



Historic Environment (Wales) Act 2023

2023 asc 3

PART 2

MONUMENTS OF SPECIAL HISTORIC INTEREST

CHAPTER 5

ENFORCEMENT OF CONTROLS RELATING TO SCHEDULED MONUMENTS

Injunctions

- 42 Injunction to restrain unauthorised works or failure to comply with condition of consent**
- (1) The Welsh Ministers may apply to the High Court or the county court for an injunction restraining—
 - (a) an actual or expected breach of section 11 (requirement for works to be authorised) in relation to a scheduled monument or land in, on or under which there is a scheduled monument, or
 - (b) an actual or expected failure to comply with a condition of scheduled monument consent for works to a scheduled monument.
 - (2) The Welsh Ministers may make an application whether or not they have exercised or are proposing to exercise any of their other powers under this Part.
 - (3) The court may grant an injunction on any terms it considers appropriate for the purpose of restraining the breach.