



# Town and Country Planning Act 1990

## 1990 CHAPTER 8

An Act to consolidate certain enactments relating to town and country planning (excluding special controls in respect of buildings and areas of special architectural or historic interest and in respect of hazardous substances) with amendments to give effect to recommendations of the Law Commission. [24th May 1990]

<sup>X1</sup>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:—

### Editorial Information

- X1** [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.]

### Modifications etc. (not altering text)

- C1** Act excluded by [Planning \(Listed Buildings and Conservation Areas\) Act 1990 \(c. 9, SIF 123:1\), s. 50\(4\)\(a\)](#)
- 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 modified (10.2.1992) by [Planning and Compensation Act 1991 \(c. 34\), s. 27, Sch. 4 Pt. III paras.40-51; S.I. 1991/2905, art.4](#)  
Act: certain functions transferred to the Council of the Isles (Isles of Scilly) (27.7.1992) by [S.I. 1992/1620, art. 2](#) (with arts. 3, 4(a), Sch. Pt. I)  
Act modified (27.7.1992) by [S.I. 1992/1620, art.4\(a\)\(b\), Sch.](#)  
Act modified (17.7.1992) by [S.I. 1992/1732, art. 2\(1\)](#)  
Act restricted (13.2.1992) by [Severn Bridges Act 1992 \(c. 3\), s. 35.](#)  
Act modified (26.11.1992) by [S.I. 1992/2683, reg. 2, Sch.](#)  
Act applied (with modifications) (13.5.1993) by [S.I. 1993/1075, art. 4](#)  
Act extended (1.11.1993) by [1993 c. 28, s. 70\(14\)\(a\); S.I. 1993/2134, arts. 2, 5](#)  
Act extended (1.5.1994) by [S.I. 1994/1056, regs. 1\(3\), 19, Sch. 4 Pt. I para. 11](#)

*Status: Point in time view as at 09/02/2024.*

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- Act extended (19.9.1995) by 1995 c. 25, ss. 65(7), 125(2), **Sch. 8 para. 2(2)** (with ss. 7(6), 115, 117, Sch. 8 para. 7)
- Act modified (18.10.2000) by S.I. 2000/2615, **art. 5**
- Act restricted (19.9.1995) by 1995 c. 25, **ss. 71(7)**, 125(2) (with ss. 7(6), 115, 117, Sch. 8 para. 7)
- Act amended (1.4.1996) by S.I. 1996/593, reg. 2, **Sch. 1**
- Act applied in part (with modifications) (11.11.1996) by S.I. 1996/2714, art. 48, **Sch. 9 para. 1**
- Act amended (18.12.1996) by 1996 c. 61, **s. 8(4)**
- Act applied in part (with modifications) (21.5.1997) by S.I. 1997/1266, art. 36, **Sch. 10 para. 1**
- Act applied in part (with modifications) (27.8.1998) by S.I. 1998/1936, art. 41, **Sch. 10 para. 1**
- Act (except ss. 90(2), 325(9)): certain functions transferred subject to qualifications (1.7.1999) by S.I. 1999/672, art. 2, **Sch. 1**
- Act applied (23.6.1999) by S.I. 1999/1736, **art. 11(1)**
- Act applied (24.7.2001) by S.I. 2001/3627, arts. 63, 64, Sch. 11 paras. 1, 2, **Sch. 12 para. 5(3)**
- C5** Act restricted (15.6.2002) by The Landfill (England and Wales) Regulations 2002 (S.I. 2002/1559), **reg. 5**
- C6** Act modified (28.9.2004 (E.), 15.10.2005 (W.)) by Planning and Compulsory Purchase Act 2004 (c. 5), **ss. 38, 121** (with s. 111); S.I. 2004/2202, **art. 2** (subject to transitional provisions and savings in art. 4); S.I. 2005/2847, **art. 2** (subject to transitional provisions and savings in art. 3)
- Act modified (24.8.2005) by The Town and Country Planning (Isles of Scilly) Order 2005 (S.I. 2005/2085), **art. 4(1)**
- Act applied (with modifications) (12.10.2005) by The Thurrock Development Corporation (Planning Functions) Order 2005 (S.I. 2005/2572), **art. 5**
- Act applied (7.6.2006) by Planning and Compulsory Purchase Act 2004 (c. 5), ss. 89, 121, **Sch. 4 para. 6(2)** (with s. 111); S.I. 2006/1281, **art. 2**
- Act modified (25.4.2006) by The Associated British Ports (Hull) Harbour Revision Order 2006 (S.I. 2006/1135), art. 14, **Sch. 1 para. 2(4)**
- Act modified (30.5.2007) by The National Assembly for Wales Commission (Crown Status) (No. 2) Order 2007 (S.I. 2007/1353, **art. 4**)
- Act modified (temp.) (30.5.2007) by The St Mary's (Isles of Scilly) Harbour Revision Order 2007 (S.I. 2007/1554), **art. 17**
- C7** Act modified (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 57(4)(b)**
- Act construed as one with the amending S.I. regs. 54-67 (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 68**
- C8** Act modified (22.7.2008) by Crossrail Act 2008 (c. 18), **s. 9(4)**
- C9** Act construed as one with S.I. 1994/2716, regs. 54-67 (1.10.2009) by virtue of S.I. 1994/2716, reg. 68(a) (as substituted by The Conservation (Natural Habitats, &c.) (Amendment) (No. 2) Regulations 2009 (S.I. 2009/2438), **reg. 6(2)**)
- C10** Act modified (17.3.2010) by The Harwich Parkeston Quay Harbour Revision Order 2010 (S.I. 2010/626), **art. 10** (with art. 20)
- C11** Act modified (7.4.2011) by The Associated British Ports (Grimsby Riverside Ro-Ro Terminal) Harbour Revision Order 2011 (S.I. 2011/950), art. 22, Sch. paras. 1(2), **2-6**
- C12** 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))
- C13** Act applied (with modifications) (21.4.2015) by The Network Rail (Ordsall Chord) Order 2015 (S.I. 2015/780), **Sch. 11 para. 1** (with art. 36(2))
- C14** Act modified (W.) (1.3.2016) by The Developments of National Significance (Wales) Regulations 2016 (S.I. 2016/56), reg. 1(2), **Sch. 7 para. 1(2)** (with regs. 1(3), 47)
- C15** Act modified (W.) (1.3.2016) by The Developments of National Significance (Application of Enactments) (Wales) Order 2016 (S.I. 2016/54), art. 1, **art. 3(2)**
- C16** Act modified in part (2.8.2016) by The Midland Metro (Wolverhampton City Centre Extension) Order 2016 (S.I. 2016/684), art. 1, **Sch. 8 para. 1** (with arts. 46, 47, Sch. 9 para. 4, Sch. 10 para. 12(2))

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- C17** Act applied in part (23.2.2017) by High Speed Rail (London - West Midlands) Act 2017 (c. 7), **ss. 22(7)(8), 50(6)(7), 70(1)**
- C18** Act construed as one with S.I. 2017/1012, Pt. 6 Ch. 2 (except regs. 84, 85) (30.11.2017) by The Conservation of Habitats and Species Regulations 2017 (S.I. 2017/1012), regs. 1(2), **86**
- C19** Act modified (30.11.2017) by The Conservation of Habitats and Species Regulations 2017 (S.I. 2017/1012), regs. 1(2), **78(3)(a)**
- C20** Act modified (4.1.2018) by The Blackpool Tramway (Blackpool North Extension) Order 2017 (S.I. 2017/1214), **Sch. 7 para. 1** (with arts. 58, 59)
- C21** Act applied in part (with modifications) (7.5.2019) by The Midland Metro (Birmingham City Centre Extension, etc.) (Edgbaston Extension Land Acquisition) Order 2019 (S.I. 2019/882), **Sch. 4 para. 1** (with art. 18)
- C22** Act modified in part (4.3.2020) by The Midland Metro (Birmingham Eastside Extension) Order 2020 (S.I. 2020/141), art. 1, **Sch. 9 para. 1** (with arts. 47, 48, Sch. 10 para. 19)
- C23** Act restricted (25.5.2020) by The West Midlands Rail Freight Interchange Order 2020 (S.I. 2020/511), art. 1, **Sch. 14 para. 5**
- C24** S. 153(4A) excluded (3.12.2020) by The A303 (Amesbury to Berwick Down) Development Consent Order 2020 (S.I. 2020/1297), **art. 27(4)(c)** (with arts. 6(2), 27(5))
- C25** Act applied in part (11.2.2021) by High Speed Rail (West Midlands - Crewe) Act 2021 (c. 2), **ss. 47(4), 64(1)**
- C26** Act: power to amend conferred (26.12.2023) by Levelling-up and Regeneration Act 2023 (c. 55), **ss. 132, 255(3)(a)** (with s. 247)

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