



# Environment Act 1995

## 1995 CHAPTER 25

### PART III

#### NATIONAL PARKS

##### *Functions of National Park authorities*

#### **66 National Park Management Plans.**

- (1) Subject to subsection (2) below, every National Park authority shall, within three years after its operational date, prepare and publish a plan, to be known as a National Park Management Plan, which formulates its policy for the management of the relevant Park and for the carrying out of its functions in relation to that Park.
- (2) A National Park authority for a Park wholly or mainly comprising any area which, immediately before the authority's operational date, was or was included in an area for which there was a National Park Plan prepared and published under paragraph 18 of Schedule 17 to the 1972 Act (National Park plans) shall not be required to prepare a Management Plan under subsection (1) above if, within six months of that date, it adopts the existing National Park Plan as its Management Plan and publishes notice that it has done so.
- (3) Where a National Park authority is proposing to adopt a plan under subsection (2) above, it may review the plan before adopting it and shall do so if the plan would have fallen to be reviewed under paragraph 18 of Schedule 17 to the 1972 Act in the period of twelve months beginning with the authority's operational date.
- (4) A National Park authority shall review its National Park Management Plan within the period of five years of its operational date and, after the first review, at intervals of not more than five years.
- (5) Where a National Park authority has adopted a plan under subsection (2) above as its National Park Management Plan and has not reviewed that Plan before adopting it, the first review of that Plan under subsection (4) above shall take place no later than

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the time when the adopted plan would otherwise have fallen to be reviewed under paragraph 18 of Schedule 17 to the 1972 Act.

- (6) Where a National Park authority reviews any plan under this section, it shall—
- (a) determine on that review whether it would be expedient to amend the plan and what (if any) amendments would be appropriate;
  - (b) make any amendments that it considers appropriate; and
  - (c) publish a report on the review specifying any amendments made.
- (7) A National Park authority which is proposing to publish, adopt or review any plan under this section shall—
- (a) give notice of the proposal to every principal council [<sup>F1</sup>and corporate joint committee] whose area is wholly or partly comprised in the relevant Park and, according to whether that Park is in England or in Wales, to [<sup>F2</sup>Natural England] or to [<sup>F3</sup>the Natural Resources Body for Wales];
  - (b) send a copy of the plan, together (where appropriate) with any proposed amendments of the plan, to every body to which notice of the proposal is required to be given by paragraph (a) above; and
  - (c) take into consideration any observations made by any such body.
- [<sup>F4</sup>(7A) A National Park authority for a park in Wales which is proposing to publish, adopt or review any plan under this section must have regard to—
- (a) the state of natural resources report published under section 8 of the Environment (Wales) Act 2016, <sup>F5</sup>...
  - (b) any area statement published under section 11 of that Act for an area that includes all or part of the park [<sup>F6</sup>, and
  - (c) the sustainable land management report published under section 6 of the Agriculture (Wales) Act 2023]]
- (8) A National Park authority shall send to the Secretary of State a copy of every plan, notice or report which it is required to publish under this section.
- (9) In this section “operational date”, in relation to a National Park authority, means the date on which the authority becomes the local planning authority for the relevant Park.
- [<sup>F7</sup>(10) In this section “corporate joint committee” means a corporate joint committee to which Part 6 of the Planning and Compulsory Purchase Act 2004 applies by virtue of regulations under Part 5 of the Local Government and Elections (Wales) Act 2021.]

#### Textual Amendments

- F1** Words in s. 66(7)(a) substituted (21.1.2021) by [Local Government and Elections \(Wales\) Act 2021](#) (asc 1), s. 175(1)(e), **Sch. 9 para. 34(2)**
- F2** Words in s. 66(7)(a) substituted (1.10.2006) by [Natural Environment and Rural Communities Act 2006](#) (c. 16), s. 107, **Sch. 11 para. 143**; S.I. 2006/2541, art. 2 (with Sch.)
- F3** Words in s. 66(7)(a) substituted (1.4.2013) by [The Natural Resources Body for Wales \(Functions\) Order 2013](#) (S.I. 2013/755), art. 1(2), **Sch. 2 para. 376** (with Sch. 7)
- F4** S. 66(7A) inserted (21.5.2016) by [Environment \(Wales\) Act 2016](#) (anaw 3), s. 88(2)(a), **Sch. 2 para. 6(3)**
- F5** Word in s. 66(7A)(a) omitted (17.10.2023) by virtue of [Agriculture \(Wales\) Act 2023](#) (asc 4), s. 56(3)(d), **Sch. 2 para. 3(a)**
- F6** S. 66(7A)(c) and word inserted (17.10.2023) by [Agriculture \(Wales\) Act 2023](#) (asc 4), s. 56(3)(d), **Sch. 2 para. 3(b)**

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**F7** S. 66(10) substituted (21.1.2021) by Local Government and Elections (Wales) Act 2021 (asc 1), s. 175(1)(e), **Sch. 9 para. 34(3)**

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