



Countryside Act 1968

1968 CHAPTER 41

Supplemental

42 Wardens.

- (1) A local planning authority whose area consists of or includes the whole or any part of a National Park may appoint such number of persons as may appear to the authority to be necessary or expedient to act as wardens as respects any land within the National Park to which section 193 of the ^{M1}Law of Property Act 1925 (common land) for the time being applies, ^{F1}
- (2) Before a local planning authority first exercise their powers under subsection (1) above as respects any land, they shall, if practicable, consult the person entitled to the soil of the land.
- (3) The foregoing subsections shall be construed as one with section 92 of the Act of 1949 and shall be subject to subsection (4) of that section (saving for interests of landowners).
- (4) The purposes for which wardens may be appointed by an authority under the said section 92 (as amended by this Act) as respects any land or waters are—
 - (a) to secure compliance with any byelaws, with [^{F2}section 87 of the Environmental Protection Act 1990] and with any requirements imposed by or under section 193 of the Law of Property Act 1925,
 - (b) to advise and assist the public, and
 - (c) to perform such other duties (if any) in relation to the land or waters as the authority may determine.

This subsection shall have effect in substitution for subsection (2) of the said section 92.

Textual Amendments

- F1** Words in s. 42(1) repealed (1.4.1997) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1997/2650, art. 2, **Sch.**

Changes to legislation: There are currently no known outstanding effects for the Countryside Act 1968, Section 42. (See end of Document for details)

F2 Words in s. 42(4)(a) substituted (1. 4. 1991) by virtue of Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(1), **Sch. 15 para. 11**; S.I. 1991/1042, **art. 2(1)**.

Marginal Citations

M1 1925 c. 20.

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