



Town and Country Planning Act 1990

1990 CHAPTER 8

PART I

PLANNING AUTHORITIES

[^{F1}4A National Parks with National Park authorities.

- (1) Where a National Park authority has been established for any area, this section, instead of section 4(1) to (4), shall apply, as from such time as may be specified for the purposes of this section in the order establishing that authority, in relation to the Park for which it is the authority.
- (2) Subject to subsections (4) and (5) below, the National Park authority for the Park shall be the sole local planning authority for the area of the Park and, accordingly—
 - (a) functions conferred by or under the planning Acts on a planning authority of any description (including the functions of a mineral planning authority under those Acts and under the ^{M1}Planning and Compensation Act 1991) shall, in relation to the Park, be functions of the National Park authority, and not of any other authority; and
 - (b) so much of the area of any other authority as is included in the Park shall be treated as excluded from any area for which that other authority is a planning authority of any description.
- (3) For the purposes of subsection (2) above functions under the planning Acts which (apart from this section) are conferred—
 - (a) in relation to some areas on the county or district planning authorities for those areas, and
 - (b) in relation to other areas on the councils for those areas,shall be treated, in relation to those other areas, as conferred on each of those councils as the local planning authority for their area.
- (4) The functions of a local planning authority by virtue of sections 198 to 201, 206 to 209 and 211 to 215, so far as they are functions of a National Park authority by virtue of this section, shall be exercisable as respects any area which is or is included in an

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Changes to legislation: Town and Country Planning Act 1990, Section 4A is up to date with all changes known to be in force on or before 13 August 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)

area for which there is a district council, concurrently with the National Park authority, by that council.

- (5) For the purposes of any enactment relating to the functions of a district planning authority, the functions of a district council by virtue of subsection (4) above shall be deemed to be conferred on them as a district planning authority and as if the district were the area for which they are such an authority.]

Textual Amendments

F1 S. 4A inserted (19.9.1995) by 1995 c. 25, ss. 67(1), 125(2) (with ss. 7(6), 115, 117, Sch. 8 para. 7)

Marginal Citations

M1 1991 c. 34.

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