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 STATUTORY INSTRUMENTS
 

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## 1981 No. 558

**TOWN AND COUNTRY PLANNING,  
ENGLAND AND WALES**
**The Town and Country Planning General  
(Amendment) Regulations 1981**

<i>Made</i> - - - -	<i>7th April 1981</i>
<i>Laid before Parliament</i>	<i>15th April 1981</i>
<i>Coming into Operation</i>	<i>6th May 1981</i>

The Secretary of State for the Environment in exercise of the powers conferred on him by section 149(5) of the Local Government, Planning and Land Act 1980(a) and sections 270(1) and (2) and 287(1) of and Schedule 21, Part V, to the Town and Country Planning Act 1971(b) and of all other powers enabling him in that behalf, hereby makes the following regulations:—

1.—(1) These regulations may be cited as the Town and Country Planning General (Amendment) Regulations 1981, and the Town and Country Planning General Regulations 1976(c) and these regulations may be cited together as the Town and Country Planning General Regulations 1976 and 1981.

(2) These regulations shall come into operation on 6th May 1981.

2. The Town and Country Planning General Regulations 1976 are hereby amended as follows:—

(a) in regulation 2 (interpretation):—

(i) in paragraph (1):—

(a) for the definition of “local planning authority” shall be substituted:—

““local planning authority” means a county planning authority, a district planning authority, the council of a London borough, the Greater London Council, the Common Council and an urban development corporation where it is a local planning authority by virtue of an order made under section 149 of the Local Government, Planning and Land Act 1980”;

(b) after the definition of “local planning authority” shall be inserted:—

““urban development area” means an area of land for the time being so designated by an order made under section 134 of the Local Government, Planning and Land Act 1980;

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(a) 1980 c. 65.

(b) 1971 c. 78.

(c) S.I. 1976/1419.

“urban development corporation” means a corporation established by an order made under section 135 of the Local Government, Planning and Land Act 1980.”;

(ii) the following paragraph shall be added after paragraph (1):—

“(1A) Except so far as the context otherwise requires, “authority”, except in regulation 6, shall be construed as including an urban development corporation where it is the local planning authority.”;

(b) for regulation 3 (application of Part III of the Town and Country Planning Act 1971) shall be substituted:—

“3. In relation to—

- (a) development by a local authority being a local planning authority (other than the Greater London Council, the council of a London borough, the Common Council or, as respects land any part of which is within a National Park, a district council) of land within their area other than land in an urban development area where the urban development corporation is a local planning authority;
- (b) development by the Greater London Council which by virtue of paragraph 3 of Schedule 3 to the Act is deemed to be development by that council of land in respect of which they are the local planning authority;
- (c) development, other than in an urban development area where the urban development corporation is the local planning authority, by the Greater London Council or the Inner London Education Authority of land in Greater London which is vested in the Council;
- (d) development, other than in an urban development area where the urban development corporation is a local planning authority, by the council of a London borough or the Common Council of land in their area which is vested in the corporation of the borough or the City, as the case may be, or development (other than as aforesaid) in respect of which the council are the local planning authority by virtue of paragraph 2 of Schedule 3 to the Act;
- (e) development of any land which is vested in a local planning authority and which is situated within their area (other than development of land any part of which is within a National Park and which is vested in a district council and development of land within an urban development area where the urban development corporation is a local planning authority);
- (f) development of land which is vested in an urban development corporation and which is situated within its area, or development by an urban development corporation where the corporation is a local planning authority and the land is situated in its area,

the provisions of Part III of the Act specified in Part V of Schedule 21 to the Act shall have effect subject to the exceptions and modifications prescribed in regulations 4 to 12.”;

- (c) in regulation 10 (consultation and furnishing of information), the following shall be inserted after paragraph (4):—

“(4A) An urban development corporation in Greater London shall in every case before passing a resolution under paragraph (5) of regulation 4 (or that paragraph as applied by paragraph (4) of regulation 5) or making an application under regulation 7 consult—

- (i) with the council of the London borough for the area in which the land or any part thereof is situated; and
- (ii) with the Greater London Council where that council is the local planning authority in relation to the proposed development, where the proposed development is of a kind in relation to which the corporation are required under a development order to consult with the Greater London Council before granting planning permission on an application for such permission, or of a kind in relation to which the Greater London Council are empowered under a development order to give to the corporation a direction as to the manner in which an application for planning permission should be dealt with:

Provided that this requirement shall not apply where the proposed development is development in respect of which, or is within a class in respect of which, such council have notified the development corporation that they do not wish to be consulted.”;

- (d) in regulation 11 (development affecting highways), for sub-paragraph (2)(v) shall be substituted:—

“(v) any highway which the Secretary of State proposes to construct or improve, being a highway the route of which is shown as such in the development plan, or in respect of which the Secretary of State has given notice in writing (a) in Greater London, to the local planning authority, (b) elsewhere than in Greater London, to the district planning authority or, in relation to an urban development area where the urban development corporation is the local planning authority, to the urban development corporation, together with maps or plans sufficient to identify the route of the highway to be constructed or the length of the highway to be improved.”.

7th April 1981.

*Michael R. D. Heseltine,*  
Secretary of State for the Environment.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations amend the Town and Country Planning General Regulations 1976. The amendments apply Part II of those regulations, in relation to any area which is for the time being designated as an urban development area by an order under section 134 of the Local Government, Planning and Land Act 1980, to an urban development corporation which has been established for the purposes of regenerating that area and made a local planning authority by orders under sections 135 and 149 of that Act.

The procedure in Part II of the 1976 regulations under which a local authority which is a local planning authority may obtain deemed planning permission for development they propose to carry out (regulation 4), and a local planning authority may obtain deemed planning permission for development of land which they own (regulation 5), is applied to an urban development corporation, subject to the same limitations and conditions, and the same requirements as to consultations with other local planning authorities, publicity, the giving of notice of their proposals, and consideration of objections and entry of particulars in the planning register (regulation 2(a)(i) and (ii), (b), (c) and (d) of these regulations). The provision in the regulations of 1976 (regulation 6) for officers of local authorities who exercise functions on behalf of their authorities to obtain deemed planning permissions under regulations 4 and 5, is not applied to urban development corporations (regulation 2(a)(ii) of these regulations).

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