

SCHEDULES

SCHEDULE 3

CROWN APPLICATION

Definitions

- 6 (1) Section 293 of the principal Act (preliminary definitions) is amended as follows.
- (2) In subsection (1) for the definition of “Crown interest” there is substituted the following definition—
- ““Crown interest” means any of the following—
- (a) an interest belonging to Her Majesty in right of the Crown or in right of Her private estates;
 - (b) an interest belonging to a government department or held in trust for Her Majesty for the purposes of a government department;
 - (c) such other interest as the Secretary of State specifies by order;”.
- (3) In subsection (2) after paragraph (b) there is inserted the following paragraph—
- “(ba) in relation to land belonging to Her Majesty in right of Her private estates means a person appointed by Her Majesty in writing under the Royal Sign Manual or, if no such appointment is made, the Secretary of State;”.
- (4) In subsection (2) after paragraph (e) there are inserted the following paragraphs—
- “(f) in relation to Westminster Hall and the Chapel of St Mary Undercroft, means the Lord Great Chamberlain and the Speakers of the House of Lords and the House of Commons acting jointly;
 - (g) in relation to Her Majesty’s Robing Room in the Palace of Westminster, the adjoining staircase and ante-room and the Royal Gallery, means the Lord Great Chamberlain.”
- (5) After subsection (2) there is inserted the following subsection—
- “(2A) For the purposes of an application for planning permission made by or on behalf of the Crown in respect of land which does not belong to the Crown or in respect of which it has no interest a reference to the appropriate authority must be construed as a reference to the person who makes the application.”
- (6) After subsection (3) there are inserted the following subsections—
- “(3A) References to Her Majesty’s private estates must be construed in accordance with section 1 of the Crown Private Estates Act 1862.
- (3B) In subsection (2A) the Crown includes—
- (a) the Duchy of Lancaster;
 - (b) the Duchy of Cornwall;

Status: This is the original version (as it was originally enacted).

(c) a person who is an appropriate authority by virtue of subsection (2) (f) and (g).”

(7) After subsection (4) there are inserted the following subsections—

“(5) An order made for the purposes of paragraph (c) of the definition of Crown interest in subsection (1) must be made by statutory instrument.

(6) But no such order may be made unless a draft of it has been laid before and approved by resolution of each House of Parliament.”