

*Status: Point in time view as at 30/11/1991.*

**Changes to legislation:** Ancient Monuments and Archaeological Areas Act 1979, SCHEDULE 4 is up to date with all changes known to be in force on or before 07 September 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)

## SCHEDULES

### <sup>X1</sup>SCHEDULE 4

Section 64(2).

#### CONSEQUENTIAL AMENDMENTS

##### Editorial Information

- X1** The text of Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

1 ..... <sup>F1</sup>

##### Textual Amendments

- F1** Sch. 4 para. 1 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), **Sch. 18**

- 2 In section 47(d) of the <sup>M1</sup> Coast Protection Act 1949 (saving for law relating to ancient monuments), for the words “the Ancient Monuments Acts 1913 to 1931” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”.

##### Marginal Citations

- M1** 1949 c. 74

- 3 (1) In sections 5(2)(b) and 8(1)(c) of the <sup>M2</sup> Historic Buildings and Ancient Monuments Act 1953, for the words “the Ancient Monuments Consolidation and Amendment Act 1913” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”.
- (2) In section 8(4) of that Act, for the words “the said Act of 1913” there shall be substituted the words “the said Act of 1979”.

##### Marginal Citations

- M2** 1953 c. 49.

<sup>F24</sup> .....

##### Textual Amendments

- F2** Sch. 4 para. 4 repealed (30.11.1991) by Coal Mining Subsidence Act 1991 (c. 45, SIF 86), s. 53(2), **Sch.8** (with Sch. 7); S.I. 1991/2508, **art.2**

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- 5 In section 6(4)(b) of the <sup>M3</sup>Land Powers (Defence) Act 1958 (restriction on use of land for training purposes)—
- (a) for the words from "a list" to "1913" there shall be substituted the words "the Schedule compiled and maintained under section 1 of the Ancient Monuments and Archaeological Areas Act 1979"; and
- (b) the words from "or which" to "1953" shall cease to have effect, except in relation to a monument to which paragraph 1(1) of Schedule 3 to this Act applies.

**Marginal Citations**

**M3** 1958 c.30.

- 6 In section 17(2) of the <sup>M4</sup>Building (Scotland) Act 1959 (requirements with respect to operations under that Act to be subject to special controls for ancient monuments and historic buildings)—
- (a) for paragraph (a) there shall be substituted the following paragraph —
- “(a) a building which is for the time being included in the Schedule of monuments compiled and maintained under section 1 of the Ancient Monuments and Archaeological Areas Act 1979”;
- (b) paragraph (d) and the words “or, as the case may be, the said Act of 1953” shall cease to have effect, except in relation to a monument to which paragraph 1(1) of Schedule 3 to this Act applies ; and
- (c) for the words “the said Act of 1931” there shall be substituted the words “the said Act of 1979 or”.

**Marginal Citations**

**M4** 1959 c.24.

- 7 In section 3(3)(a) of the <sup>M5</sup>Flood Prevention (Scotland) Act 1961 (Act not to authorise contraventions of certain enactments), for the words “the Ancient Monuments Acts 1913 to 1953” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”.

**Marginal Citations**

**M5** 1961 c.41.

- 8 In section 2(5) of the <sup>M6</sup>Faculty Jurisdiction Measure 1964 (limit on authority conferred by faculty for demolition of church), for the words “the Ancient Monuments Acts 1913 to 1953” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”.

**Marginal Citations**

**M6** 1964 No. 5.

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- 9 In section 7(8) of the <sup>M7</sup>Mines (Working Facilities and Support) Act 1966 (right to apply for restrictions on working minerals to secure support)—
- (a) for the words “the Ancient Monuments Consolidation and Amendment Act 1913” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”; and
- (b) the words “or Part II of the Historic Buildings and Ancient Monuments Act 1953” shall be omitted.

**Marginal Citations**

M7 1966 c.4.

- 10 ..... F3

**Textual Amendments**

F3 Sch. 4 para. 10 repealed for financial years beginning in or after 1990 by [Local Government Finance Act 1988 \(c. 41, SIF 81:1\)](#), ss. 142, 149, [Sch. 13 Pt. I](#) (subject to any saving under s. 117(8) of that 1988 Act)

- 11 ..... F4

**Textual Amendments**

F4 Sch. 4 para. 11 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\)](#), s. 3, [Sch. 1](#)

- 12 In sections 54(1) and 56(2) of the <sup>M8</sup>Town and Country Planning (Scotland) Act 1972 (exclusion of certain buildings from control of works under sections 53 and 56 respectively) for paragraphs (b) and (c) there shall be substituted the following paragraph —

“(b) a building for the time being included in the Schedule of monuments compiled and maintained under section 1 of the Ancient Monuments and Archaeological Areas Act 1979”.

**Marginal Citations**

M8 1972 c.52.

- 13 In section 131(2) of the <sup>M9</sup>Local Government Act 1972 (general powers of local authority with respect to dealings in land not to affect certain enactments), for paragraph (f) there shall be substituted the following paragraph —

“(f) the Ancient Monuments and Archaeological Areas Act 1979”.

**Marginal Citations**

M9 1972 c. 70.

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14 In section 182(1) of the <sup>M10</sup>Local Government (Scotland) Act 1973 (functions of local authorities under the Ancient Monuments Acts to be district planning functions), for the words “the Ancient Monuments Acts 1913 and 1931” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”.

**Marginal Citations**  
M10 1973 c. 65.

15 ..... F5

**Textual Amendments**  
F5 Sch. 4 para. 15 repealed by Capital Transfer Tax Act 1984 (c. 51, SIF 65), s. 277, Sch. 9

16 In section 111 of the <sup>M11</sup>Land Drainage Act 1976 (protection of ancient monuments), for the words “the Ancient Monuments Acts 1913 to 1972” there shall be substituted the words “the Ancient Monuments and Archaeological Areas Act 1979”.

**Marginal Citations**  
M11 1976 c. 70

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