



# Planning (Hazardous Substances) Act 1990

## 1990 CHAPTER 10

### *Variation and revocation of consents*

#### **14 General power by order to revoke or modify hazardous substances consent.**

- (1) The hazardous substances authority may by order revoke a hazardous substances consent or modify it to such extent as they consider expedient if it appears to them, having regard to any material consideration, that it is expedient to revoke or modify it.
- (2) The hazardous substances authority may also by order revoke a hazardous substances consent if it appears to them—
  - (a) that there has been a material change of use of land to which a hazardous substances consent relates; or
  - (b) that planning permission [<sup>F1</sup> or development consent] has been granted for development the carrying out of which would involve a material change of use of such land and the development to which the permission [<sup>F2</sup> or development consent] relates has been commenced; or
  - (c) in the case of a hazardous substances consent which relates only to one substance, that that substance has not for at least five years been present on, over or under the land to which the consent relates in a quantity equal to or exceeding the controlled quantity; or
  - (d) in the case of a hazardous substances consent which relates to a number of substances, that none of those substances has for at least five years been so present.
- (3) An order made by virtue of subsection (2)(a) or (b) in the case of a consent relating to more than one substance may revoke it entirely or only so far as it relates to a specified substance.
- (4) An order under this section shall specify the grounds on which it is made.

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*Changes to legislation: Planning (Hazardous Substances) Act 1990, Section 14 is up to date with all changes known to be in force on or before 20 April 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) View outstanding changes*

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#### **Textual Amendments**

- F1** Words in s. 14(2)(b) inserted (1.3.2010) by [Planning Act 2008 \(c. 29\)](#), s. 241(8), [Sch. 2 para. 46\(a\)](#) (with s. 226); [S.I. 2010/101](#), art. 2 (with art. 6)
- F2** Words in s. 14(2)(b) inserted (1.3.2010) by [Planning Act 2008 \(c. 29\)](#), s. 241(8), [Sch. 2 para. 46\(b\)](#) (with s. 226); [S.I. 2010/101](#), art. 2 (with art. 6)
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#### **Modifications etc. (not altering text)**

- C1** S. 14 Power to apply conferred (10.11.1993) by [1993 c. 28](#), [ss. 171\(4\)\(c\)](#); [S.I. 1993/2762](#), [art.3](#)
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#### **Commencement Information**

- I1** S. 14 wholly in force at 1.6.1992 see [S.I. 1992/725](#), art. 3; s. 14 in force for certain purposes at 11.3.1992 see [S.I. 1992/725](#), art. 2

**Changes to legislation:**

Planning (Hazardous Substances) Act 1990, Section 14 is up to date with all changes known to be in force on or before 20 April 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.

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

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

- s. 3(4A) inserted by [2023 c. 55 Sch. 17 para. 4\(b\)](#)
- s. 9(2)(ca) inserted by [2023 c. 55 Sch. 6 para. 14](#)
- s. 10(4) inserted by [2023 c. 55 s. 124\(6\)](#)
- s. 20(4A) inserted by [2008 c. 29 Sch. 10 para. 26](#)
- s. 21(5A) inserted by [2008 c. 29 Sch. 10 para. 27](#)
- s. 37(3) inserted by [2008 c. 29 Sch. 10 para. 29](#)
- s. 37(5) inserted by [2023 c. 55 s. 124\(7\)\(b\)](#)
- Sch. para. 2(4A) inserted by [2008 c. 29 Sch. 10 para. 30\(2\)](#)
- Sch. para. 2(9) inserted by [2008 c. 29 Sch. 10 para. 30\(3\)](#)
- Sch. para. 3(4A)(4B) inserted by [2008 c. 29 Sch. 10 para. 30\(4\)](#)
- Sch. para. 6(1A) inserted by [2008 c. 29 Sch. 10 para. 30\(6\)](#)