

*Status: Point in time view as at 13/08/2001. This version of this provision has been superseded.*

*Changes to legislation: Planning (Listed Buildings and Conservation Areas) Act 1990, Paragraph 7 is up to date with all changes known to be in force on or before 02 July 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)*

## SCHEDULES

### SCHEDULE 3

#### DETERMINATION OF CERTAIN APPEALS BY PERSON APPOINTED BY SECRETARY OF STATE

##### *Supplementary provisions*

- 7 (1) The <sup>M1</sup>Tribunals and Inquiries Act [<sup>F1</sup>1992] shall apply to a local inquiry or other hearing held in pursuance of this Schedule as it applies to a statutory inquiry held by the Secretary of State, but as if in [<sup>F1</sup> section 10(1)] of that Act (statement of reasons for decisions) the reference to any decision taken by the Secretary of State were a reference to a decision taken by an appointed person.
- (2) Where an appointed person is an officer of [<sup>F2</sup>the Department for Transport, Local Government and the Regions]or the Welsh Office the functions of determining an appeal and doing anything in connection with it conferred on him by this Schedule shall be treated for the purposes of the <sup>M2</sup>Parliamentary Commissioner Act 1967—
- (a) if he was appointed by the Secretary of State for the time being having general responsibility in planning matters in relation to England, as functions of that Department; and
  - (b) if he was appointed by the Secretary of State for the time being having general responsibility in planning matters in relation to Wales, as functions of the Welsh Office.

#### **Textual Amendments**

- F1** Words in Sch. 3 para. 7(1) substituted (1.10.1992) by Tribunals and Inquiries Act 1992 (c. 53, SIF 123:1), ss. 18(1), 19(2), Sch. 3 para. 32(a)(b)
- F2** Words in Sch. 3 para. 7(2) substituted (13.8.2001) by S.I. 2001/2568, art. 16, Sch. para. 10

#### **Modifications etc. (not altering text)**

- C1** Sch. 3 para. 7(2)(b) modified (1.7.1999) by S.I. 1999/672, art. 2, Sch.

#### **Marginal Citations**

- M1** 1971 c.62.  
**M2** 1967 c.13.

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