
STATUTORY INSTRUMENTS

1992 No. 1491 (C.51)

**TOWN AND COUNTRY PLANNING,
ENGLAND AND WALES**

**The Planning and Compensation Act 1991 (Commencement
No. 10 and Transitional Provision) Order 1992**

Made - - - - *23rd June 1992*

The Secretary of State for the Environment, as respects England, and the Secretary of State for Wales, as respects Wales, in exercise of the powers conferred on them by section 84(2) and (3) of the Planning and Compensation Act 1991(1) and all other powers enabling them in that behalf, hereby make the following Order:

Citation

1. This Order may be cited as the Planning and Compensation Act 1991 (Commencement No. 10 and Transitional Provision) Order 1992.

Provisions coming into force on 17th July 1992

2. The following provisions of the Planning and Compensation Act 1991 shall come into force on 17th July 1992—

section 16, so far as it is not yet in force;

section 20, so far as it is not yet in force;

section 32, so far as it relates to the provisions of Schedule 7 set out in the first column of Schedule 1 to this Order, and, where there is an entry against that provision in the second column of that Schedule, to the extent therein provided; and

section 84(6), so far as it gives effect to the repeals in Part I of Schedule 19 specified in Schedule 2 to this Order.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Transitional provision

3. Section 20 of the Planning and Compensation Act 1991 shall not have effect in relation to any development where a resolution under regulation 4(1) or 5(2) of the Town and Country Planning General Regulations 1976⁽²⁾, as the case may be, has been passed before 17th July 1992.

Signed by authority of the Secretary of State for the Environment

22nd June 1992

Sir George Young
Minister of State,
Department of the Environment

23rd June 1992

David Hunt
Secretary of State for Wales

(2) S.I. 1976/1419, amended by S.I. 1981/558 and 1986/443.

SCHEDULE 1

Article 2

EXTENT OF COMMENCEMENT OF SCHEDULE 7

| <i>Provision</i> | <i>Extent of commencement</i> |
|---|--|
| Paragraph 9(2)(i) | so far as it is not yet in force |
| Paragraphs 14 and 15 | |
| Paragraph 17 | |
| Paragraphs 18 and 19 | so far as they are not yet in force |
| Paragraph 34 | |
| Paragraph 37 | |
| Paragraph 48 | so far as it is not yet in force |
| Paragraph 52(2)(e), (3) | |
| Paragraph 53(4) | |
| Paragraph 54(4) | |
| Paragraph 55 | |
| Paragraph 57(2)(d), (e), (j), (k), (3)(a), (5), (6) (a), (b), (d) | except so far as paragraph 57(5) relates to the omission of the reference to Part IV |

SCHEDULE 2

Article 2

| <i>Chapter</i> | <i>Short Title</i> | <i>Extent of Repeal</i> |
|----------------|------------------------------------|--|
| 1990 c. 8 | Town and Country Planning Act 1990 | <p>In section 74(2) “section 71 of this Act and”.</p> <p>In section 198(4)(a) “to 68”.</p> <p>In section 220(3)(a) “to 68”.</p> <p>In section 336(1), in the definition of “owner” the words “(except in sections 66, 67 and 71)”, and in section 336(9) “(1) to (3)”.</p> <p>In Schedule 16, in Part I, in the entry relating to section 77 “(2) and (9), 66 and 67”, in the entry relating to sections 78 and 79 the words from “with” to the end, and Part V.</p> |

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EXPLANATORY NOTE

(This note is not part of the Order)

Article 2 of this Order brings into force on 17th July 1992 sections 16 (notice etc of applications for planning permission) and 20 (land of interested planning authorities and development by them) of the Planning and Compensation Act 1991, certain minor and consequential amendments and certain repeals.

Article 3 of this Order makes a transitional provision in relation to the commencement of section 20 of the 1991 Act.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Planning and Compensation Act 1991 have been or will be brought into force by commencement orders made before the date of this Order:

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|-----------------------------|---------------------------|
| s.1 (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.3 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.3 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.4 (partially) (England and Wales) | | |
| s.5 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.5 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.6(5) (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.6(6) (England and Wales) | 13th October 1991 | 1991/2272 |
| s.6 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2905 |
| ss.7 to 9 (England and Wales) | | |
| s.10 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.11 (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.12(1) (partially) (England and Wales) | 25th October 1991 | 1991/2272 |

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|-----------------------------|---------------------------|
| s.12(1) (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.12(2), (3) (England and Wales) | 25th October 1991 | 1991/2272 |
| s.13(1) (England and Wales) | 27th July 1992 | 1992/1279 |
| s.13(2)(partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.13(2) (so far as not yet in force) (England and Wales) | 27th July 1992 | 1992/1279 |
| s.13(3) (England and Wales) | 27th July 1992 | 1992/1279 |
| s.14 (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.15 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.16 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| ss.17 and 18 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.19 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.19 (partially) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.19 (so far as not yet in force) (England and Wales) | 6th April 1992 | 1991/665 |
| s.20 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| ss.21 and 22 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.23(7) (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.23 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.24 (England and Wales) | 6th April 1992 | 1992/665 |
| s.25 (partially) (England and Wales) | 25th September 1991 | 1991/2067 |
| s.25 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.25 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.26 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.27 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|---------------------------|
| s.27 (so far as not yet in force) (England and Wales) | 10th February 1992 | 1991/2905 |
| s.28 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.29 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.30 (partially) (England and Wales) | 2nd January 1992 | 1991/2728 |
| s.31 (so far as not yet in force) (England and Wales) | 25th September 1991 | 1991/2067 |
| s.32 (partially) (England and Wales) | | |
| s.32 (partially) (England and Wales) | 25th October 1991 | 1991/2272 |
| s.32 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| s.32 (partially) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.32 (partially) (England and Wales) | 10th February 1992 | 1991/2905 |
| s.32 (partially) (England and Wales) | 6th April 1992 | 1992/665 |
| s.32 (partially) (England and Wales) | 27th July 1992 | 1992/1279 |
| s.33 (Scotland) | 26th March 1992 | 1992/334 |
| s.35 (Scotland) | | |
| s.36 (partially) (Scotland) | | |
| s.37 (partially) (Scotland) | 24th February 1992 | 1992/334 |
| s.37 (so far as not yet in force) (Scotland) | 26th March 1992 | 1992/334 |
| ss.38 to 41 (Scotland) | | |
| s.43 (Scotland) | | |
| ss.47, 48 (Scotland) | 25th September 1991 | 1991/2092 |
| s.49 (Scotland) | 24th January 1992 | 1992/71 |
| s.50 (Scotland) | 25th September 1991 | 1991/2092 |
| ss.51 to 53 (Scotland) | 24th January 1992 | 1992/71 |
| s.54 (Scotland) | 26th March 1992 | 1992/334 |
| s.56 (Scotland) | | |
| s.57 (partially) (Scotland) | 25th September 1991 | 1992/2092 |

| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|-----------------|
| s.57 (partially) (Scotland) | 26th March 1992 | 1992/334 |
| s.60 (so far as not yet in force) (Scotland) | 25th September 1991 | 1991/2092 |
| s.61 (partially) (Scotland) | | |
| s.61 (partially) (Scotland) | 13th October 1991 | 1991/2272 |
| s.61 (partially) (Scotland) | 26th March 1992 | 1992/334 |
| ss.62 to 69 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.70 (partially) (England and Wales) | 25th September 1991 | 1991/2067 |
| s.70 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2728 |
| ss.71 to 79 (Scotland) | 25th September 1991 | 1991/2092 |
| s.80 (partially) (England and Wales) | 25th September 1991 | 1991/2067 |
| s.80 (partially) (Scotland) | 25th September 1991 | 1991/2092 |
| s.80 (so far as not yet in force in England and Wales) | 2nd January 1992 | 1991/2728 |
| s.81 (England and Wales) | 25th September 1991 | 1991/2067 |
| s.82 (Scotland) | 26th March 1992 | 1992/334 |
| s.83 (England, Wales, Scotland and Northern Ireland) | 25th October 1991 | 1991/2272 |
| s.84(6) (partially) (England and Wales) | 25th September 1991 | 1991/2067 |
| s.84(6) (partially) (Scotland) | 25th September 1991 | 1991/2092 |
| s.84(6) (partially) (England and Wales) | 2nd January 1992 | 1991/2905 |
| s.84(6) (partially) (England and Wales) | 10th February 1992 | 1991/2905 |
| s.84(6) (partially) (England and Wales) | 6th April 1992 | 1992/665 |
| Schs. 1 and 2 (England and Wales) | 25th September 1991 | 1991/2067 |
| Sch. 3 (partially) (England and Wales) | | |
| Sch. 3 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| Sch. 3 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2905 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|--|-----------------------------|---------------------------|
| Sch. 4 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| Sch. 4 (so far as not yet in force) (England and Wales) | 10th February 1992 | 1991/2905 |
| Sch. 5 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| Sch. 6 (so far as not yet in force) (England and Wales) | 25th September 1991 | 1991/2067 |
| Sch. 7 (partially) (England and Wales) | | |
| Sch. 7 (partially) (England and Wales) | 25th October 1991 | 1991/2272 |
| Sch. 7 (partially) (England and Wales) | 25th November 1991 | 1991/2728 |
| Sch. 7 (partially) (England and Wales) | 2nd January 1992 | 1991/2905 |
| Sch. 7 (partially) (England and Wales) | 10th February 1992 | 1992/2905 |
| Sch. 7 (partially) (England and Wales) | 6th April 1992 | 1992/665 |
| Schs. 8 and 9 (Scotland) | 29th January 1992 | 1992/71 |
| Sch. 10 (partially) (Scotland) | 25th September 1991 | 1991/2092 |
| Sch. 10 (partially) (Scotland) | 26th March 1992 | 1992/334 |
| Sch. 12 (Scotland) | 25th September 1991 | 1991/2092 |
| Sch. 13 (partially) (Scotland) | | |
| Sch. 13 (partially) (Scotland) | 13th October 1991 | 1991/2272 |
| Sch. 13 (partially) (Scotland) | 26th March 1992 | 1992/334 |
| Sch. 14 (England and Wales) | 25th September 1991 | 1991/2067 |
| Sch. 15 (partially) (England and Wales) | | |
| Sch. 15 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2728 |
| Schs.16 and 17 (Scotland) | 25th September 1991 | 1991/2092 |
| Sch. 18 (partially) (England and Wales) | 25th September 1991 | 1991/2067 |
| Sch. 18 (partially) (Scotland) | 25th September 1991 | 1991/2092 |
| Sch. 18 (so far as not yet in force) (England and Wales) | 2nd January 1992 | 1991/2728 |

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| <i>Provision</i> | <i>Date of Commencement</i> | <i>S.I. No.</i> |
|---|-----------------------------|---------------------------|
| Sch. 19 (partially) (England, Wales and Scotland) | 25th September 1991 | 1991/2067 |
| Sch. 19 (partially) (Scotland) | 25th September 1991 | 1991/2092 |
| Sch. 19 (partially) (England and Wales) | 2nd January 1992 | 1991/2905 |
| Sch. 19 (partially) (England and Wales) | 10th February 1992 | 1991/2905 |
| Sch. 19 (partially) (Scotland) | 26th March 1992 | 1992/334 |
| Sch. 19 (partially) (England and Wales) | 6th April 1992 | 1992/665 |