



Town and Country Amenities Act 1974

1974 CHAPTER 32

E+W+S

An Act to make further provision for the control of development in the interests of amenity, for the protection of trees and the preservation and enhancement of conservation areas, and of buildings of architectural or historic interest and their surroundings and landscapes, and for related purposes. [31st July 1974]

Modifications etc. (not altering text)

C1 Words of enactment omitted under authority of [Statute Law Revision Act 1948 \(c. 62\), s. 3](#)

Conservation areas and areas of special control

1 **E+W+S**

- (1) **F1**
- (2) **F2**

Textual Amendments

- F1** Ss. 1(1), 4(1), 7(1), 8, 10 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\), s. 3, Sch. 1 Pt. I](#)
- F2** Ss. 1(2), 2(2), 11(7) repealed by [Statute Law \(Repeals\) Act 1981 \(c. 19\), Sch. 1 Pt. XII](#)

2 **Conservation areas in Scotland.** **E+W+S**

- ^{F3}(1) **F4**
- (2) **F4**

Status: Point in time view as at 27/05/1997.

Changes to legislation: There are currently no known outstanding effects for the Town and Country Amenities Act 1974 (repealed). (See end of Document for details)

Textual Amendments

- F3 S. 2(1) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)
- F4 Ss. 1(2), 2(2), 11(7) repealed by Statute Law (Repeals) Act 1981 (c. 19), **Sch. 1 Pt. XII**

[^{F5}3 **Control of advertisements in conservation areas and areas of special control.** **E**
+W+S

(1) For section 63(3) of the ^{M1}Town and Country Planning Act 1971 (control of advertisements) there shall be substituted the following subsection:-

“(3) Regulations made for the purposes of this section may make different provision with respect to different areas, and in particular may make special provision—

- (a) with respect to conservation areas ; and
- (b) with respect to areas defined for the purposes of the regulations as areas of special control, being either rural areas or areas other than rural areas which appear to the Secretary of State to require special protection on grounds of amenity;

and, without prejudice to the generality of this subsection, the regulations may prohibit the display in an area of special control of all advertisements except advertisements of such classes (if any) as may be prescribed.”]

^{F6}(2)

Textual Amendments

- F5 Ss. 3(1), 5 repealed (E.W.) by Housing and Planning Act 1986 (c. 63, SIF 123:1, 2), s. 49(2), **Sch. 12 Pt. III**
- F6 S. 3(2) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

Modifications etc. (not altering text)

- C2 The text of ss. 3(1) and 5 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and , except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1 1971 c. 78.

Listed buildings etc.

4 Extension of special publicity requirements to planning applications affecting settings of listed buildings. **E+W+S**

(1) ^{F7}

^{F8}(2)

^{F8}(3)

Status: Point in time view as at 27/05/1997.

Changes to legislation: There are currently no known outstanding effects for the Town and Country Amenities Act 1974 (repealed). (See end of Document for details)

Textual Amendments

- F7** Ss. 1(1), 4(1), 7(1), 8, 10 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F8** S. 4(2)(3) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

F9⁵ **E+W+S**

Textual Amendments

- F9** S. 5 repealed (E.W.) (1.4.1987) and (S.) (1.6.1996) by Housing and Planning Act 1986 (c. 63, SIF 123:1, 2), ss. 49(2), 53(2), **Sch. 12 Pt. III**, Pt. IV; S.I. 1987/348, art. 2(b), **Sch.**; S.I. 1996/1276, art. 2(b), **Sch.**

F10⁶ **E+W+S**

Textual Amendments

- F10** S. 6 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

7 **E+W+S**

(1) **F11**

F12(2)

Textual Amendments

- F11** Ss. 1(1), 4(1), 7(1), 8, 10 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**
- F12** S. 7(2) repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

Trees and gardens

8 **F13** **E+W+S**

Textual Amendments

- F13** Ss. 1(1), 4(1), 7(1), 8, 10 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**

F14⁹ **E+W+S**

Status: Point in time view as at 27/05/1997.

Changes to legislation: There are currently no known outstanding effects for the Town and Country Amenities Act 1974 (repealed). (See end of Document for details)

Textual Amendments

F14 S. 9 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

10 **F15** **E+W+S**

Textual Amendments

F15 Ss. 1(1), 4(1), 7(1), 8, 10 repealed by Planning (Consequential Provisions) Act 1990 (c. 11, SIF 123:1, 2), s. 3, **Sch. 1 Pt. I**

F16 **11** **E+W+S**

Textual Amendments

F16 S. 11 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt. I** (with s. 5, Sch. 3)

12 **Grants for historic gardens, etc.** **E+W+S**

At the end of section 4(1) of the ^{M2}Historic Buildings and Ancient Monuments Act 1953 (grants for preservation of historic buildings, their contents and adjoining land) there shall be added “or in the upkeep of a garden or other land which appears to the Secretary of State to be of outstanding historic interest but which is not contiguous or adjacent to a building which appears to him to be of outstanding historic or architectural interest”.

Modifications etc. (not altering text)

C3 The text of ss. 2(1), 3(2), 4(2)(3), 7(2), 9, 11(1)–(6), 12, 13(2), Sch. is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M2 1953 c. 49.

Supplementary

13 **Citation, etc.** **E+W+S**

(1) This Act may be cited as the Town and Country Amenities Act 1974, and—

- (a) **F17**
- F18**(b) **F19**
- (c) **F19**

(2) The enactments specified in the Schedule to this Act are repealed to the extent mentioned in column 3 of that Schedule; ^{F18} . . .

Status: Point in time view as at 27/05/1997.

Changes to legislation: There are currently no known outstanding effects for the Town and Country Amenities Act 1974 (repealed). (See end of Document for details)

- (3) Subject to subsection (4) below, this Act shall come into force at the expiration of the period of one month beginning with the date on which it is passed.
- (4) Sections 8 and 9 above shall come into force on such day as the Secretary of State may by order made by statutory instrument appoint.
- (5) This Act does not extend to Northern Ireland.

Textual Amendments

- F17** S. 13(1)(a) repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\)](#), s. 3, **Sch. 1 Pt. 1**
- F18** S. 13 (1)(b) and words in s. 13(2) repealed (27.5.1997) by [1997 c. 11, ss. 3, 6\(2\)](#), **Sch. 1 Pt. 1** (with s. 5, Sch. 3)
- F19** S. 13(1)(c) and the word “and” immediately preceding it repealed by [Ancient Monuments and Archaeological Areas Act 1979 \(c. 46, SIF 3\)](#), **Sch. 5** (by the note at the end of Sch. 5 it is provided that nothing in that Sch. shall affect the operation of any enactment in relation to a monument to which para. 1(1) of Sch. 3 to the repealing Act applies)

Modifications etc. (not altering text)

- C4** The text of ss. 2(1), 3(2), 4(2)(3), 7(2), 9, 11(1)–(6), 12, 13(2), Sch. is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.
- C5** Power of appointment conferred by s. 13(4) fully exercised: [S.I. 1975/147](#); 1202

Status: Point in time view as at 27/05/1997.

Changes to legislation: There are currently no known outstanding effects for the Town and Country Amenities Act 1974 (repealed). (See end of Document for details)

SCHEDULE **E+W+S**

Section 13.

REPEALS

Modifications etc. (not altering text)

- C6** The text of ss. 2(1), 3(2), 4(2)(3), 7(2), 9, 11(1)–(6), 12, 13(2), Sch. is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Chapter	Short Title	Extent of Repeal
1972 c. 42.	The Town and Country Planning (Amendment) Act 1972.	Sections 8 and 9. In section 12, in subsection (1), paragraph (a) and the word “and” immediately preceding it, subsection (2) and in subsection (3) the words “and 8” and “and 2”.
1972 c. 52.	The Town and Country Planning (Scotland) Act 1972.	Schedules 2 and 3. Schedule 21, so far as relating to section 9 of and Schedule 3 to the Town and Country Planning (Amendment) Act 1972.
1972 c. 70.	The Local Government Act 1972.	In Schedule 16, paragraphs 48 and 57.
1973 c. 65.	The Local Government (Scotland) Act 1973.	In Schedule 23, paragraph 15. In Schedule 29, in column 3, the entry relating to section 262(2) of the Town and Country Planning (Scotland) Act 1972.

Status:

Point in time view as at 27/05/1997.

Changes to legislation:

There are currently no known outstanding effects for the Town and Country Amenities Act 1974 (repealed).