



# Historic Environment (Wales) Act 2023

2023 asc 3

## PART 3

### BUILDINGS OF SPECIAL ARCHITECTURAL OR HISTORIC INTEREST

#### CHAPTER 2

##### CONTROL OF WORKS AFFECTING LISTED BUILDINGS

*Dealing with applications for consent*

PROSPECTIVE

#### **94 Reference of application to Welsh Ministers**

- (1) The Welsh Ministers may direct a planning authority to refer an application for listed building consent to them for determination instead of dealing with the application itself.
- (2) A direction may relate to a particular application, or to applications in relation to buildings specified in the direction.
- (3) A planning authority must refer an application to which a direction under this section applies to the Welsh Ministers.
- (4) A planning authority must refer an application for listed building consent to the Welsh Ministers for determination, without being directed to do so, if the consent is sought in consequence of proposals included in an application for an order under section 1 or 3 of the [Transport and Works Act 1992 \(c. 42\)](#) (orders relating to construction or operation of railways, tramways, inland waterways etc.).
- (5) Chapter 2 of Part 5 makes provision about the procedure for the consideration of applications referred to the Welsh Ministers under this section.

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*Status:* This version of this provision is prospective.

*Changes to legislation:* There are currently no known outstanding effects for the  
Historic Environment (Wales) Act 2023, Section 94. (See end of Document for details)

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(6) The decision of the Welsh Ministers on an application is final.

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**Commencement Information**

**II** S. 94 not in force at Royal Assent, see [s. 212\(2\)](#)

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