

**Changes to legislation:** There are currently no known outstanding effects for the Planning and Compensation Act 1991, Cross Heading: Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9.). (See end of Document for details)

## SCHEDULES

### SCHEDULE 3

#### LISTED BUILDINGS, CONSERVATION AREAS AND HAZARDOUS SUBSTANCES

#### PART II

##### MINOR AND CONSEQUENTIAL AMENDMENTS

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

19 In section 38 of the Planning (Listed Buildings and Conservation Areas) Act 1990—

- (a) in subsection (2) “within such period as may be so specified” is omitted,
- (b) for subsection (3) there is substituted—

“(3) A listed building enforcement notice—

- (a) shall specify the date on which it is to take effect and, subject to sections 39(3) and 65(3A), shall take effect on that date, and
- (b) shall specify the period within which any steps are required to be taken and may specify different periods for different steps,

and, where different periods apply to different steps, references in this Part to the period for compliance with a listed building enforcement notice, in relation to any step, are to the period within which the step is required to be taken.”, and

- (c) in subsection (4) for “specified date” there is substituted “date specified in it as the date on which it is to take effect”.

##### Commencement Information

**I1** Sch. 3 para. 19 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

20 In section 39(7) of that Act “in writing” is omitted.

##### Commencement Information

**I2** Sch. 3 para. 20 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

21 In section 42 of that Act—

- (a) in subsection (1) for “compliance period” there is substituted “period for compliance with the notice”, and
- (b) subsection (7) is omitted.

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#### Commencement Information

**I3** Sch. 3 para. 21 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

22 In section 46(4) of that Act for “sections 42 and 43” there is substituted “ section 42 ” and for “those sections” there is substituted “ that section ”.

#### Commencement Information

**I4** Sch. 3 para. 22 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

23 Section 55(6) of that Act is omitted.

#### Commencement Information

**I5** Sch. 3 para. 23 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

24 In section 82 of that Act—  
 (a) in subsection (1) for “39(6), 42(6) and 55(6)” there is substituted “ and 39(6) ”, and  
 (b) in subsection (3) for “sections 39(6) and 42(6)” there is substituted “ section 39(6) ”.

#### Commencement Information

**I6** Sch. 3 para. 24 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

25 In section 88(6) of that Act for “subsection (7)” there is substituted “ section 88B(8) ” and “or the presence of minerals in it” is omitted.

#### Commencement Information

**I7** Sch. 3 para. 25 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

26 In section 90(6)(b) of that Act “and 42(6)” is omitted.

#### Commencement Information

**I8** Sch. 3 para. 26 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

27 In section 92(2)(b) of that Act “and 42(6)” is omitted.

#### Commencement Information

**I9** Sch. 3 para. 27 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

28 In Schedule 3 to that Act, in paragraph 2(1)(b), after “section 41(1), (2)” there is inserted “ (2A) ”.

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**Commencement Information**

**I10** Sch. 3 para. 28 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

29 In Schedule 4 to that Act, in paragraph 5(b) for “and 88(2)(a) and (b)” there is substituted “ 44A, 88(2)(a) and (b) and 88A ”.

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**Commencement Information**

**I11** Sch. 3 para. 29 wholly in force at 2.1.1992, see s. 84(2)(3) and S.I. 1991/2905, arts. 3, 5

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