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*Changes to legislation: There are currently no known outstanding effects for the Planning and Compensation Act 1991, Paragraph 7. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 1

#### MINES AND WASTE

- 7 For section 105 (duty of mineral planning authorities to review mineral workings) there is substituted—

**“105 Reviews by mineral planning authorities.**

- (1) Every mineral planning authority shall undertake periodic reviews about the winning and working of minerals and the depositing of mineral waste in their area.
- (2) Subject to regulations made by virtue of subsection (4), the duty under this section is, at such intervals as they think fit—
  - (a) to review every mining site in their area; and
  - (b) to consider whether they should make an order under section 97 or under paragraph 1, 3, 5 or 6 of Schedule 9, and if they do consider that they should make any such order, to make it.
- (3) For the purposes of subsection (2) “a mining site” means a site which—
  - (a) is being used for the winning and working of minerals or the depositing of mineral waste;
  - (b) has been so used at any time during—
    - (i) the period of five years preceding the date of the beginning of the review; or
    - (ii) such other period preceding that date as may be prescribed; or
  - (c) is authorised to be so used.
- (4) If regulations so require, the reviews shall be undertaken at prescribed intervals and shall cover such matters as may be prescribed.”

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**Commencement Information**

**II** Sch. 1 para. 7 wholly in force at 25.9.1991, see s. 84(2)(3) and S.I. 1991/2067, art. 3

**Changes to legislation:**

There are currently no known outstanding effects for the Planning and Compensation Act 1991, Paragraph 7.