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## SCHEDULES

### SCHEDULE 3

#### FUNCTIONS OF AUTHORITY

#### PART I

#### PLANNING AND CONNECTED MATTERS

##### *The <sup>M1</sup>Electricity (Supply) Act 1919*

#### Marginal Citations

**M1** 1919 c. 100.

- 1 In section 21(2) of the Electricity (Supply) Act 1919 (meaning of “local planning authority” in relation to duty of Secretary of State to consult before consenting to overhead electricity lines), the words “and in relation to any land within the Broads (as defined by the Norfolk and Suffolk Broads Act 1988) it means the Broads Authority” shall be added after paragraph (b).

##### *The National Parks and Access to the <sup>M2</sup>Countryside Act 1949*

#### Marginal Citations

**M2** 1949 c. 97.

- 2 In the National Parks and Access to the Countryside Act 1949, the following section shall be inserted after section 111—

#### “111A Application to the Broads Authority.

- (1) Sections 21 and 22 of this Act shall have effect as if the Broads Authority were a county council.
- (2) Sections 54 and 89 of this Act shall have effect as if the Broads Authority were a local planning authority.
- (3) Part V of this Act (apart from section 69) shall have effect as if the Broads Authority were a local planning authority but as if—
  - (a) sections 61 to 63, 74 and 78 were omitted; and
  - (b) for the purposes of sections 64, 65 and 77, the Broads were a National Park.

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(4) Section 69 of this Act shall have effect as if the Broads Authority were a county planning authority.

(5) In this section “the Broads” has the same meaning as in the Norfolk and Suffolk Broads Act 1988.”

*The <sup>M3</sup>Land Compensation Act 1961*

**Marginal Citations**

**M3** 1961 c. 33.

3 In section 17 of the Land Compensation Act 1961 (certification of appropriate alternative development), the following subsections shall be added at the end—

“(10) For the purposes of this section and sections 18 to 20 of this Act, the Broads Authority shall be the sole district planning authority in respect of the Broads.

(11) In subsection (10) above “the Broads” has the same meaning as in the Norfolk and Suffolk Broads Act 1988”.

4 ..... <sup>F1</sup>

**Textual Amendments**

**F1** Sch. 3 paras. 4, 7–28, 32 repealed by Planning (Consequential Provisions) Act 1990 (c.11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I, Sch. 3 paras. 1, 2, 4, 6

*The <sup>M4</sup>Water Resources Act 1963*

**Marginal Citations**

**M4** 1963 c. 38.

5 In section 54 of the Water Resources Act 1963 (general regulations relating to licences), the words “and the Broads Authority” shall be added at the end of subsection (3).

*The <sup>M5</sup>Countryside Act 1968*

**Marginal Citations**

**M5** 1968 c. 41.

6 In the Countryside Act 1968, the following section shall be inserted after section 47—

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**“47A Application to the Broads Authority.**

- (1) Sections 6 to 9 of this Act shall have effect as if the Broads Authority were a local authority.
- (2) Sections 10, 18 and 20 of this Act shall have effect as if the Broads Authority were a local planning authority.
- (3) Section 16 of this Act shall have effect as if the Broads Authority were a local planning authority and the Broads were a National Park.
- (4) Section 40 of this Act shall have effect as if the Broads Authority were a National Park joint planning board and the Broads were a National Park.
- (5) Sections 43 to 45 shall have effect as if the Broads Authority were a local authority.
- (6) In this section “the Broads” has the same meaning as in the Norfolk and Suffolk Broads Act 1988.”

7—28. . . . . F2

**Textual Amendments**

**F2** Sch. 3 paras. 4, 7–28, 32 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c.11, SIF 123:1, 2\), s. 3, Sch. 1 Pt. I, Sch. 3 paras. 1, 2, 4, 6](#)

*The <sup>M6</sup>Race Relations Act 1976*

**Marginal Citations**

**M6** 1976 c. 74.

- 29 In section 19A of the Race Relations Act 1976 (discrimination by planning authorities), the words “the Broads Authority” shall be inserted after the word “council” in subsection (2)(a).

*The <sup>M7</sup>Ancient Monuments and Archaeological Areas Act 1979*

**Marginal Citations**

**M7** 1979 c. 46.

- 30 (1) In the Ancient Monuments and Archaeological Areas Act 1979, the following section shall be inserted after section 52—

**“52A The Broads.**

Parts I and II and section 45(2) and (3) of this Act shall apply, in relation to the Broads (as defined by the Norfolk and Suffolk Broads Act 1988), as if the Broads Authority were a local authority.”

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(2) In section 35 of the Act of 1979 (notice required of operations in areas of archaeological importance), the following subsection shall be added at the end—

“(11) This section shall have effect, in relation to any land within the Broads (as defined by the Norfolk and Suffolk Broads Act 1988), as if the Broads Authority were the district council (to the exclusion of the authority which is otherwise the district council for the area in question) and the Broads were its local authority area.”

*The <sup>M8</sup>Wildlife and Countryside Act 1981*

**Marginal Citations**

**M8** 1981 c. 69.

31 (1) In section 28 of the Wildlife and Countryside Act 1981 (areas of special scientific interest), the following subsection shall be added at the end—

“(13A) For the purposes of this section “local planning authority”, in relation to land within the Broads, includes the Broads Authority.”.

(2) In section 39 of the Act of 1981 (management agreements), in subsection (5), the following paragraph shall be inserted after paragraph (a)—

“(aa) as respects land within the Broads, the Broads Authority;”.

(3) In section 41 of the Act of 1981 (duties of agriculture ministers with respect to the countryside), the following subsection shall be inserted after subsection (5)—

“(5A) For the purposes of this section the Broads shall be treated as a National Park.”

(4) In section 44 of the Act of 1981 (grants and loans for purposes of National Parks), the following subsection shall be added at the end—

“(4) For the purposes of this section the Broads Authority shall be treated as a county planning authority and the Broads as a National Park.”

(5) In section 71 of the Act of 1981 (interpretation), the following definition shall be inserted at the appropriate place—

““the Broads” has the same meaning as in the Norfolk and Suffolk Broads Act 1988.”

32 ..... F3

**Textual Amendments**

**F3** Sch. 3 paras. 4, 7–28, 32 repealed by Planning (Consequential Provisions) Act 1990 (c.11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I, Sch. 3 paras. 1, 2, 4, 6

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