

SCHEDULES

SCHEDULE 23

LAND : MISCELLANEOUS AMENDMENTS

PART III

AMENDMENTS OF TOWN AND COUNTRY PLANNING ACT 1959

- 3 The following subsection shall be substituted for section 23(2) of the Town and Country Planning Act 1959: —
- “(2) Before exercising any power of appropriation in relation to land which consists or forms part of an open space, not being land which consists or forms part of a common or of a fuel or field garden allotment, an authority to whom this Part of this Act applies—
- (a) shall publish a notice of their intention to do so for at least two consecutive weeks in a newspaper circulating in their area ; and
 - (b) shall consider any objections to the proposed appropriation which may be made to them.”.

4 In section 23(3) of that Act the words following paragraph (ii) shall cease to have effect.

5 The following subsection shall be substituted for subsection (2) of section 26 of that Act (disposal): —

“(2) Before disposing of any land which consists or forms part of an open space, not being land which consists or forms part of a common or of a fuel or field garden allotment, an authority to whom this Part of this Act applies—

 - (a) shall publish notice of their intention to do so for at least two consecutive weeks in a newspaper circulating in their area; and
 - (b) shall consider any objections to the proposed disposal which may be made to them.”.

6 In the said section 26—

 - (a) subsection (3); and
 - (b) in subsection (5), the words following paragraph (ii)

shall cease to have effect.

7 Section 30(5) (supplementary) of that Act shall cease to have effect