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STATUTORY INSTRUMENTS

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**1991 No. 2804**

**The Town and Country Planning (Enforcement Notices and Appeals) Regulations 1991**

**PART IV**

**NOTICES ISSUED BY THE SECRETARY OF STATE**

**Application of Regulations**

**9.** These Regulations, except regulation 6, shall apply with respect to enforcement notices issued by the Secretary of State under section 182 of the principal Act, to appeals made to the Secretary of State against such notices, and to appeals against notices issued by him under section 46 of the Listed Buildings Act as they apply with respect to such notices issued by local planning authorities and to appeals made against them as if—

- (a) for references to a local planning authority there were substituted references to the Secretary of State;
- (b) in regulation 3, for “section 172” there were substituted “section 182”;
- (c) in regulation 4—
  - (i) for “section 172(2)” there were substituted “section 182(1)”; and
  - (ii) in paragraph (a), after “sections 171A to 177” there were inserted “and section 182”; and
- (d) for regulation 7 the following were substituted—

“7.—(1) Where an appeal has been made to the Secretary of State against an enforcement notice which he has issued, the Secretary of State shall serve on the appellant a statement indicating the submissions which he proposes to put forward on the appeal including a summary of his response to each ground of appeal pleaded by the appellant.

(2) Any statement which is required to be served by paragraph (1) of this regulation shall, where a local inquiry is to be held, be served not later than 28 days before the date of the inquiry.”.