



# Local Government Act 1972

## 1972 CHAPTER 70

### PART XII

#### MISCELLANEOUS AND GENERAL

##### *Inquiries*

#### **250 Power to direct inquiries.**

- (1) Where any Minister is authorised by this Act to determine any difference, to make or confirm any order, to frame any scheme, or to give any consent, confirmation, sanction or approval to any matter, or otherwise to act under this Act, and where the Secretary of State is authorised to hold an inquiry, either under this Act or under any other enactment relating to the functions of a local authority, he may cause a local inquiry to be held.
- (2) For the purpose of any such local inquiry, the person appointed to hold the inquiry may by summons require any person to attend, at a time and place stated in the summons, to give evidence or to produce any documents in his custody or under his control which relate to any matter in question at the inquiry, and may take evidence on oath, and for that purpose administer oaths, <sup>F1</sup> . . . :

Provided that—

- (a) no person shall be required, in obedience to such summons, to attend to give evidence or to produce any such documents, unless the necessary expenses of his attendance are paid or tendered to him; and
  - (b) nothing in this section shall empower the person holding the inquiry to require the production of the title, or of any instrument relating to the title, of any land not being the property of a local authority.
- (3) Every person who refuses or deliberately fails to attend in obedience to a summons issued under this section, or to give evidence, or who deliberately alters, suppresses, conceals, destroys, or refuses to produce any book or other document which he is required or is liable to be required to produce for the purposes of this section, shall be

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liable on summary conviction to a fine not exceeding [<sup>F2</sup>level 3 on the standard scale] or to imprisonment for a term not exceeding six months, or to both.

- (4) Where a Minister causes an inquiry to be held under this section, the costs incurred by him in relation to the inquiry <sup>F3</sup> . . . shall be paid by such local authority or party to the inquiry as he may direct, and the Minister may cause the amount of the costs so incurred to be certified, and any amount so certified and directed to be paid by any authority or person shall be recoverable from that authority or person by the Minister summarily as a civil debt.
- (5) The Minister causing an inquiry to be held under this section may make orders as to the costs of the parties at the inquiry and as to the parties by whom the costs are to be paid, and every such order may be made a rule of the High Court on the application of any party named in the order.
- (6) This section shall extend to local inquiries held by the Secretary of State under the provisions of the <sup>M1</sup>Local Government Act 1929 or the <sup>M2</sup>Ferries (Acquisition by Local Authorities) Act 1919.

#### Textual Amendments

- F1** Words repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\), s. 1\(1\), Sch. 1 Pt. IV](#)
- F2** Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\), ss. 38, 46](#)
- F3** Words repealed by [Housing and Planning Act 1986 \(c. 63, SIF 81:1\), ss. 24\(3\), 39\(4\), 49\(2\), 53\(2\), Sch. 12 Pt. III](#)

#### Modifications etc. (not altering text)

- C1** S. 250 modified by [Local Government \(Miscellaneous Provisions\) Act 1976 \(c. 57, SIF 81:1\), s. 14\(7\)](#)  
S. 250: duty to apply imposed (1.4.1998) by 1997 c. 46, s. 13(9), [Sch. 1 para. 7\(1\)\(c\)](#); S.I. 1998/631, [art. 2\(1\)\(a\), Sch. 1](#)  
S. 250 extended (1.10.1998) by 1975 c. 70, s. 21A, [Sch. 4 Pt. IV para. 21](#) (as inserted (1.10.1998) by 1998 c. 38, s. 127, [Sch. 13 para. 3](#) (with ss. 139(2), 143(2)); S.I. 1998/2244, [art. 4](#))  
S. 250 amended (1.7.1999) by S.I. 1999/672, [art. 2, Sch. 1](#)  
S. 250 applied (1.4.2000) by 1999 c. 27, [s. 15\(4\)](#); S.I. 1999/2169, [art. 4\(2\), Sch. 3](#); S.I. 1999/2815, [art. 3](#)  
S. 250 modified (3.7.2000) by 1990 c. 8, [s. 322B\(2\)-\(7\)](#) (as inserted (3.7.2000) by 1999 c. 29, s. 345 (with [Sch. 12 para. 9\(1\)](#))); S.I. 2000/801, [art. 2\(2\)\(c\), Sch. Pt. 3](#)
- C2** S. 250(1) saved by Health and Safety at Work etc. Act 1974 (c. 37), [s. 45\(2\)](#) and by Control of Pollution Act 1974 (c. 40), [s. 96\(2\)](#)
- C3** S. 250(2)(3): power to apply (with modifications) conferred (3.11.2008 for specified purposes and otherwise 1.12.2008) by 1996 c. 16 s. 84(4) (as substituted by [Criminal Justice and Immigration Act 2008 \(c. 4\), ss. 126, 153, Sch. 22 para. 8\(3\)](#)); S.I. 2008/2712, [art. 2, Sch. 16\(c\)](#) (subject to arts. 3, 4); S.I. 2008/2993, [art. 2\(c\)\(h\)\(i\)](#) (subject to art. 3)
- C4** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), [reg. 22\(3\), Sch. 1 para. 4\(3\)](#)
- C5** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), [reg. 107\(2\)](#)
- C6** S. 250(2)-(5) applied (16.5.2008) by The London Gateway Port Harbour Empowerment Order 2008 (S.I. 2008/1261), [art. 68](#)
- C7** S. 250(2)-(5) applied (1.4.2009) by Health and Social Care Act 2008 (c. 14), [ss. 75\(4\), 170](#) (with s. 96); S.I. 2009/462, [art. 2, Sch. 1 para. 26](#)
- C8** S. 250(2) applied with modifications by [Mental Health Act 1983 \(c. 20, SIF 85\), s. 125\(2\)](#) and by [Road Traffic Regulation Act 1984 \(c. 27, SIF 107:1\), s. 43, Sch 4 para. 4\(1\), 16\(2\)](#)

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- S. 250(2) applied by Police Act 1964 (c. 48, SIF 95), **Sch. 5 para 3(7)** as inserted by Police and Criminal Evidence Act 1984 (c. 60, SIF 95), **s. 103(2)** and by Parliamentary Constituencies Act 1986 (c. 56, SIF 89), **ss. 6(5)(6), 9(2)**
- S. 250(2) applied by S.I. 1987/2095, **art. 22** and by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 16(2), 24, 28, 42, 49, 54, 83, Sch. 2 Pt. II para. 9(1)(a), Sch. 7 para. 8(5)**
- C9** S. 250(2) extended by Cycle Tracks Act 1984 (c. 38, SIF 59), **s. 3(5)**
- C10** S. 250(2)(3) applied (1.4.1998) by 1997 c. 50, **s. 79(3)**; S.I. 1998/354, **art. 2(1)(2)(an)**
- S. 250(2)(3) applied (1.12.1998) by 1998 c. 38, s. 2, **Sch. 1 para. 6(5)** (with **ss. 139(2), 143(2)**); S.I. 1998/2789, **art. 2**
- S. 250(2)(3) applied (with modifications) (1.4.1999) by S.I. 1999/818, **rule 8(2)**
- S. 250(2)(3) applied (1.2.2001 (E.) and 1.8.2001 (W.) for certain purposes and 18.2001 (W.) for certain purposes) by 2000 c. 38, **ss. 170(6), 185(6), 275(1)** (with s. 196); S.I. 2001/57, **art. 3(2), Sch. 3 Pt. I; S.I. 2001/2788, art. 2 Sch. 1**
- S. 250(2)(3) applied (E.) (14.12.2001) by S.I. 2001/3743, **regs. 1(1), 12**
- S. 250(2)(3) applied (with modifications) (15.11.2004) by Children Act 2004 (c. 31), **s. 3(8)**
- S. 250(2)(3) applied (26.8.2005) by S.I. 2005/2222, **art. 42, Sch. 14 para. 14(3)** (with **arts. 45(1), 48, Sch. 10 paras. 21, 29**)
- S. 250(2)(3) applied by Government of Wales Act 2006 (c. 32), **ss. 2, 161, Sch. 1 para. 4(6)** (with **Sch. 11 para. 22**), the amending provision coming into force immediately after "the 2007 election" (held on 3.5.2007) subject to s. 161(4)(5) of the amending Act, which provides for certain provisions to come into force for specified purposes immediately after the end of "the initial period" (which ended with the day of the first appointment of a First Minister on 25.5.2007) - see **ss. 46, 161(1)(4)(5)** of the amending Act.
- C11** S. 250(2)(3) power to apply (with modifications) (9.3.2004) conferred by 1987 c. 4, s. 4A(4) (as inserted by 2002 c. 30, **ss. 79(2), 108(2)-(5)**; S.I. 2004/636, **art. 2**)
- C12** S. 250(2)(3) modified (prosp.) by 1964 c. 48, **s. 37(4)** (as substituted (prosp.) by 1994 c. 29, **ss. 19(1), 94(1)**) (which substituting section was repealed (22.8.1996) by 1996 c. 16, **ss. 103(3), 104(1), Sch. 9 Pt. I**)
- C13** S. 250(2)(3)(5) applied (with modifications) (1.4.1992) by S.I. 1992/664, **regs. 11(16), 26(1), 27(4), 29(5), 30(3), Sch. 9 para. 9**
- C14** S. 250(2)-(5) applied (with modifications) by Water Act 1973 (c. 37), **ss. 2(8), 12(11), 36(3), Sch. 2 para. 15(2), Sch. 4 Pt. II para. 10, Sch. 7 para. 23** and by Control of Pollution Act 1974 (c. 40), **s. 96(2)**; applied by Hallmarking Act 1973 (c. 43), **s. 20(1)(a)**, Slaughterhouses Act 1974 (c. 3), **ss. 18(5), 31(2)** and Health and Safety at Work etc. Act 1974 (c. 37), **s. 45(2)**
- S. 250(2)-(5) applied (with modifications) by Water Act 1989 (c. 15, SIF 130), **ss. 51, 58(7), 69, 101(1), 111, 141(6), 160(1)(2)(4), 163, 181, 189(4)-(10), 190, 193(1), Sch. 8 para. 2(10), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58**
- S. 250(2)-(5) applied by S.I. 1987/2095, **art. 22** and by Electricity Act 1989 (c. 29, SIF 44:1), **ss. 62(2)**
- S. 250(2)-(5) applied by Norfolk and Suffolk Broads Act 1988 (c. 4, SIF 81:1), **ss. 10, 23(2), 24(4), 27(2), Sch. 5 para. 13(12)**, by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 252(6), 320(2)** and by Food Safety Act 1990 (c. 16, SIF 53:1, 2), **ss. 42(2)(5), 54**
- S. 250(2)-(5) applied (with modifications) by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 79, 101(4), 175, 195, 208, Sch. 6 para. 6(4), Sch. 8 para. 5(4)** and by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 6(8), **Sch. 1 para. 3(4)**
- S. 250(2)-(5) applied (with modifications) by Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9, SIF 123:1), **ss. 22(4), 40(3), Sch. 3 para. 6(4)** and (1.6.1992) by Planning (Hazardous Substances) Act 1990 (c. 10, SIF 123:1), s. 21(8), **Sch. para. 6(4)**; S.I. 1992/725, **art. 3**
- S. 250(2)-(5) applied (1.4.1991) by Local Authority Social Services Act 1970 (c. 42, SIF 81:3), **s. 7C(2)** (as inserted (1.4.1991) by National Health Service and Community Care Act 1990 (c. 19, SIF 113:2), **s. 50**)
- S. 250(2)-(5) applied by Water Industry Act 1991 (c. 56, SIF 130), **ss. 215(2)(3), 223** (with **ss. 82(3), 186(1), 222(1), Sch. 14, para. 6**)
- S. 250(2)-(5) applied (12.3.1991) by S.I. 1991/993, **art. 28**

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- S. 250(2)-(5) applied (14.10.1991) by Children Act 1989 (c. 41, SIF 20), **ss. 81(4)**; S.I.1991/828,art. 3(2)
- S. 250(2)-(5) applied (1.12.1991) by Water Resources Act 1991 (c. 57, SIF 130), **ss. 215(1)**, 225 (with ss. 16(6), 105(4), 113(4), 179, 223(3), Sch. 22 para. 1)
- S. 250(2)-(5) applied (with modifications) (16.3.1992) by Midland Metro Act 1992 (c. vii), **s.27**
- S. 250(2)-(5) applied (1.1.1993) by New Roads and Street Works Act 1991 (c. 22), ss. 101(4), 102(6), **Sch. 5 para. 4(1)** (with s. 167(4)(5)(6)); S.I. 1992/2984, art. 2(2), **Sch. 2**
- S. 250(2)-(5) applied (with modifications) (1.1.1993) by Transport and Works Act 1992 (c. 42), **s. 11(5)**; S.I. 1992/2784, art. 2(a), **Sch.1**
- S. 250(2)-(5) applied (with modifications) (8.7.1994) by S.I. 1994/1693, **art. 21**
- S. 250(2)-(5) applied (21.7.1994) by 1994 c. xv, **ss. 58(11)**
- S. 250(2)-(5) applied (with modifications) (1.11.1994) by S.I. 1994/2733, **art. 27**
- S. 250(2)-(5) applied (with modifications) (13.4.1995) by S.I. 1995/1063, **art. 24**
- S. 250(2)-(5) applied (with modifications) (28.6.1995) by 1995 c. iii, **s. 22(2)**
- S. 250(2)-(5) applied (1.4.1996) by 1990 c. 43, **Sch. 1 Pt. II para. 8(4)** (as inserted (1.4.1996) by 1995 c. 25, s. 120(1), **Sch. 22 para. 93(5)** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**)
- S. 250(2)-(5) applied (with modifications) (1.4.1996) by 1995 c. 25, **s. 53(2)** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**
- S. 250(2)-(5) applied (with modifications) (1.4.1996) by 1995 c. 25, s. 114(4), **Sch. 20 para. 5(1)** (with ss. 7(6), 115, 117); S.I. 1996/186, **art. 3**
- S. 250(2)-(5) applied (27.5.1997 for certain purposes) by 1997 c. 8, ss. 70(4), 278(2), **Sch. 7 para. 8(6)** (with ss. 64, 219)
- S. 250(2)-(5) applied (1.6.1997) by S.I. 1997/1160, **reg. 9(5)**
- S. 250(2)-(5) applied (28.7.1998) by 1998 c. iv, **s. 38(2)**
- S. 250(2)-(5) applied (25.11.1998 for certain purposes, otherwise 3.7.2000) by 1998 c. 45, **s. 25(5)**; S.I. 1998/2952, **art. 2(2)**; S.I. 2000/1173, **art. 2(2)(c)**
- S. 250(2)-(5) applied (1.12.1998) by 1998 c. 38, **s. 35(2)** (with ss. 139(2), 143(2)); S.I. 1998/2789, **art. 2**
- S. 250(2)-(5) applied (8.7.1999) by S.I. 1999/2513, **arts. 1(1)**, 26 (with art. 25)
- S. 250(2)-(5) applied (1.2.2000) by S.I. 1999/3445, **reg. 9(5)**
- S. 250(2)-(5) applied (with modifications) (1.8.2000) by S.I. 2000/1973, reg. 27(10), **Sch. 8 para. 4(10)**
- S. 250(2)-(5) applied (1.8.2000) by S.I. 2000/2103, **art. 25**
- S. 250(2)-(5) applied (with modifications) (30.1.2001) by 1981 c. 69, **s. 28F(10)** (as inserted (30.1.2001) by 2000 c. 37, ss. 75(1), 103(2), **Sch. 9 para. 1**)
- S. 250(2)-(5) applied (with modifications) (30.1.2001) by 2000 c. 37, **ss. 7(2)-(4)**, 103(2) (with s. 43)
- S. 250(2)-(5) applied (with modifications) (30.1.2001) by 2000 c. 37, ss. 8(2), 103(2), **Sch. 3 para. 5** (with s. 43)
- S. 250(2)-(5) applied (with modifications) by 1980 c. 66, s. 2B (as inserted (12.2.2003 (E.) for certain purposes, 15.7.2005 (W.) for certain purposes, 11.5.2006 (W.) for remaining purposes) by 2000 c. 37, ss. 57, 103(3), Sch. 6 para. 23(8); S.I. 2003/272, **art. 2(p)**; S.I. 2005/1314, **art. 3(d)(viii)(gg)**; S.I. 2006/1279, **art. 2(I)(n)**)
- S. 250(2)-(5) applied (with modifications) (12.2.2003 (E.) for certain purposes and 31.5.2005 (W.) for certain purposes and 21.5.2007 (E.) insofar as not already in force) by 1980 c. 66, Sch. 12ZA para. 7 (12.2.2003 (E.) for certain purposes and 31.5.2005 (W.) for certain purposes and 21.5.2007 (E.) insofar as not already in force) by 2000 c. 37, ss. 57, 103(3), Sch. 6 para. 24; S.I. 2003/272, **art 2(q)**; S.I. 2005/1314, **art. 2(b)(vii)**; S.I. 2007/1493, **art. 2**
- S. 250(2)-(5) applied (with modifications) (E.) (1.2.2002) by S.I. 2001/3966, **regs. 1**, 15(9)
- S. 250(2)-(5) applied (with modifications) (1.4.2002 for E., and 1.4.2002, 30.1.2003, 1.4.2004 and 7.7.2004 for W., for certain purposes) by 2000 c. 14, **ss. 10(5)**, 122; S.I. 2001/3852, **art. 3(7)(e)** (subject to transitional provisions in art. 3(2), Sch. 1 (as amended by S.I. 2001/4150, S.I. 2002/1493, S.I. 2002/1790, S.I. 2002/2001, S.I. 2002/3210, S.I. 2005/3397)); S.I. 2002/920, **art. 3(3)(a)** (subject

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- to transitional provisions in arts. 2, 3(2), Schs. 1-3); S.I. 2003/152, **art. 2**; S.I. 2004/1015, **art. 2**; S.I. 2004/1730, **art. 2**
- S. 250(2)-(5) applied by Greenham and Crookham Commons Act 2002 (c. i), **s. 36(2)** (with ss. 38, 39) (coming into force in accordance with s. 1(2)-(4) of the amending Act)
- S. 250(2)-(5) applied (with modifications) (W.) (19.8.2002) by S.I. 2002/2127, **regs. 15(9)**, 17
- S. 250(2)-(5) applied (with modifications) (1.4.2003) by S.I. 2003/164, **reg. 11(8)**
- S. 250(2)-(5) applied (with modifications) (31.12.2003) by S.I. 2003/3311, **reg. 28, Sch. 3 para. 4(5)**
- S. 250(2)-(5) applied (1.4.2004 for E.) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), **ss. 134(5)**, 199; S.I. 2004/759, **art. 3(1)**
- S. 250(2)-(5) applied (1.4.2004) by Health and Social Care (Community Health and Standards) Act 2003 (c. 43), **ss. 135(4)**, 199; S.I. 2004/759, **art. 4(2)(a)**
- S. 250(2)-(5) applied (22.7.2004) by Fire and Rescue Services Act 2004 (c. 21), **s. 56**
- S. 250(2)-(5) applied (with modifications) (2.8.2004) by S.I. 2004/1769, **reg. 17(2)(a)**
- S. 250(2)-(5) applied (with modifications) (15.11.2004) by Children Act 2004 (c. 31), **s. 4(7)**
- S. 250(2)-(5) applied (with modifications) (21.4.2005) by S.I. 2005/925, **reg. 34(3), Sch. 3 para. 4(5)(6)** (with **reg. 3**)
- S. 250(2)-(5) applied (1.10.2005) by Energy Act 2004 (c. 20), **ss. 95, 198(2), Sch. 16 para. 6(9)(a)**; S.I. 2005/877, **art. 2(2), Sch. 2**
- S. 250(2)-(5) applied (with modifications) (1.10.2005) by S.I. 2005/1905, **reg. 5(2)**
- S. 250(2)-(5) applied (with modifications) (1.10.2006 for E.) by S.I. 2006/2362, **reg. 33(12)**
- C15** S. 250(2)-(5) extended (1.11.1996) by 1996 c. 56, **ss. 507(2)**, 583(2) (with s. 1(4), Sch. 39)
- C16** S. 250(2) modified (1.4.2004) by The Ministry of Defence Police Appeal Tribunals Regulations 2004 (S.I. 2004/652), **reg. 11**
- C17** S. 250(2)-(5) applied (with modifications) (13.2.2004 for E. and 31.5.2005 for W.) by 1981 c. 69, Sch. 15 para. 10A (as inserted by 2000 c. 37, **ss. 51, 103, Sch. 5 para. 11(8)**); S.I. 2004/292, **art. 2(d)(iii)** (with **art. 3(2)**); S.I. 2005/1314, **art. 2(a)(iii)**
- C18** S. 250(2)-(5) applied (with modifications) (1.4.2007) by The Water Resources Management Plan Regulations 2007 (S.I. 2007/727), **reg. 5(2)**
- C19** S. 250(2)-(5) applied (with modifications) (1.5.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (England and Northern Ireland) Regulations 2007 (S.I. 2007/1067), **reg. 29(2)**
- C20** S. 250(2)-(5) applied (24.6.2007) by The Marine Works (Environmental Impact Assessment) Regulations 2007 (S.I. 2007/1518), **regs. 21, 22(a)(iv), Sch. 5 para. 6(1)**
- C21** S. 250(2)-(5) applied (with modifications) (W.) (28.9.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (Wales) Regulations 2007 (S.I. 2007/2610), **reg. 29**
- C22** S. 250(2)-(5) applied (with modifications) (W.) (31.10.2007) by The Environmental Impact Assessment (Agriculture) (Wales) Regulations 2007 (S.I. 2007/2933), **reg. 31(10)**
- C23** S. 250(2)-(5) applied (with modifications) (29.12.2007) by The Maryport Harbour Revision Order 2007 (S.I. 2007/3463), **art. 69** (with **arts. 78, 80, 81**)
- C24** S. 250(2)-(5) applied (with modifications) (6.4.2008) by The Environmental Permitting (England and Wales) Regulations 2007 (S.I. 2007/3538), **regs. 31(5), 62(5), Sch. 6 para. 5(6)** (with **reg. 72, Sch. 4**)
- C25** S. 250(2)-(5) applied (with modifications) (17.9.2009) by The Aviation Greenhouse Gas Emissions Trading Scheme Regulations 2009 (S.I. 2009/2301), **reg. 37(3), Sch. 3 para. 4(5)**
- C26** S. 250(2)-(5) applied (with modifications) (31.12.2009) by The Greenhouse Gas Emissions Data and National Implementation Measures Regulations 2009 (S.I. 2009/3130), **reg. 7(4), Sch. 1 para. 3(10)**
- C27** S. 250(2)-(5) applied (with modifications) by 1949 c. 97, Sch. 1A para. 13(3) (as inserted (12.11.2009 for certain purposes and 12.1.2010 otherwise) by 2009 c. 23, **ss. 302(2), 324(1)(2), Sch. 19** (with s. 308))
- C28** S. 250(2)-(5) applied (W.) (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), **ss. 29(4)**, 53(2); S.I. 2009/3272, **art. 3, Sch. 2**
- C29** S. 250(2)-(5) applied (6.4.2011) by Marine and Coastal Access Act 2009 (c. 23), **ss. 70(3)**, 324(3) (with **ss. 76-81, 111**); S.I. 2011/556, **art. 3(2)(a)**



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- C30** S. 250(2)-(5) applied (with modifications) (6.4.2011) by Marine and Coastal Access Act 2009 (c. 23), **ss. 161**, 324(3) (with **ss. 172(3)**, 185); S.I. 2011/556, **art. 3(2)(a)**
- C31** S. 250(2)-(5) applied (1.4.2010) by The Conservation of Habitats and Species Regulations 2010 (S.I. 2010/490), **regs. 1(2)**, **130(2)**, **Sch. 1 para. 4(3)** (with **reg. 125**)
- C32** S. 250(2)-(5) applied (with modifications) (6.4.2010) by The Environmental Permitting (England and Wales) Regulations 2010 (S.I. 2010/675), **reg. 1(1)(b)**, **Sch. 6 para. 5(6)** (with **reg. 1(2)**, **Sch. 4**)
- C33** S. 250(2)(3) applied (1.2.2011) by The River Mersey (Mersey Gateway Bridge) Order 2011 (S.I. 2011/41), **art. 1**, **Sch. 11 para. 12(3)** (with **art. 51**, **Sch. 10 paras. 6885**)
- C34** S. 250(2)-(5) applied (with modifications) (1.4.2011) by Marine and Coastal Access Act 2009 (c. 23), **ss. 161**, 324(3) (with **ss. 172(3)**, 185); S.I. 2011/556, **art. 2(2)(c)**
- C35** S. 250(2)-(5) applied (6.4.2011) by Marine and Coastal Access Act 2009 (c. 23), **ss. 70(3)**, 324(3) (with **ss. 76-81**, 111); S.I. 2011/556, **art. 3(2)(a)**
- C36** S. 250(2)-(5) applied (with modifications) (with application in accordance with **reg. 2 11** of the amending S.I.) by The Marine Licensing (Licence Application Appeals) Regulations 2011 (S.I. 2011/934), **regs. 1(b)**, **18(1)(2)**
- C37** S. 250(2)-(5) applied (with modifications) (6.4.2011) by The Marine Licensing (Appeals Against Licensing Decisions) (Wales) Regulations 2011 (S.I. 2011/925), **regs. 1(2)**, **18(1)(2)**
- C38** S. 250(2)-(5) applied (16.1.2012) by The Portsmouth (Continental Ferry Port Berth 2 Extension) Harbour Revision Order 2011 (S.I. 2011/3032), **arts. 1(1)**, **24** (with **arts. 21-23**)
- C39** S. 250(2)-(5) applied (with modifications) (1.3.2012) by The Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003 (S.I. 2003/164), **regs. 1(1)**, **11(8)**
- C40** S. 250(2)(3) applied by 1990 c. 9, **Sch. 3 para. 6(4A)** (as inserted (6.9.2015 for specified purposes, 1.3.2016 in so far as not already in force) by Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 5 para. 22(b)**; S.I. 2016/52, **art. 4(g)** (with **art. 17**))
- C41** S. 250(2)(3) applied by 1990 c. 8, s. 320(2) (as amended) (6.9.2015 for specified purposes, 1.3.2016 in so far as not already in force) by Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 5 para. 12(3)**; S.I. 2016/52, **art. 4(a)** (with **art. 17**)
- C42** S. 250(2)(3) applied by 1990 c. 8, **Sch. 8 para. 5(4)** (as amended) (6.9.2015 for specified purposes, 5.5.2017 in so far as not already in force) by Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 5 para. 18(c)**; S.I. 2017/546, **art. 3(e)**
- C43** S. 250(2)(3) applied by 1990 c. 8, **Sch. 4 para. 6(4A)** (as inserted (6.9.2015 for specified purposes, 1.3.2016 in so far as not already in force) by Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 5 para. 16(2)(b)**; S.I. 2016/52, **art. 4(b)** (with **art. 17**))
- C44** S. 250(2)(3) applied by 1990 c. 10, **Sch. para. 6(4A)** (as inserted (6.9.2015 for specified purposes, 1.3.2016 in so far as not already in force) by Planning (Wales) Act 2015 (anaw 4), s. 58(2)(b)(4)(b), **Sch. 5 para. 26(b)**; S.I. 2016/52, **art. 4(k)** (with **art. 17**))
- C45** S. 250(2)(3) applied by 1990 c. 8, s. 252(6D) (as inserted (W.) (1.3.2016) by The Developments of National Significance (Specified Criteria and Prescribed Secondary Consents) (Wales) Regulations 2016 (S.I. 2016/53), **regs. 1(1)**, **16(3)**)
- C46** S. 250(2)(3) applied by 1979 c. 46, **Sch. A2 para. 4(2)** (as inserted (21.3.2016 for specified purposes, 31.5.2017 in so far as not already in force) by Historic Environment (Wales) Act 2016 (anaw 4), s. 41(1)(c)(3), **Sch. 1**; S.I. 2017/633, **art. 5(e)**)
- C47** S. 250(2)(3) applied by 1972 c. 70, **Sch. 1B para. 4(2)** (as inserted (21.3.2016 for specified purposes, 31.5.2017 in so far as not already in force) by Historic Environment (Wales) Act 2016 (anaw 4), s. 41(1)(c)(3), **Sch. 2**; S.I. 2017/633, **art. 5(f)**)
- C48** S. 250(2)-(5) applied (with modifications) (1.1.2017) by The Environmental Permitting (England and Wales) Regulations 2016 (S.I. 2016/1154), **reg. 1(1)**, **Sch. 6 para. 5(6)** (with **regs. 1(3)**, 77-79, **Sch. 4**)
- C49** S. 250(2)-(5) applied (with modifications) (W.) (16.5.2017) by The Environmental Impact Assessment (Agriculture) (Wales) Regulations 2017 (S.I. 2017/565), **regs. 1(3)**, **31(11)** (with **reg. 3**)
- C50** S. 250(2)-(5) applied (30.11.2017) by The Conservation of Habitats and Species Regulations 2017 (S.I. 2017/1012), **regs. 1(2)**, **137(2)**
- C51** S. 250(2)-(5) applied (30.11.2017) by The Conservation of Habitats and Species Regulations 2017 (S.I. 2017/1012), **reg. 1(2)**, **Sch. 1 para. 4(3)**

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- C52** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), reg. 22(3), **Sch. 1 para. 4(3)**
- C53** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 107(2)**
- C54** S. 250(2)-(5) applied (16.5.2008) by The London Gateway Port Harbour Empowerment Order 2008 (S.I. 2008/1261), **art. 68**
- C55** S. 250(2)-(5) applied (1.4.2009) by Health and Social Care Act 2008 (c. 14), **ss. 75(4)**, 170 (with s. 96); S.I. 2009/462, **art. 2**, Sch. 1 para. 26
- C56** S. 250(3) applied (with modifications) by Mental Health Act 1983 (c. 20, SIF 85), **s. 125(2)** and by Road Traffic Regulation Act 1984 (c. 27, SIF 107:1), s. 43, Sch. 4 para. 4(1), **16(2)**  
S. 250(3) applied by Police Act 1964 (c. 48, SIF 95), **Sch. 5 para. 3(7)** as inserted by Police and Criminal Evidence Act 1984 (c. 60, SIF 95), **s. 103(2)** and by Parliamentary Constituencies Act 1986 (c. 56, SIF 89), **ss. 6(5)(6)**, 9(2)  
S. 250(3) applied by S.I. 1987/2095, **art. 22** and by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 16(2)**, 24, 28, 42, 49, 54, 83, Sch. 2 Pt. II para. 9(1)(a), **Sch. 7 para. 8(5)**  
S. 250(3) applied (21.7.1994) by 1994 c. xv, **s. 80(1)**
- C57** S. 250(3) extended by Cycle Tracks Act 1984 (c. 38, SIF 59), **s. 3(5)**
- C58** S. 250(3) modified (1.4.2004) by The Ministry of Defence Police Appeal Tribunals Regulations 2004 (S.I. 2004/652), **reg. 11**
- C59** S. 250(2)-(5) applied (with modifications) (1.4.2007) by The Water Resources Management Plan Regulations 2007 (S.I. 2007/727), **reg. 5(2)**
- C60** S. 250(2)-(5) applied (with modifications) (1.5.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (England and Northern Ireland) Regulations 2007 (S.I. 2007/1067), **reg. 29(2)**
- C61** S. 250(2)-(5) applied (24.6.2007) by The Marine Works (Environmental Impact Assessment) Regulations 2007 (S.I. 2007/1518), **regs. 21** 22(a)(iv), {Sch. 5 para. 6(1)}
- C62** S. 250(2)-(5) applied (with modifications) (W.) (28.9.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (Wales) Regulations 2007 (S.I. 2007/2610), **reg. 29**
- C63** S. 250(2)-(5) applied (with modifications) (W.) (31.10.2007) by The Environmental Impact Assessment (Agriculture) (Wales) Regulations 2007 (S.I. 2007/2933), **reg. 31(10)**
- C64** S. 250(2)-(5) applied (with modifications) (29.12.2007) by The Maryport Harbour Revision Order 2007 (S.I. 2007/3463), **art. 69** (with arts. 78, 80, 81)
- C65** S. 250(2)-(5) applied (with modifications) (6.4.2008) by The Environmental Permitting (England and Wales) Regulations 2007 (S.I. 2007/3538), **regs. 31(5)**, 62(5), **Sch. 6 para. 5(6)** (with reg. 72, Sch. 4)
- C66** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 22(3)**, {Sch. 1 para. 4(3)}
- C67** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 107(2)**
- C68** S. 250(2)-(5) applied (16.5.2008) by The London Gateway Port Harbour Empowerment Order 2008 (S.I. 2008/1261), **art. 68**
- C69** S. 250(2)-(5) applied (1.4.2009) by Health and Social Care Act 2008 (c. 14), **ss. 75(4)**, 170 (with s. 96); S.I. 2009/462, **art. 2**, Sch. 1 para. 26
- C70** S. 250(4) applied (with modifications) by Mental Health Act 1983 (c. 20, SIF 85), **s. 125(2)**; and by Road Traffic Regulation Act 1984 (c. 27, SIF 107:1), s. 43, Sch. 4 paras. 4(1), **16(2)**; and by S.I. 1986/1858, **reg. 2**  
S. 250(4) applied (21.7.1994) by 1994 c. xv, **s. 80(1)(2)**  
S. 250(4) applied (with modifications) (1.2.2000) by S.I. 1999/3445, **regs. 1(1)**, **9(5)**
- C71** S. 250(4) extended by Cycle Tracks Act 1984 (c. 38, SIF 59), **s. 3(5)**
- C72** S. 250(4)(5) applied (with modifications) (1.1.1993) by Transport and Works Act 1992 (c. 42), **s. 11(6)**; S.I. 1992/2784, **art. 2(a)**, **Sch. 1**
- C73** S. 250(4)(5) modified (3.7.2000) by 1990 c. 8, **s. 252(6A)(a)(b)** (as inserted (3.7.2000) by 1999 c. 29, s. 270, Sch. 22 paras. 2, 7(9) (with **Sch. 12 para. 9(1)**)); S.I. 2000/801, **art. 2(2)(c)**, **Sch. Pt. 3**

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- C74** S. 250(2)-(5) applied (with modifications) (1.4.2007) by The Water Resources Management Plan Regulations 2007 (S.I. 2007/727), **reg. 5(2)**
- C75** S. 250(2)-(5) applied (with modifications) (1.5.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (England and Northern Ireland) Regulations 2007 (S.I. 2007/1067), **reg. 29(2)**
- C76** S. 250(2)-(5) applied (24.6.2007) by The Marine Works (Environmental Impact Assessment) Regulations 2007 (S.I. 2007/1518), regs. 21, 22(a)(iv), **Sch. 5 para. 6(1)**
- C77** S. 250(2)-(5) applied (with modifications) (W.) (28.9.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (Wales) Regulations 2007 (S.I. 2007/2610), **reg. 29**
- C78** S. 250(2)-(5) applied (with modifications) (W.) (31.10.2007) by The Environmental Impact Assessment (Agriculture) (Wales) Regulations 2007 (S.I. 2007/2933), **reg. 31(10)**
- C79** S. 250(2)-(5) applied (with modifications) (29.12.2007) by The Maryport Harbour Revision Order 2007 (S.I. 2007/3463), **art. 69** (with arts. 78, 80, 81)
- C80** S. 250(2)-(5) applied (with modifications) (6.4.2008) by The Environmental Permitting (England and Wales) Regulations 2007 (S.I. 2007/3538), regs. 31(5), 62(5), **Sch. 6 para. 5(6)** (with reg. 72, Sch. 4)
- C81** S. 250(4) applied (with modifications) by 1990 c. 8, s. 322(1B)(1C) (as inserted (1.10.2013) by Growth and Infrastructure Act 2013 (c. 27), **ss. 2(2)**, 35(1); S.I. 2013/2143, art. 2(b))
- C82** S. 250(4) applied (with modifications) by 1990 c. 8, s. 322A(3)(4) (as inserted (1.10.2013) by Growth and Infrastructure Act 2013 (c. 27), **ss. 2(3)**, 35(1); S.I. 2013/2143, art. 2(b))
- C83** S. 250(4) modified by 1990 c. 8, s. 320(3) (as inserted (1.10.2013) by Growth and Infrastructure Act 2013 (c. 27), **ss. 2(1)**, 35(1); S.I. 2013/2143, art. 2(b))
- C84** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 22(3)**, **Sch. 1 para. 4(3)**
- C85** S. 250(2)-(5) applied (30.10.1994) by The Conservation (Natural Habitats, &c.) Regulations 1994 (S.I. 1994/2716), **reg. 107(2)**
- C86** S. 250(5) applied (with modifications) (1.3.2010) by Planning Act 2008 (c. 29), **ss. 113(9)(10)**, 241(8) (with s. 226); S.I. 2010/101, **art. 3(d)** (with art. 6)
- C87** S. 250(5) applied (with modifications) (1.3.2010) by Planning Act 2008 (c. 29), **ss. 95(4)(5)**, 241(8) (with s. 226); S.I. 2010/101, **art. 3(d)** (with art. 6)
- C88** S. 250(2)-(5) applied (16.5.2008) by The London Gateway Port Harbour Empowerment Order 2008 (S.I. 2008/1261), **art. 68**
- C89** S. 250(2)-(5) applied (1.4.2009) by Health and Social Care Act 2008 (c. 14), **ss. 75(4)**, 170 (with s. 96); S.I. 2009/462, **art. 2**, Sch. 1 para. 26
- C90** S. 250(5) applied (with modifications) by Mental Health Act 1983 (c. 20, SIF 85), **s. 125(2)**, by Road Traffic Regulation Act 1984 (c. 27, SIF 107:1), s. 43, Sch. 4 paras. 4(1), **16(2)** and S.I. 1986/1858, **reg. 2**  
S. 250(5) applied (1.6.1992) by Planning (Hazardous Substances) Act 1990 (c. 10, SIF 123:1), s. 21(8), **Sch. para. 6(8)**; S.I. 1992/725, **art. 3**  
S. 250(5) applied (21.7.1994) by 1994 c. xv, **s. 80(1)**
- C91** S. 250(5) extended by Cycle Tracks Act 1984 (c. 38, SIF 59), **s. 3(5)** and extended (24.8.1990) by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 322(2)**, 337(2) and Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9, SIF 123:1), ss. 22(4), 40(3), **Sch. 3 para. 6(8)**
- C92** S. 250(2)-(5) applied (with modifications) (1.4.2007) by The Water Resources Management Plan Regulations 2007 (S.I. 2007/727), **reg. 5(2)**
- C93** S. 250(2)-(5) applied (with modifications) (1.5.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (England and Northern Ireland) Regulations 2007 (S.I. 2007/1067), **reg. 29(2)**
- C94** S. 250(2)-(5) applied (24.6.2007) by The Marine Works (Environmental Impact Assessment) Regulations 2007 (S.I. 2007/1518), **regs. 21** 22(a)(iv), {Sch. 5 para. 6(1)}
- C95** S. 250(2)-(5) applied (with modifications) (W.) (28.9.2007) by The Environmental Impact Assessment and Natural Habitats (Extraction of Minerals by Marine Dredging) (Wales) Regulations 2007 (S.I. 2007/2610), **reg. 29**



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- C96** S. 250(2)-(5) applied (with modifications) (W.) (31.10.2007) by [The Environmental Impact Assessment \(Agriculture\) \(Wales\) Regulations 2007 \(S.I. 2007/2933\)](#), **reg. 31(10)**
- C97** S. 250(2)-(5) applied (with modifications) (29.12.2007) by [The Maryport Harbour Revision Order 2007 \(S.I. 2007/3463\)](#), **art. 69** (with arts. 78, 80, 81)
- C98** S. 250(2)-(5) applied (with modifications) (6.4.2008) by [The Environmental Permitting \(England and Wales\) Regulations 2007 \(S.I. 2007/3538\)](#), regs. 31(5), 62(5), **Sch. 6 para. 5(6)** (with reg. 72, Sch. 4)
- C99** S. 250(5) applied by 1981 c. 77, **s. 5(4)** (as inserted (25.6.2013) by [Growth and Infrastructure Act 2013 \(c. 27\)](#), **ss. 3, 35(1)**; S.I. 2013/1488, art. 3(b) (with **art. 8(1)**))
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#### **Marginal Citations**

- M1** 1929 c. 17.  
**M2** 1919 c. 75.

**Status:**

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