



# Town and Country Planning Act 1990

## 1990 CHAPTER 8

### PART I

#### PLANNING AUTHORITIES

#### **2 Joint planning boards**

- (1) If it appears to the Secretary of State that it is expedient that a joint board should be established as the county planning authority for the areas or parts of the areas of any two or more county councils or as the district planning authority for the areas or parts of the areas of any two or more district councils, he may by order—
  - (a) constitute those areas or parts as a united district for the purposes of this Act; and
  - (b) constitute a joint board (in this Act referred to as a “joint planning board”) as the county planning authority or, as the case may be, the district planning authority for that united district.
- (2) The Secretary of State shall not make such an order except after holding a local inquiry unless all the councils concerned have consented to the making of the order.
- (3) Where a joint planning board is constituted for a united district, references in the planning Acts to the area of a local planning authority—
  - (a) in relation to the board, shall be construed as references to that district; and
  - (b) in relation to any local planning authority being the council of a county or district of which part (but not the whole) is included in the united district, shall be construed as references to so much of the county or district as is not so included.
- (4) A joint planning board constituted by an order under subsection (1) shall consist of such number of members as may be determined by the order, to be appointed by the constituent councils.
- (5) A joint planning board so constituted shall be a body corporate, with perpetual succession and a common seal.

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*Status: This is the original version (as it was originally enacted).*

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- (6) An order constituting a joint planning board and any order amending or revoking any order constituting a joint planning board—
- (a) may, without prejudice to the provisions of section 241 of the Local Government Act 1972 (which authorises the application of the provisions of that Act to joint boards), provide for regulating the appointment, tenure of office and vacation of office of members of the board, for regulating the meetings and proceedings of the board, and for the payment of the expenses of the board by the constituent councils;
  - (b) may provide for the transfer and compensation of officers, the transfer of property and liabilities, and the adjustment of accounts and apportionment of liabilities;
  - (c) may contain such other provisions as appear to the Secretary of State to be expedient for enabling the board to exercise their functions; and
  - (d) may apply to the board, with any necessary modifications and adaptations, any of the provisions of sections 102 and 103 of the Local Government Act 1972.
- (7) This section shall have effect subject to sections 5 to 9 of this Act and Part I of Schedule 17 to the Local Government Act 1972 (joint planning boards and special planning boards for National Parks).