



# Planning and Compulsory Purchase Act 2004

## 2004 CHAPTER 5

### PART 9

#### MISCELLANEOUS AND GENERAL

##### *General*

#### **121 Commencement**

- (1) The preceding provisions of this Act (except section 115 and the provisions specified in subsections (4), (5) and (6)) come into force on such day as the Secretary of State may by order appoint.
- (2) But the Secretary of State must not make an order which relates to any of the following provisions unless he first consults the National Assembly for Wales—
  - (a) Part 3;
  - (b) Part 4, except sections 44 and 55;
  - (c) Part 5;
  - (d) in Part 7, Chapter 1;
  - (e) Part 8;
  - (f) in this Part sections 113, 114, 117, 118 and 120;
  - (g) Schedules 3, 4, 6, 7 and 9.
- (3) And the Secretary of State must not make an order which relates to section 91 unless he first consults and has the agreement of the Scottish Ministers.
- (4) The following provisions come into force on such day as the Scottish Ministers may by order appoint—
  - (a) sections 90 and 92 to 98;
  - (b) Schedule 5;

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*Status: This is the original version (as it was originally enacted).*

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- (c) section 117(8);
  - (d) in so far as relating to the Town and Country Planning (Scotland) Act 1997, section 118(2) and Schedule 7;
  - (e) section 119(2); and
  - (f) in so far as relating to that Act, to the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 or to the Planning (Hazardous Substances) (Scotland) Act 1997, section 120 and Schedule 9.
- (5) Part 6 comes into force in accordance with provision made by the National Assembly for Wales by order.
- (6) In Schedule 7, paragraph 10(7) comes into force at the end of the period of two months starting on the day this Act is passed.