

Status: Point in time view as at 06/08/2004. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Planning and Compulsory Purchase Act 2004, Cross Heading: Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) is up to date with all changes known to be in force on or before 07 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 6

AMENDMENTS OF THE PLANNING ACTS

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

- 19 The Planning (Listed Buildings and Conservation Areas) Act 1990 is amended as follows.

Commencement Information

- 11** Sch. 6 para. 19 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

- 20 In section 10(3) (regulations relating to applications for listed building consent)—
- (a) for paragraph (b) and the word “and” following it there is substituted the following paragraph—
 - “(b) requirements as to publicity in relation to such applications;”;
 - (b) after paragraph (c) there are inserted the following paragraphs—
 - “(d) requirements as to consultation in relation to such applications;
 - (e) prohibiting the determination of such applications during such period as is prescribed;
 - (f) requirements on the local planning authority to take account of responses from persons consulted.”

Commencement Information

- 12** Sch. 6 para. 20 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

VALID FROM 28/09/2004

- 21 In section 23(2) (matters to which regard is to be had by local planning authority in exercising function of revoking or modifying consent) for “the development plan and to any other” there is substituted “ any ”.

VALID FROM 28/09/2004

- 22 In section 26(2) (matters to which regard is to be had by the Secretary of State in exercising function of revoking or modifying consent) for “the development plan and to any other” there is substituted “ any ”.

Status: Point in time view as at 06/08/2004. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation: Planning and Compulsory Purchase Act 2004, Cross Heading: Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) is up to date with all changes known to be in force on or before 07 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)

- 23 In section 67 (publicity for applications affecting the setting of listed buildings) for subsections (1) to (7) there is substituted the following subsection—

“(1) The Secretary of State may prescribe requirements as to publicity for applications for planning permission in cases where the local planning authority think that the development of land would affect the setting of a listed building.”

Commencement Information

I3 Sch. 6 para. 23 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

- 24 In section 73 (publicity for applications affecting conservation areas) for subsection (1) there is substituted the following subsection—

“(1) The Secretary of State may prescribe requirements as to publicity for applications for planning permission in cases where the local planning authority think that the development of land would affect the character or appearance of a conservation area.”

Commencement Information

I4 Sch. 6 para. 24 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

VALID FROM 28/09/2004

- 25 In section 91(2) (interpretation) “ “development plan”” is omitted.

- 26 In section 93 (provision about regulations and orders) after subsection (6) there are inserted the following subsections—

“(6A) Regulations and orders may make different provision for different purposes.

(6B) The powers to make regulations under sections 10(3)(b), 67(1) and 73(1) must be taken to be powers mentioned in section 100(2) of the Local Government Act 2003 (powers exercisable in relation to descriptions of certain local authorities which fall into particular categories for the purposes of section 99 of that Act).”

Commencement Information

I5 Sch. 6 para. 26 in force at 6.8.2004 for specified purposes by [S.I. 2004/2097](#), [art. 2](#)

Status:

Point in time view as at 06/08/2004. This version of this cross heading contains provisions that are not valid for this point in time.

Changes to legislation:

Planning and Compulsory Purchase Act 2004, Cross Heading: Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) is up to date with all changes known to be in force on or before 07 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.