

6. Application of Acts to Special Cases

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| (1) <i>Enforcement of Restriction of Ribbon Development Acts.</i> | (4) <i>Local Authorities' Land (Exceptions to Section 82), p. 818.</i> |
| (2) <i>Minerals, p. 810.</i> | |
| (3) <i>Modification of Mines Act, p. 816.</i> | |

(1) Enforcement of Restriction of Ribbon Development Acts

THE TOWN AND COUNTRY PLANNING (ENFORCEMENT OF RESTRICTION OF RIBBON DEVELOPMENT ACTS) REGULATIONS, 1948.(a)

1948 No. 1520

<i>Made - - -</i>	<i>25th May, 1948</i>
<i>Laid before Parliament</i>	<i>25th May, 1948</i>
<i>Coming into Operation</i>	<i>1st July, 1948(b)</i>

B.2035.

The Minister of Town and Country Planning in exercise of the powers conferred on him by subsection (8) of Section 75 of the Town and Country Planning Act, 1947, and of all other powers enabling him in that behalf hereby makes the following Regulations:—

10 & 11 Geo.
6. c. 51.

(a) These Regulations were approved by Resolution of the House of Commons, 28th June, 1948, and by the House of Lords, 30th June, 1948, in accordance with Section 75 (8) of the Town and Country Planning Act, 1947.

(b) See S.I. 1948 No. 213, p. 713 above.

TOWN AND COUNTRY PLANNING, ENGLAND

1. These Regulations shall come into force on the appointed day,^(a) and may be cited as the Town and Country Planning (Enforcement of Restriction of Ribbon Development Acts) Regulations, 1948.

2.—(1) In these Regulations, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say:—

“the Act” means the Town and Country Planning Act, 1947;

“the appointed day” means the day appointed for the coming into force of the Act.

52 & 53 Vict.
c. 63. (2) The Interpretation Act, 1889, shall apply to the interpretation of these Regulations as it applies to the interpretation of an Act of Parliament.

25 & 26 Geo.
5. c. 47. 3. For the purpose of applying the provisions of subsections (1) to (7) of Section 75 of the Act to works on land carried out or uses of land begun at any time before the appointed day in contravention of any restriction in force under Section 1 or Section 2 of the Restriction of Ribbon Development Act, 1935, subsections (1) and (2) of Section 75 of the Act shall be adapted and modified so as to have effect as follows:—

(b) “(1) Where any works on land existing at the appointed day were carried out or any use to which land is put on that day was begun in contravention of previous planning control or any building law then, subject to the provisions of this section, the provisions of Part III of this Act with respect to enforcement notices shall apply in relation thereto as they apply in relation to development carried out after the appointed day without the grant of permission in that behalf under the said Part III:

Provided that an enforcement notice shall not be served by virtue of the provisions of this section in respect of any works or use (not being works or a use carried out or begun during the war period as defined by the Building Restrictions (War-Time Contraventions) Act, 1946) at any time after three years from the appointed day.

In this section the expression “building law” means any restriction in force before the appointed day by virtue of section 1 or section 2 of the Restriction of Ribbon Development Act, 1935.

(2) Where any such works as aforesaid were carried out, or any such use as aforesaid was begun, during the war period as defined by the Building Restrictions (War-Time Contraventions) Act, 1946, then—

(a) if by virtue of the provisions of that Act, or of that Act as amended by any regulations made by the Minister under subsection (8) of this section, or of any determination effected thereunder (whether before or after the appointed day), the works or use are deemed to comply with planning control within the meaning of that Act or with any building law, the provisions of this section shall not apply, or, as the case may be, shall cease to apply to those works or that use; and

(a) See S.I. 1948 No. 213, p. 713 above.

(b) Note.—Words printed in heavy type are words inserted by the Regulation.

Enforcement of Restriction of Ribbon Development Acts

scheme included references to the said Section 1 or Section 2, and the provisions of subsections (2) to (5) of the said Section 76 shall have effect accordingly, subject to the provisions of the next two succeeding regulations.

4. Subsection (5) of Section 76 of the Act shall have effect as though the reference therein to planning control within the meaning of the Building Restrictions (War-Time Contraventions) Act, 1946, included a reference to the provisions of Section 1 or Section 2 of the Restriction of Ribbon Development Act, 1935. 9 & 10 Geo. 6. c. 35.

5. For the purposes of Regulation 3 of these Regulations, any works or use in respect of which a notice has been served under subsection (1) of Section 1 of the Restriction of Ribbon Development (Temporary Development) Act, 1943, or is deemed by virtue of subsection (4) of that Section to have been so served, shall be treated as carried out or begun in accordance with permission granted subject to a condition restricting the period for which the works or use may be continued on the land. 6 & 7 Geo. 6. c. 34.

Given under the Official Seal of the Minister of Town and Country Planning this 27th day of May, 1948.

(L.S.)

Lewis Silkin,
Minister of Town and Country Planning.
