs. 1(3), 77-79, Sch. 4)

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