

*These notes refer to the Clean Neighbourhoods and Environment Act 2005 (c.16) which received Royal Assent on 7 April 2005*

# **CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005**

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## **EXPLANATORY NOTES**

### **SCHEDULES**

#### ***Schedule 1 Application of the Noise Act 1996 to Licensed Premises etc***

273. This Schedule is discussed in the Commentary section for section 82.

#### ***Schedule 2 The Commission for Architecture and the Built Environment***

274. [Schedule 2](#) makes further provision about the constitution of the Commission as well as other matters relating to its proceedings, accounts etc.

275. [Schedule 2](#) also makes provision for the Commission to be added to provisions in other Acts, for example, the Commission's records are deemed public records by addition to Public Records Act 1958. It would also be usual to include a provision in this Act to add the Commission to the Parliamentary Commissioner Act 1967. However, at the time of this Act receiving Royal Assent, it was intended that this be dealt with shortly after in secondary legislation.

#### ***Schedule 3 Transfer of staff, property etc. from the old Commission***

276. [Schedule 3](#) provides for the transfer of staff, property, rights and liabilities from the old Commission to the new Commission. This ensures continuity between the new and old Commissions, for example, in relation to legal proceedings. In particular, Schedule 3 provides for the application of the Transfer of Undertakings (Protection of Employment) Regulations ("TUPE") to the transfer of rights and liabilities relating to employees.

#### ***Schedule 4 Minor and consequential amendments***

277. [Schedule 4](#) lists the minor and consequential amendments in this Act.

#### ***Schedule 5 Repeals***

278. [Schedule 5](#) lists all the repeals in this Act.