
Changes to legislation: *Local Government (Wales) Act 1994, Cross Heading: The Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) is up to date with all changes known to be in force on or before 05 October 2023. 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*

SCHEDULES

SCHEDULE 6

MINOR AND CONSEQUENTIAL AMENDMENTS: PLANNING

PART II

OTHER ENACTMENTS

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

- 25 (1) In section 2 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (publication of lists)—
- (a) in subsection (1), after “any district” insert “, Welsh county, county borough,”, omit “and” at the end of paragraph (a), and at the end of that subsection add “and
 - (c) in the case of a Welsh county or county borough—
 - (i) with the county council or (as the case may be) the county borough council; and
 - (ii) with the local planning authority, if different from that council.”, and
- ^{F1}(b)
- (2) In section 3 of that Act (temporary listing: building preservation notices), in subsection (1), for “, other than” substitute “ in Wales, or to a local planning authority in England who are not ”.
- (3) In section 32(1) of that Act (purchase notice on refusal or conditional grant of listed building consent), after “district” insert “, Welsh county, county borough,”.
- (4) In section 34(2) of that Act (procedure on reference of listed building purchase notice to Secretary of State), in paragraph (c)—
- (a) at the beginning insert “ in England ”; and
 - (b) after “to that board,” insert—
 - “(cc) in Wales, to the local planning authority, where it is a joint planning board;”.
- (5) In section 46(5) of that Act (issue of listed building enforcement notice by the Secretary of State), after “an area” insert “ in England ”.
- (6) In section 47(7) of that Act (compulsory acquisition of listed building in need of repair), in paragraph (a) of the definition of “the appropriate authority”, after “county” insert “, county borough ”.
- (7) In section 52(1) of that Act (acquisition of land by agreement), after “county,” insert “ county borough, ”.

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- (8) In section 57(7) of that Act (local authorities who may contribute to preservation of listed buildings etc.), in paragraph (a), after “county,” insert “ county borough, ”.
- (9) In section 79(3) of that Act (local authorities for purposes of town scheme agreements), after paragraph (a) insert—
“ (aa) a county borough council; ”.
- (10) In Schedule 4 to that Act (further provisions as to exercise of functions by different authorities), the provisions of paragraph 1 shall be sub-paragraph (1) of that paragraph, and at the end of that paragraph add—
“ (2) This Schedule shall apply in relation to Wales as if—
 - (a) paragraphs 2 to 5 were omitted;
 - (b) in paragraph 7, each reference to a district planning authority (or which is to be construed as such a reference) were a reference to the local planning authority.”

Textual Amendments

- F1** Sch. 6 para. 25(1)(b) omitted (31.5.2017) by virtue of [Historic Environment \(Wales\) Act 2016 \(anaw 4\)](#), ss. 26(16), 41(3); S.I. 2017/633, art. 4(c) (with art. 6(2))

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Changes and effects yet to be applied to :

- Sch. 6 para. 25 and cross-heading omitted by [2023 asc 3 Sch. 13 para. 168](#)