

Status: Point in time view as at 01/04/2003.

Changes to legislation: There are currently no known outstanding effects for the Planning and Compensation Act 1991, Paragraph 4. (See end of Document for details)

SCHEDULES

SCHEDULE 3

LISTED BUILDINGS, CONSERVATION AREAS AND HAZARDOUS SUBSTANCES

PART I

CHANGES RELATING TO ENFORCEMENT

Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9)

4 For section 41(1) and (2) (power to correct or vary enforcement notice on appeal) there is substituted—

“(1) On an appeal under section 39 the Secretary of State may—

(a) correct any defect, error or misdescription in the listed building enforcement notice; or

(b) vary the terms of the listed building enforcement notice,

if he is satisfied that the correction or variation will not cause injustice to the appellant or the local planning authority.

(2) Where the Secretary of State determines to allow the appeal, he may quash the notice.

(2A) The Secretary of State shall give any directions necessary to give effect to his determination on the appeal.”

Commencement Information

II Sch. 3 para. 4 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

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