

## SCHEDULE 4

### MODIFICATIONS OF THE ACT

#### PART II

#### SECTION 70A OF THE ACT AS MODIFIED

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**Commencement Information**

**II** Sch. 4 Pt. II in force at 6.4.1992, see [reg. 1](#)

**70A.**—(1) A local planning authority may decline to determine an application for express consent if—

- (a) within the period of two years ending with the date on which the application is received, the Secretary of State has dismissed an appeal against the refusal of a similar application; and
- (b) in the opinion of the authority there has been no significant change since the dismissal mentioned in paragraph (a) in any material consideration.

(2) For the purposes of this section an application for express consent shall be taken to be similar to a later application if the subject matter of the applications and the land to which they relate are in the opinion of the local planning authority the same or substantially the same.

**Changes to legislation:**

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Town and Country Planning (Control of Advertisements) Regulations 1992. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to :**

- Regulations applied by [1997 c. 61 Sch. 3 para. 3\(2\)](#)
- Regulations applied by [2011 c. 1 Sch. 1 para. 18\(1\)](#)
- Regulations applied by [S.I. 2001/1298 reg. 23](#)
- Regulations applied by [S.I. 2004/1962 art. 12](#)
- Regulations applied by [S.I. 2007/2089 reg. 19](#)
- Regulations applied by [S.I. 2012/1917 art. 83\(2\)](#)
- Regulations applied by [S.I. 2012/323 reg. 19](#)
- Regulations applied by [S.I. 2012/444 reg. 24](#)
- Regulations applied by [S.I. 2016/219 Sch. 3 para. 109](#)
- Regulations applied by [S.I. 2004/870 reg. 19](#)
- Regulations applied by [S.I. 2008/1848 reg. 15](#)
- Regulations applied in part (Crown) by [S.I. 2006/1282 art. 11](#)
- Regulations extended by [S.I. 1999/450 art. 150](#)
- Regulations extended by [S.I. 2003/284 art. 138](#)
- Regulations extended by [S.I. 2010/2837 art. 23](#)

**Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:**

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 3 Pt. 2 para. 34 inserted by [S.I. 1994/2351 reg. 9](#)
- Sch. 4 Pt. 5 para. 2(aa) inserted by [S.I. 2017/553 reg. 2\(5\)\(b\)](#)
- Sch. 4 Pt. 3 para. 1(da) inserted by [S.I. 2017/553 reg. 2\(3\)\(d\)](#)
- Sch. 4 Pt. 3 para. 1(f) inserted by [S.I. 2017/553 reg. 2\(3\)\(e\)](#)
- Sch. 4 Pt. 3 para. 2(da) inserted by [S.I. 2017/553 reg. 2\(3\)\(g\)](#)
- Sch. 4 Pt. 3 para. 1(d) substituted by [S.I. 2017/553 reg. 2\(3\)\(c\)](#)
- Sch. 4 Pt. 3 para. 1(c) words inserted by [S.I. 2017/553 reg. 2\(3\)\(b\)\(i\)](#)
- Sch. 4 Pt. 3 para. 1(c) words inserted by [S.I. 2017/553 reg. 2\(3\)\(b\)\(ii\)](#)
- reg. 2(1A) inserted by [S.I. 2001/1149 Sch. 1 para. 96\(3\)](#)
- reg. 2(2A) inserted by [S.I. 1996/525 art. 3Sch. para. 14\(1\)\(b\)](#)
- reg. 2(2B) inserted by [S.I. 2001/4050 Sch. para. 10\(b\)](#)
- reg. 9A inserted by [S.I. 1999/1810 reg. 3](#)
- reg. 13A inserted by [S.I. 1999/1810 reg. 4](#)