

Status: Point in time view as at 19/09/1995.

Changes to legislation: Environment Act 1995, Paragraph 13 is up to date with all changes known to be in force on or before 10 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)

SCHEDULES

SCHEDULE 9 **E+W**

MISCELLANEOUS STATUTORY FUNCTIONS OF NATIONAL PARK AUTHORITIES

Listed and historic buildings

- 13 (1) In the case of a building situated in a National Park for which a National Park authority is the local planning authority, that authority and no other authority shall be the appropriate authority for the purposes of sections 47 to 51 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (purchase of listed buildings etc in need of repair); and the ^{M1}reference to a local authority in section 88(5) of that Act (rights of entry) and in section 6 of the ^{M2}Historic Buildings and Ancient Monuments Act 1953 (under which grants for the acquisition of buildings in Wales may be made) shall have effect accordingly.
- (2) In relation to any building or land in any such National Park, the powers conferred on a county council or county borough council by section 52 of that Act of 1990 (power to acquire building and land by agreement) shall be exercisable by the National Park authority, and not (without prejudice to their powers apart from that section) by any other authority; and subsection (2) of that section shall have effect accordingly.
- (3) Section 53(1) of that Act (management of listed buildings etc. acquired under the Act) shall apply in relation to the powers conferred by virtue of this paragraph on a National Park authority as it applies in relation to the powers conferred by sections 47 and 52 of that Act on a local authority.
- (4) That Act shall have effect as if a National Park authority were a local authority for the purposes of—
- (a) sections 54 and 55 of that Act (urgent works to preserve listed buildings etc.), and
 - (b) sections 57 and 58 of that Act (power of local authorities to contribute towards preservation of listed buildings etc.),
- and, in relation to those provisions, as if the relevant Park were the authority's area.
- (5) In relation to the powers conferred on a National Park authority by virtue of this paragraph, section 88 of that Act (powers of entry) shall have effect as if references in that section to a local authority included references to a National Park authority.
- (6) References to a local authority in section 90(1) to (4) of that Act (financial provisions) shall be deemed to include references to a National Park authority.

Marginal Citations

- M1** 1953 c. 49.
M2 1990 c. 9.

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