



# Countryside and Rights of Way Act 2000

## 2000 CHAPTER 37

### PART IV

#### AREAS OF OUTSTANDING NATURAL BEAUTY

#### 85 General duty of public bodies etc.

- (1) In exercising or performing any functions in relation to, or so as to affect, land in an area of outstanding natural beauty, a relevant authority shall have regard to the purpose of conserving and enhancing the natural beauty of the area of outstanding natural beauty.
- (2) The following are relevant authorities for the purposes of this section—
  - (a) any Minister of the Crown,
  - (b) any public body,
  - (c) any statutory undertaker,
  - (d) any person holding public office.
- (3) In subsection (2)—
  - “public body” includes
    - (a) a county council, county borough council, district council, parish council or community council;
    - (b) a joint planning board within the meaning of section 2 of the <sup>M1</sup>Town and Country Planning Act 1990;
    - (c) a joint committee appointed under section 102(1)(b) of the <sup>M2</sup>Local Government Act 1972;
    - (d) <sup>F1</sup>...
  - “public office” means—
    - (a) an office under Her Majesty;
    - (b) an office created or continued in existence by a public general Act; or
    - (c) an office the remuneration in respect of which is paid out of money provided by Parliament

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*Status: Point in time view as at 21/01/2021. This version of this provision has been superseded.*

*Changes to legislation: Countryside and Rights of Way Act 2000, Section 85 is up to date with all changes known to be in force on or before 29 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)*

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[<sup>F2</sup>“statutory undertaker” means a person who is or is deemed to be a statutory undertaker for the purposes of any provision of Part 11 of the Town and Country Planning Act 1990].

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#### Textual Amendments

- F1** Words in s. 85(3) omitted (21.1.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), s. 175(1)(e), [Sch. 9 para. 37](#)
- F2** Words in s. 85(3) inserted (1.10.2006) by [Natural Environment and Rural Communities Act 2006 \(c. 16\)](#), s. 107, [Sch. 11 para. 165](#); S.I. 2006/2541, art. 2 (with Sch.)

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#### Commencement Information

- I1** Pt. IV (ss. 82-93) wholly in force at 1.5.2001; Pt. IV not in force at Royal Assent see s. 103(3); Pt. IV in force for E. at 1.4.2001 by [S.I. 2001/114](#), [art. 2\(2\)\(e\)](#); Pt. IV in force for W. at 1.5.2001 by [S.I. 2001/1410](#), [art. 2\(g\)](#)

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#### Marginal Citations

- M1** 1990 c. 8.  
**M2** 1972 c. 70.

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