



# Historic Environment (Wales) Act 2023

2023 asc 3

## PART 2

### MONUMENTS OF SPECIAL HISTORIC INTEREST

#### CHAPTER 7

##### GENERAL

PROSPECTIVE

#### *Urgent works for preservation of scheduled monument*

#### **61 Works for preservation of scheduled monument in cases of urgency**

- (1) If it appears to the Welsh Ministers that any works to which section 11 (requirement for works to be authorised) applies are urgently necessary for the preservation of a scheduled monument, they may enter the site of the monument and carry out those works.
- (2) Before exercising the power in subsection (1) the Welsh Ministers must give at least 7 clear days' written notice to every owner and occupier of the monument.
- (3) Where the Welsh Ministers carry out works under this section for repairing any damage to a scheduled monument—
  - (a) any compensation order previously made in respect of that damage under Chapter 2 of Part 7 of the Sentencing Code in favour of any other person is enforceable (so far as not already complied with) as if it had been made in favour of the Welsh Ministers, and
  - (b) any such order subsequently made in respect of that damage must be made in favour of the Welsh Ministers.

---

**Status:** This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** There are currently no known outstanding effects for the Historic Environment (Wales) Act 2023. Cross Heading: Urgent works for preservation of scheduled monument. (See end of Document for details)

---

- (4) Where works are carried out under this section, the works are to be treated as authorised works for the purposes of Chapter 3 (control of works affecting scheduled monuments).

---

**Commencement Information**

- II** S. 61 not in force at Royal Assent, see [s. 212\(2\)](#)

**Status:**

This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Historic Environment (Wales) Act 2023,  
Cross Heading: Urgent works for preservation of scheduled monument.