

## SCHEDULES

### SCHEDULE 9

#### HERITAGE: DISAPPLICATION AND MODIFICATION OF CONTROLS

##### *Listed buildings and conservation areas*

- 1 (1) Subject to sub-paragraph (2), if a listed building was such a building immediately before 15th December 2004 and is specified in columns (1) and (2) of the following table—
- (a) section 7 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) (restriction on works affecting listed buildings) shall not apply to works carried out in relation to the building in exercise of the powers conferred by this Act,
  - (b) to the extent that a notice issued in relation to the building under section 38(1) of that Act (enforcement) requires the taking of steps which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers conferred by this Act, it shall not have effect or, as the case may be, shall cease to have effect,
  - (c) no steps may be taken in relation to the building under section 42(1) of that Act (execution of works specified in notice under section 38(1)) which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers conferred by this Act, and
  - (d) no works may be executed for the preservation of the building under section 54 of that Act (urgent works to preserve unoccupied listed buildings) which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers conferred by this Act.
- (2) In the case of any building specified in columns (1) and (2) of the following table in relation to which any description of works is specified in column (3) of that table, sub-paragraph (1) shall have effect as if the references to works carried out in exercise of the powers conferred by this Act were, so far as concerns works of demolition or alteration (as opposed to extension), to works so carried out which are of a description specified in relation to it in that column.
- (3) Paragraphs (a) to (d) of sub-paragraph (1) shall also apply in relation to a listed building which was not such a building immediately before 15th December 2004.
- (4) If a building included in a conservation area and not a listed building—
- (a) was not included in a conservation area immediately before 15th December 2004, or
  - (b) was included in such an area immediately before that date and is specified in columns (1) and (2) of the following table,
- section 74 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (control of demolition in conservation areas) shall not apply to the demolition of it in exercise of the powers conferred by this Act.

*Status: This is the original version (as it was originally enacted).*

<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Building</i>	<i>(3)</i> <i>Works</i>
Royal Borough of Windsor & Maidenhead and District of South Bucks	Maidenhead Viaduct. Grade II*	Alterations in connection with installation of overhead electrification equipment.
Borough of Slough	Slough railway station. Grade II	Demolition of canopies over platform 5. Alterations in connection with platform lengthening, new footbridge, overhead line electrification and ticket hall rearrangement.
London Borough of Ealing	Hanwell railway station. Grade II	Alterations in connection with platform lengthening.
City of Westminster	Southern span of footbridge carrying Westbourne Park Passage over the railway.  Boundary wall between Westbourne Park Villas and the railway from Westbourne Park Passage to a point opposite No. 60 Westbourne Park Villas.	
	Paddington Station. Grade 1	Demolition of retaining walls, railings, and canopy on Eastbourne Terrace and Departures Road. Demolition of Lynx Building on north-east side of the station. Alterations of deck on north-east side of station (being the deck on part of which the Lynx Building is situated) and area below that deck in connection with (a) construction of new stairs, lifts and escalators, (b) Work No. 1/11B and (c) taxi circulation facility. Alterations to the Lawn in connection

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<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Building</i>	<i>(3)</i> <i>Works</i>
		with emergency escape provision.
	Paddington Station, Macmillan House, Eastbourne Terrace. Grade 1	Alterations and partial demolition of basement and ground floor. Alterations to form an emergency escape in the horse arch.
	Great Western Hotel, Praed Street. Grade II	Alterations relating to emergency escape provision.
	Paddington Underground Station, Praed Street. Grade II	Alterations in connection with construction of interchange footbridge, lifts and stairs. Alterations and partial demolition of retaining walls.
	191-195 (odd) Praed Street	
	197-199 (odd) Praed Street (rear part)	
	19-23 (odd and even) Spring Street (rear part)	
	Porter's Lodge in front of number 1 Stratford Place. Grade II	
	354-358 (even) Oxford Street	
	18 & 19 Hanover Square	
	1a Tenterden Street	
	9 Great Chapel Street / 4 Fareham Street	
	10-12 (odd and even) Great Chapel Street	
	2 & 3 Fareham Street	
	96 Dean Street	
	93 Dean Street	
	94 Dean Street. Grade II	
	95 Dean Street	
	3 Diadem Court	

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<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Building</i>	<i>(3)</i> <i>Works</i>
London Borough of Camden	9 Diadem Court	
	Bollards on the corner of Fareham Street and Great Chapel Street. Grade II	
	9-15 (odd) Oxford Street	
	7 Oxford Street	
	3-5 (odd) Oxford Street	
	1 Oxford Street	
	167 Charing Cross Road	
	157-163 (odd) & 165 Charing Cross Road	
	1-6 (odd and even) Falconberg Court	
	148 Charing Cross Road	
City of London	138-146 (even) Charing Cross Road	
	Centre Point, 101 & 103 New Oxford Street and 5-24 (odd and even) St. Giles High Street and pool and frontage to Charing Cross Road. Grade II	Demolition of pool, fountains and plaza including underground snooker hall and gym. Demolition of exterior stairs to first floor level on the western side of the building. Installation of a temporary entrance.
	8-10 (even) Southampton Row. Grade II	Demolition of interior and roof (facade to Southampton Row, Fisher Street and Catton Street to be retained).
	Kingsway Tram Tunnel. Grade II	Alterations in connection with carrying out of compensation grouting for the protection of buildings in the vicinity.
	Smithfield Market. Grade II*	Partial demolition of basement, including car park deck within the basement and remedial alterations.
	33-35 (odd and even) Charterhouse Square	

<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Building</i>	<i>(3)</i> <i>Works</i>
London Borough of Islington City of London	36-37 Charterhouse Square	
	40-42 (even) Charterhouse Street	
	Pavilion, Finsbury Circus Gardens.	
	Gazebo, Finsbury Circus Gardens. Grade II	
London Borough of Tower Hamlets	11-12 Blomfield Street	
	Bridge structures carrying Charterhouse Street and Lindsey Street over Metropolitan Line and Thameslink	
	Barbican. Grade II	Alterations in connection with carrying out of compensation grouting for the protection of buildings in the vicinity.
	63-67 (odd) Princelet Street (rear extensions)	
	68-80 (even) Hanbury Street (Britannia House)	
	82-102 (even) Hanbury Street	
	Blind Beggar Public House (337 Whitechapel Road) (conservatory)	
	Whitechapel signal cabin (District Line), west of Fulbourne Street on the north side of the track	
	Fulbourne Street bridge over District Line	
	District line retaining wall and parapet, south side of Durward Street and Winthrop Street from a point 23 metres west of the centre line of Fulbourne Street to a point 30 metres east of East London Line	

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<i>(1)</i> <i>Area</i>	<i>(2)</i> <i>Building</i>	<i>(3)</i> <i>Works</i>
	Court Street footbridge over District Line	
	London Underground infrastructure at or near Whitechapel Station (District Line) including the platform to ticket hall access footbridge east of Wood's Buildings, and the operational garage, staff accommodation block, and associated portacabins at Durward Street level	
	Wood's Buildings disused footbridge over the District Line	
	North span of District Line railway bridge over East London line	
	South span of District Line railway bridge over East London Line	
	Parapet walls to Durward Street Bridge over East London Line	
	Drinking fountain, Stepney Green. Grade II	
	744 Wick Lane	
London Borough of Barking and Dagenham	Coal tax marker, Chadwell Heath. Grade II	
London Borough of Havering	Gidea Park Station footbridge	
London Borough of Greenwich	12, 14, 15 & 16 Gunnery Terrace	
	Council depot (former electricity generating station), White Hart Road, Plumstead. Grade II	Alterations in connection with use of the building as site offices and a workshop.

- (5) Anything which, by virtue of section 1(5) of the Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) (objects or structures fixed to, or within the curtilage of, a building), is treated as part of a building for the purposes of that Act shall be treated as part of the building for the purposes of this paragraph.

- (6) In this paragraph, “building” and “listed building” have the same meanings as in the Planning (Listed Buildings and Conservation Areas) Act 1990.