
Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Environment Act 1995. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 9

MISCELLANEOUS STATUTORY FUNCTIONS OF NATIONAL PARK AUTHORITIES

Listed and historic buildings

- 13 (1) In the case of a building situated in a National Park for which a National Park authority is the local planning authority, that authority and no other authority shall be the appropriate authority for the purposes of sections 47 to 51 of the Planning (Listed Buildings and Conservation Areas) Act 1990 (purchase of listed buildings etc in need of repair); and the ^{M1}reference to a local authority in section 88(5) of that Act (rights of entry) and in section 6 of the ^{M2}Historic Buildings and Ancient Monuments Act 1953 (under which grants for the acquisition of buildings in Wales may be made) shall have effect accordingly.
- (2) In relation to any building or land in any such National Park, the powers conferred on a county council or county borough council by section 52 of that Act of 1990 (power to acquire building and land by agreement) shall be exercisable by the National Park authority, and not (without prejudice to their powers apart from that section) by any other authority; and subsection (2) of that section shall have effect accordingly.
- (3) Section 53(1) of that Act (management of listed buildings etc. acquired under the Act) shall apply in relation to the powers conferred by virtue of this paragraph on a National Park authority as it applies in relation to the powers conferred by sections 47 and 52 of that Act on a local authority.
- (4) That Act shall have effect as if a National Park authority were a local authority for the purposes of—
- (a) sections 54 and 55 of that Act (urgent works to preserve listed buildings etc.), and
 - (b) sections 57 and 58 of that Act (power of local authorities to contribute towards preservation of listed buildings etc.),
- and, in relation to those provisions, as if the relevant Park were the authority's area.
- (5) In relation to the powers conferred on a National Park authority by virtue of this paragraph, section 88 of that Act (powers of entry) shall have effect as if references in that section to a local authority included references to a National Park authority.
- (6) References to a local authority in section 90(1) to (4) of that Act (financial provisions) shall be deemed to include references to a National Park authority.

Annotations:

Marginal Citations

M1 1953 c. 49.

M2 1990 c. 9.

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act amendment to earlier affecting provision SI 1999/672 Sch. 1 by 2003 c. 37 s. 100(5)(6)
- Act modified by S.I. 2006/1379 reg. 18
- Act power to amend conferred by 2010 c. 29 s. 28
- Blanket amendment words substituted by S.I. 2011/1043 art. 3 4
- Blanket amendment words substituted by S.I. 2011/1043 art. 3 6

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Pt. 1 Ch. 1A heading inserted by S.I. 2013/755 Sch. 2 para. 363(1)
- Pt. 1 Ch. 1A s. 5-10 renumbered as Pt. 1 Ch. 1A by S.I. 2013/755 Sch. 2 para. 363(2)
- s. 56(1) words inserted by S.I. 2012/2788 reg. 7(b)
- s. 4(5)(c) words substituted by S.I. 2013/755 Sch. 2 para. 362(3)
- s. 5(6) inserted by S.I. 2013/755 Sch. 2 para. 364(6)
- s. 6(2A) inserted by S.I. 2013/755 Sch. 2 para. 365(4)
- s. 6(3A) inserted by 2003 c. 37 Sch. 7 para. 15(2)
- s. 6(5A) inserted by 2016 anaw 3 Sch. 2 para. 22(b)
- s. 6(7A) inserted by S.I. 2013/755 Sch. 2 para. 365(9)
- s. 6(9) inserted by S.I. 2013/755 Sch. 2 para. 365(10)
- s. 8(1A) inserted by S.I. 2013/755 Sch. 2 para. 366(3)
- s. 9(3A) inserted by S.I. 2013/755 Sch. 2 para. 367(5)
- s. 9(5) inserted by S.I. 2013/755 Sch. 2 para. 367(7)
- s. 9(5)(b)(ii) word omitted by 2016 anaw 3 Sch. 2 para. 6(2)
- s. 9A inserted by S.I. 2013/755 Sch. 2 para. 368
- s. 10(1)(aa) inserted by S.I. 2013/755 Sch. 2 para. 369(2)(b)
- s. 11A(1) words repealed by 2006 c. 16 s. 62 Sch. 12
- s. 16A 16B inserted by 2003 c. 37 s. 67
- s. 16A(6) repealed by S.I. 2007/1388 Sch. 1 para. 46
- s. 18A inserted by 2003 c. 37 s. 66(2)
- s. 20A inserted by 2014 asp 3 s. 51
- s. 27(4) added by 2014 asp 3 sch. 3 para. 43(2)
- s. 30(4) added by 2014 asp 3 sch. 3 para. 43(3)
- s. 31(2A) inserted by 2014 asp 3 sch. 3 para. 14(2)
- s. 33(5)(i) and word inserted by S.S.I. 2006/181 Sch. Pt. 4 para. 8(2)(c)
- s. 37(8A) inserted by 2014 asp 3 sch. 3 para. 43(4)
- s. 40(9) added by 2014 asp 3 sch. 3 para. 43(6)
- s. 40(9)-(11) inserted by S.I. 2013/755 Sch. 2 para. 371
- s. 41(1)(d) and word inserted by S.I. 2007/1711 reg. 46(1)(b)
- s. 41(1)(d) word omitted by S.I. 2008/3087 reg. 17(1)(a)
- s. 41(1)(d) words substituted by S.I. 2014/861 reg. 22
- s. 41(1)(e) and word inserted by S.I. 2007/3106 reg. 9(1)(b)
- s. 41(1)(e) words substituted by S.I. 2013/755 Sch. 2 para. 372(2)(d)
- s. 41(1)(f) inserted by 2009 asp 12 sch. 2 para. 2
- s. 41(1)(f) inserted by S.I. 2008/3087 reg. 17(1)(b)
- s. 41(1)(f) words substituted by S.I. 2013/755 Sch. 2 para. 372(2)(e)
- s. 41(1)(g) inserted by S.I. 2009/890 Sch. 8 para. 1(2)
- s. 41(1)(g) word substituted by S.I. 2011/2911 Sch. para. 22(a)
- s. 41(1)(g) word substituted by S.I. 2013/755 Sch. 2 para. 372(2)(f)
- s. 41(1)(h) inserted by S.I. 2011/2911 Sch. para. 22(a)
- s. 41(1)(i)(j) omitted by S.I. 2012/2788 reg. 4(a)
- s. 41(1)(k) inserted by S.I. 2017/1200 reg. 48

- s. 41(1)(ba) inserted by 2010 c. 29 Sch. 4 para. 39
- s. 41(1)(ba) words substituted by S.I. 2013/755 Sch. 2 para. 372(2)(c)
- s. 41(2)(g) added by S.S.I. 2003/235 reg. 21 Sch. 6 para. 1
- s. 41(2A) inserted by S.I. 2006/937 reg. 3(2)
- s. 41(2A) omitted by S.I. 2009/3381 reg. 13(2)(a)
- s. 41(9A) inserted by S.I. 2013/755 Sch. 2 para. 372(4)
- s. 41(10A) inserted by S.I. 2013/1821 art. 16(3)
- s. 41A inserted by S.I. 2005/925 Sch. 6 para. 1(2)
- s. 41A heading words substituted by S.I. 2011/2911 Sch. para. 23(a)
- s. 41A heading words substituted by S.I. 2012/2788 reg. 5(2)
- s. 41A(1)-(1C) s. 41A(1)-(1C) substituted for s. 41A(1) by S.I. 2012/2788 reg. 5(3)
- s. 41A(1) words omitted by S.I. 2011/2911 Sch. para. 23(b)
- s. 41A(1) words substituted by S.I. 2013/1821 art. 17(2)(a)
- s. 41A(1) words substituted by S.I. 2013/1821 art. 17(2)(b)
- s. 41A(1)(b)(i) words substituted by S.I. 2013/3135 reg. 13(2)
- s. 41A(1C) words inserted by S.I. 2013/1821 art. 17(3)(b)
- s. 41A(1C) words substituted by S.I. 2013/1821 art. 17(3)(a)
- s. 41A(2)-(5) applied by 1999 c. 24 Sch. 1 para. 9A(2) (as inserted) by S.I. 2005/925 Sch. 6 para. 2(2)(a)
- s. 41A(2) words inserted by S.I. 2013/1821 art. 17(4)(b)(ii)
- s. 41A(2) words substituted by S.I. 2012/2788 reg. 5(4)(a)
- s. 41A(2) words substituted by S.I. 2012/2788 reg. 5(4)(b)
- s. 41A(2) words substituted by S.I. 2013/1821 art. 17(4)(b)(i)
- s. 41A(2)(a) words inserted by S.I. 2011/2911 Sch. para. 23(c)
- s. 41A(2)(b) words substituted by S.I. 2013/1821 art. 17(4)(a)
- s. 41A(3) words substituted by S.I. 2013/1821 art. 17(5)
- s. 41A(5) words inserted by S.I. 2011/2911 Sch. para. 23(d)
- s. 41A(5) words inserted by S.I. 2013/1821 art. 17(6)(a)
- s. 41A(5) words substituted by S.I. 2012/2788 reg. 5(5)
- s. 41A(5) words substituted by S.I. 2013/1821 art. 17(6)(b)
- s. 41A(6)(a) substituted by S.I. 2012/2788 reg. 5(6)
- s. 41A(6)(a) words inserted by S.I. 2011/2911 Sch. para. 23(e)
- s. 41A(6)(a) words substituted by S.I. 2013/3135 reg. 13(2)
- s. 41A(7) substituted by S.I. 2011/2911 Sch. para. 23(f)
- s. 41A(7) substituted by S.I. 2012/2788 reg. 5(7)
- s. 41A(7) substituted by S.I. 2013/3135 reg. 13(3)
- s. 41A(7) words inserted by S.I. 2013/1821 art. 17(7)
- s. 41B-41C inserted by S.I. 2013/1821 art. 19
- s. 42(3)(c)(d) inserted by S.I. 2013/1821 art. 20(2)
- s. 42(3A) inserted by S.I. 2012/2788 reg. 6(4)
- s. 42(3A) words inserted by S.I. 2013/1821 art. 18(3)
- s. 42(3A) words substituted by S.I. 2013/1821 art. 18(2)
- s. 42(9A)-(9D) inserted by S.I. 2013/1821 art. 20(4)
- s. 42(10A) inserted by S.I. 2013/1821 art. 20(5)
- s. 42(12) inserted by 2015 asp 1 sch. para. 6
- s. 43(1) s. 43 renumbered as s. 43(1) by 2014 asp 3 sch. 3 para. 43(7)(a)
- s. 43(2) added by 2014 asp 3 sch. 3 para. 43(7)(b)
- s. 46(3A)(3B) inserted by S.I. 2003/1326 art. 19(3)
- s. 51(1A) inserted by 2014 asp 16 sch. 4 para. 2(2)(a)
- s. 51(6) inserted by 2014 asp 16 sch. 4 para. 2(2)(b)
- s. 53(1A) inserted by S.I. 2013/755 Sch. 2 para. 374(2)
- s. 53(4) added by 2014 asp 3 sch. 3 para. 43(8)
- s. 53(4) inserted by S.I. 2013/755 Sch. 2 para. 374(4)
- s. 56(1)(j) substituted by S.S.I. 2006/541 reg. 10(2)
- s. 56(1)(j) words substituted by S.S.I. 2004/275 reg. 2(2)
- s. 56(1)(ja) inserted by S.S.I. 2009/247 art. 5
- s. 65(6A) inserted by 2016 c. 1 Sch. 5 para. 14(3)
- s. 65A-65D inserted by 2016 c. 1 s. 22

- s. 66(7A) inserted by 2016 anaw 3 Sch. 2 para. 6(3)
- s. 66(10) inserted by 2015 anaw 4 Sch. 2 para. 20(3)
- s. 87(10) added by 2014 asp 3 sch. 3 para. 43(9)
- s. 97(6A) inserted by 2015 c. 20 Sch. 22 para. 12
- s. 108(1)(d) (e) inserted by 2014 asp 3 s. 46(2)(a)(ii)
- s. 108(1A) inserted by 2014 asp 3 s. 46(2)(b)
- s. 108(4)(h)(iv) inserted by 2014 asp 3 s. 46(2)(c)(i)
- s. 108(4)(j)(i) words in s. 108(4)(j) renumbered as s. 108(4)(j)(i) by 2014 asp 3 s. 46(2)(c)(ii)
- s. 108(4)(j)(ii) and word inserted by 2014 asp 3 s. 46(2)(c)(ii)
- s. 108(4)(ja) inserted by 2014 asp 3 s. 46(2)(c)(iii)
- s. 108(4)(ka) inserted by 2014 asp 3 s. 46(2)(c)(iv)
- s. 108(7A)-(7E) inserted by 2014 asp 3 s. 46(2)(f)
- s. 108A applied (with modifications) by S.I. 2017/1200 reg. 27(3)
- s. 108A inserted by 2014 asp 3 s. 46(3)
- s. 110(5A)-(5C) inserted by 2014 asp 3 sch. 3 para. 29(6)(c)
- s. 111(2A) inserted by S.I. 2012/2788 reg. 8(2)
- s. 113(1)(d) and word inserted by S.I. 2013/755 Sch. 2 para. 384(2)(d)
- s. 113(1A) inserted by 2014 asp 16 sch. 4 para. 2(3)(a)
- s. 114(2)(a)(ix) inserted by S.S.I. 2006/181 Sch. Pt. 4 para. 8(5)(c)
- s. 114(2)(a)(ix) inserted by 2003 c. 37 s. 3(13)
- s. 122(6) inserted by 2014 asp 3 sch. 3 para. 43(12)
- Sch. 2 para. 4(4) excluded by S.I. 2011/1824 reg. 50(2)
- Sch. 4 para. 1(1)(c) (d) inserted by 2003 c. 37 s. 68(2)(b)
- Sch. 4 para. 1(5)(ba) (bb) inserted by 2003 c. 37 s. 68(4)
- Sch. 6 para. 15(3) added by 2014 asp 3 sch. 3 para. 43(13)
- Sch. 7 para. 7(4A) (4B) inserted by 2007 c. 28 Sch. 14 para. 4(3)
- Sch. 7 para. 2(5A) (5B) substituted for Sch. 7 para. 2(6) by 2006 c. 16 s. 61(3)
- Sch. 7 para. 3(4A) (4B) substituted for Sch. 7 para. 3(4) by 2006 c. 16 s. 61(4)
- Sch. 7 para. 3(5A) (5B) substituted for Sch. 7 para. 3(6) by 2006 c. 16 s. 61(5)
- Sch. 7 para. 4(2A) words substituted by 2006 c. 16 s. 61(6)
- Sch. 8 para. 1(1A) inserted by 2010 nawm 6 s. 3(2)
- Sch. 8 para. 3(1A) inserted by 2015 c. 27 s. 2(3)
- Sch. 9 para. 4A inserted by 2013 anaw 6 Sch. 4 para. 8(3) (This amendment is to be treated as not having effect until 1.10.2014 by virtue of S.I. 2014/11, art. 3(2))
- Sch. 11 para. 5(7) added by 2014 asp 3 sch. 3 para. 43(14)
- Sch. 13 para. 1(8)-(10) added by S.I. 2003/956 art. 10(2)(a)
- Sch. 13 para. 1(8)-(10) added by S.I. 2004/3156 art. 10(2)(a)
- Sch. 14 para. 2(5)-(7) added by S.I. 2003/956 art. 10(3)(a)
- Sch. 14 para. 2(5)-(7) added by S.I. 2004/3156 art. 10(3)(a)
- Sch. 14 para. 3A inserted by 2004 c. 5 Sch. 7 para. 19(4)
- Sch. 14 para. 2A 2B and cross-headings inserted by 2013 c. 27 Sch. 3 para. 5
- Sch. 14 para. 3(A1) inserted by 2013 c. 27 Sch. 3 para. 6(2)
- Sch. 14 para. 4(A1) inserted by 2013 c. 27 Sch. 3 para. 8(2)
- Sch. 14 para. 12(2)(c) and word inserted by 2013 c. 27 Sch. 3 para. 9(4)(b)
- Sch. 14 para. 12(A1)-(A4) inserted by 2013 c. 27 Sch. 3 para. 9(2)
- Sch. 14 para. A1 and cross-heading inserted by 2013 c. 27 Sch. 3 para. 2
- Sch. 14 para. 3A words substituted by 2013 c. 27 Sch. 3 para. 7
- Sch. 18 para. 2(5) added by 2014 asp 3 s. 46(4)(a)(iii)
- Sch. 18 para. 2(1A) inserted by 2014 asp 3 s. 46(4)(a)(i)
- Sch. 20 para. 4(3)(e) and word inserted by S.S.I. 2006/181 Sch. Pt. 4 para. 8(6)(b)
- Sch. 22 para. 27(b)(c) coming into force by S.S.I. 2004/541 art. 2(a)
- Sch. 22 para. 27(b)(c) coming into force by S.I. 2006/934 art. 2(a)

Commencement Orders yet to be applied to the Environment Act 1995
Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/272 art. 2 commences (2000 c. 37)
- S.I. 2003/2938 art. 2-7 commences (2003 c. 26)
- S.I. 2003/3034 art. 2 Sch. 1 commences (2003 c. 26)
- S.I. 2004/641 art. 2-5 commences (2003 c. 37)
- S.I. 2004/690 art. 2-4 commences (2003 c. 38)
- S.I. 2004/910 art. 2 commences (2003 c. 37)
- S.I. 2004/999 art. 2 commences (2003 c. 38)
- S.I. 2004/2097 art. 2 commences (2004 c. 5)
- S.I. 2004/2202 art. 2 3 commences (2004 c. 5)
- S.I. 2004/2528 art. 2-3 commences (2003 c. 37)
- S.I. 2004/2916 art. 2 commences (2003 c. 37)
- S.I. 2005/2847 art. 2 commences (2004 c. 5)
- S.I. 2005/2896 art. 2 3 commences (2005 c. 16)
- S.I. 2006/768 art. 2 commences (2005 c. 16)
- S.I. 2006/984 art. 2 commences (2003 c. 37)
- S.I. 2006/2541 art. 2 commences (2006 c. 16)
- S.I. 2006/3257 art. 2 commences (2000 c. 37)
- S.I. 2007/456 art. 2(a)(ii) commences (2006 c. 26)
- S.I. 2007/816 art. 2 3 commences (2006 c. 16)
- S.I. 2007/1021 art. 2 commences (2003 c. 37)
- S.I. 2007/2386 art. 2 3 commences (2006 c. 26)
- S.I. 2007/2584 art. 2 commences (2006 c. 26)
- S.I. 2007/3136 art. 2 commences (2007 c. 28)
- S.I. 2008/172 art. 2-9 commences (2007 c. 28)
- S.I. 2008/917 art. 2-5 commences (2007 c. 28)
- S.I. 2008/1960 art. 2 commences (2006 c. 26)
- S.I. 2009/803 art. 2-10 commences (2008 c. 17)
- S.I. 2009/3250 art. 2 commences (2007 c. 29)
- S.I. 2009/3318 art. 2-4 commences (2009 c. 20)
- S.I. 2009/3345 art. 2 Sch. commences (2009 c. 23)
- S.I. 2010/298 art. 2 Sch. commences (2009 c. 23)
- S.I. 2010/630 art. 3 commences (2009 c. 23)
- S.I. 2010/862 art. 2 3 commences (2008 c. 17)
- S.I. 2010/2169 art. 4 Sch. commences (2010 c. 29)
- S.I. 2011/556 art. 1-3 commences (2009 c. 23)
- S.I. 2011/694 art. 3 4 commences (2010 c. 29)
- S.I. 2011/2204 art. 3 4 commences (2010 c. 29)
- S.I. 2011/2460 art. 2(a)(ii) commences (2006 c. 26)
- S.I. 2011/2896 art. 2 commences (2011 c. 20)
- S.S.I. 2004/495 art. 2 commences (2004 asp 6)
- S.S.I. 2009/319 art. 2 Sch. 1 commences (2008 asp 5)
- S.S.I. 2009/341 art. 2 commences (2009 asp 12)
- S.S.I. 2009/393 art. 2 Sch. commences (2009 asp 6)
- S.S.I. 2010/221 art. 3 Sch. commences (2010 asp 8)