

Status: Point in time view as at 01/05/2005.

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 05 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

^{X1}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- X1** The text of Sch. 4 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.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 ^{F1}

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- F1** Sch. 4 para. 1 repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), **Sch. 18**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 ^{M1} 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 ^{M2} 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.

^{F24}

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- F2** Sch. 4 para. 4 repealed (30.11.1991) by Coal Mining Subsidence Act 1991 (c. 45, SIF 86), s. 53(2), **Sch.8** (with Sch. 7); S.I. 1991/2508, **art.2**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 ^{M3}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 [^{F3}In section 17(2) of the ^{M4}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”.]

Textual Amendments

F3 Sch. 4 para. 6 repealed (S.) (1.5.2005) by Building (Scotland) Act 2003 (asp 8), s. 59(1), Sch. 6 para. 13 (with s. 53); S.S.I. 2004/404, art. 2(1)

Marginal Citations

M4 1959 c.24.

- 7 In section 3(3)(a) of the ^{M5}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 ^{M6}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”.

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Marginal Citations

M6 1964 No. 5.

9 In section 7(8) of the ^{M7}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 **F4**

Textual Amendments

F4 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 **F5**

Textual Amendments

F5 Sch. 4 para. 11 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\)](#), s. 3, **Sch. 1**

^{F6}12

Textual Amendments

F6 Sch. 4 para. 12 repealed (27.5.1997) by 1997 c. 11, ss. 3, 6(2), **Sch. 1 Pt.I** (with s. 5, Sch. 3)

13 In section 131(2) of the ^{M8}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

M8 1972 c. 70.

14 In section 182(1) of the ^{M9}Local Government (Scotland) Act 1973 (functions of local authorities under the Ancient Monuments Acts to be district planning

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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

M9 1973 c. 65.

15

F7

Textual Amendments

F7 Sch. 4 para. 15 repealed by Capital Transfer Tax Act 1984 (c. 51, SIF 65), s. 277, **Sch. 9**

^{F8}16 In section 111 of the ^{M10}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”.

Textual Amendments

F8 Sch. 4 para. 16 repealed (E.W.)(1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3, 4(2), **Sch. 3 Part I** (with Sch. 2 paras. 10, 14(1), 15)

Marginal Citations

M10 1976 c. 70

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