

# SCHEDULES

## SCHEDULE 15

Section 93.

### AREAS OF OUTSTANDING NATURAL BEAUTY: CONSEQUENTIAL AMENDMENTS AND TRANSITIONAL PROVISIONS

#### PART I

#### CONSEQUENTIAL AMENDMENTS

#### *National Parks and Access to the Countryside Act 1949 (c. 97)*

F11 .....

#### Textual Amendments

**F1** Sch. 15 para. 1 repealed (1.10.2006) by Natural Environment and Rural Communities Act 2006 (c. 16), s. 107, Sch. 12; S.I. 2006/2541, art. 2

#### Commencement Information

**I1** Sch. 15 para. 1 wholly in force at 1.5.2001; Sch. 15 para. 1 not in force at Royal Assent see s. 103(3); Sch. 15 para. 1 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 1 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

2 In section 112(2) of that Act (provisions not applying to Epping Forest and Burnham Beeches), for “eighty-seven” there is substituted “ eighty-nine ”.

#### Commencement Information

**I2** Sch. 15 para. 2 wholly in force at 1.5.2001; Sch. 15 para. 2 not in force at Royal Assent see s. 103(3); Sch. 15 para. 2 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 2 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

3 In section 114(1) of that Act (interpretation), for the definition of “area of outstanding natural beauty” there is substituted—

““area of outstanding natural beauty” means an area designated under section 82 of the Countryside and Rights of Way Act 2000;”.

#### Commencement Information

**I3** Sch. 15 para. 3 wholly in force at 1.5.2001; Sch. 15 para. 3 not in force at Royal Assent see s. 103(3); Sch. 15 para. 3 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 3 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

**Changes to legislation:** Countryside and Rights of Way Act 2000, SCHEDULE 15 is up to date with all changes known to be in force on or before 12 September 2019. 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) View outstanding changes

*Harbours Act 1964 (c. 40)*

- 4 In Schedule 3 to the Harbours Act 1964, in paragraph 1, in paragraph (i) of the definition of “sensitive area” for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

**Commencement Information**

- I4** Sch. 15 para. 4 wholly in force at 1.5.2001; Sch. 15 para. 4 not in force at Royal Assent see s. 103(3); Sch. 15 para. 4 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 4 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

*Highways Act 1980 (c. 66)*

- 5 In section 105A of the 1980 Act (environmental impact assessments), in subsection (6), for paragraph (e) there is substituted—  
 “(e) an area of outstanding beauty designated as such under section 82 of the Countryside and Rights of Way Act 2000.”.

**Commencement Information**

- I5** Sch. 15 para. 5 wholly in force at 1.5.2001; Sch. 15 para. 5 not in force at Royal Assent see s. 103(3); Sch. 15 para. 5 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 5 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

*Derelict Land Act 1982 (c. 42)*

- 6 In section 1 of the Derelict Land Act 1982 (powers of Secretary of State), in subsection (11), in the definition of “area of outstanding natural beauty” for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

**Commencement Information**

- I6** Sch. 15 para. 6 wholly in force at 1.5.2001; Sch. 15 para. 6 not in force at Royal Assent see s. 103(3); Sch. 15 para. 6 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 6 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

*Road Traffic Regulation Act 1984 (c. 27)*

- 7 In section 22 of the Road Traffic Regulation Act 1984 (traffic regulation for special areas in the countryside), at the end of subsection (1)(a)(ii) there is inserted “ designated as such under section 82 of the Countryside and Rights of Way Act 2000 ”.

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#### Commencement Information

- 17** Sch. 15 para. 7 wholly in force at 1.5.2001; Sch. 15 para. 7 not in force at Royal Assent see s. 103(3); Sch. 15 para. 7 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 7 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

#### *Housing Act 1985 (c. 68)*

- 8 In section 37 of the Housing Act 1985 (restriction on disposal of dwelling-houses in National Parks, etc), in subsection (1)(b) for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

#### Commencement Information

- 18** Sch. 15 para. 8 wholly in force at 1.5.2001; Sch. 15 para. 8 not in force at Royal Assent see s. 103(3); Sch. 15 para. 8 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 8 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

- 9 In section 157 of that Act (restriction on disposal of dwelling-houses in National Parks, etc), in subsection (1)(b) for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

#### Commencement Information

- 19** Sch. 15 para. 9 wholly in force at 1.5.2001; Sch. 15 para. 9 not in force at Royal Assent see s. 103(3); Sch. 15 para. 9 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 9 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

#### *Town and Country Planning Act 1990 (c. 8)*

- 10 In section 87 of the Town and Country Planning Act 1990 (exclusion of certain descriptions of land or development from a simplified planning zone), in subsection (1)(d) for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

#### Commencement Information

- 110** Sch. 15 para. 10 wholly in force at 1.5.2001; Sch. 15 para. 10 not in force at Royal Assent see s. 103(3); Sch. 15 para. 10 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 10 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

#### *Environmental Protection Act 1990 (c. 43)*

- 11 In section 130 of the Environmental Protection Act 1990 (countryside functions of Countryside Council for Wales), in subsection (2)(a) after “National Parks or” there is inserted “ under the Countryside and Rights of Way Act 2000 ”.

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**Commencement Information**

- I11** Sch. 15 para. 11 wholly in force at 1.5.2001; Sch. 15 para. 11 not in force at Royal Assent see s. 103(3); Sch. 15 para. 11 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 11 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

*Water Industry Act 1991 (c. 56)*

- 12 In section 156 of the Water Industry Act 1991 (restriction on disposals of land), in subsection (8), in paragraph (a) of the definition of “area of outstanding natural beauty or special scientific interest”, for “for the purposes of the National Parks and Access to the Countryside Act 1949” there is substituted “ under section 82 of the Countryside and Rights of Way Act 2000 ”.

**Commencement Information**

- I12** Sch. 15 para. 12 wholly in force at 1.5.2001; Sch. 15 para. 12 not in force at Royal Assent see s. 103(3); Sch. 15 para. 12 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 12 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

*Environment Act 1995 (c. 25)*

- 13 In Schedule 13 to the Environment Act 1995 (review of old mineral planning permissions), in paragraph 2(4)(c) for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

**Commencement Information**

- I13** Sch. 15 para. 13 wholly in force at 1.5.2001; Sch. 15 para. 13 not in force at Royal Assent see s. 103(3); Sch. 15 para. 13 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 13 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

*Housing Act 1996 (c. 52)*

- 14 In section 13 of the Housing Act 1996 (restriction on disposal of houses in National Parks, etc), in subsection (1)(b) for “section 87 of the National Parks and Access to the Countryside Act 1949” there is substituted “ section 82 of the Countryside and Rights of Way Act 2000 ”.

**Commencement Information**

- I14** Sch. 15 para. 14 wholly in force at 1.5.2001; Sch. 15 para. 14 not in force at Royal Assent see s. 103(3); Sch. 15 para. 14 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 14 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

## PART II

### TRANSITIONAL PROVISIONS

15 In this Part “commencement” means the commencement of section 82.

#### Commencement Information

**I15** Sch. 15 para. 15 wholly in force at 1.5.2001; Sch. 15 para. 15 not in force at Royal Assent see s. 103(3); Sch. 15 para. 15 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 15 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

16 Any order under section 87 of the 1949 Act (designation of areas of outstanding natural beauty) which is in force immediately before commencement is to be taken to have been made under section 82 in accordance with the provisions of Part IV of this Act, and may be amended or revoked by an order under that section.

#### Commencement Information

**I16** Sch. 15 para. 16 wholly in force at 1.5.2001; Sch. 15 para. 16 not in force at Royal Assent see s. 103(3); Sch. 15 para. 16 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 16 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

17 Any reference in any instrument or document (whenever made) to designation as an area of outstanding natural beauty under section 87 of the 1949 Act or to an order under that section is, in relation to any time after commencement, to be taken to be a reference to designation as such an area under section 82 or to an order under that section.

#### Commencement Information

**I17** Sch. 15 para. 17 wholly in force at 1.5.2001; Sch. 15 para. 17 not in force at Royal Assent see s. 103(3); Sch. 15 para. 17 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 17 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

18 Anything done before commencement in connection with a proposed order under section 87 of the 1949 Act is, as from commencement, to be taken to have been done in connection with a proposed order under section 82.

#### Commencement Information

**I18** Sch. 15 para. 18 wholly in force at 1.5.2001; Sch. 15 para. 18 not in force at Royal Assent see s. 103(3); Sch. 15 para. 18 in force for E. at 1.4.2001 by S.I. 2001/114, art. 2(2)(e); Sch. 15 para. 18 in force for W. at 1.5.2001 by S.I. 2001/1410, art. 2(g)

**Changes to legislation:**

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

- Blanket amendment words substituted by [S.I. 2011/1043 art. 34](#)

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

- s. 55A inserted by [2015 c. 20 s. 20](#)
- s. 56A inserted by [2015 c. 20 s. 21](#)
- s. 56B inserted by [2015 c. 20 s. 22\(1\)](#)