



Planning (Listed Buildings and Conservation Areas) Act 1990

CHAPTER 9

PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990

PART I

LISTED BUILDINGS

CHAPTER 1

LISTING OF SPECIAL BUILDINGS

- 1 Listing of buildings of special architectural or historic interest.
- 2 Publication of lists.
- 3 Temporary listing: building preservation notices.
- 4 Temporary listing in urgent cases.
- 5 Provisions applicable on lapse of building preservation notice.
- 6 Issue of certificate that building not intended to be listed.

CHAPTER II

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Control of works in respect of listed buildings

- 7 Restriction on works affecting listed buildings.
- 8 Authorisation of works: listed building consent.
- 9 Offences.

Status: Point in time view as at 01/10/2011.

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Applications for listed building consent

- 10 Making of applications for listed building consent.
- 11 Certificates as to applicant's status etc.
- 12 Reference of certain applications to Secretary of State.
- 13 Duty to notify Secretary of State of applications.
- 14 Duty of London borough councils to notify Commission.
- 15 Directions concerning notification of applications etc.
- 16 Decision on application.

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- 17 Power to impose conditions on grant of listed building consent.
- 18 Limit of duration of listed building consent.
- 19 Application for variation or discharge of conditions.

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- 20 Right to appeal against decision or failure to take decision.
- 20A Appeal made: functions of local planning authorities
- 21 Appeals: supplementary provisions.
- 22 Determination of appeals.

Revocation and modification of consent

- 23 Revocation and modification of listed building consent by local planning authority.
- 24 Procedure for s. 23 orders: opposed cases.
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- 26 Revocation and modification of listed building consent by the Secretary of State.

CHAPTER III

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- 27 Compensation for refusal of consent to alteration, etc. of listed building.
- 28 Compensation where listed building consent revoked or modified.
- 29 Compensation for loss or damage caused by service of building preservation notice.
- 30 Local planning authorities for compensation purposes.
- 31 General provisions as to compensation for depreciation under this Part.

Listed building purchase notices

- 32 Purchase notice on refusal or conditional grant of listed building consent.
- 32A Purchase notices: Crown land
- 33 Action by council on whom listed building purchase notice served.
- 34 Procedure on reference of listed building purchase notice to Secretary of State.
- 35 Action by Secretary of State in relation to listed building purchase notice.

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- 36 Effect of Secretary of State's action in relation to listed building purchase notice.
- 37 Reduction of compensation on acquisition where s. 28 compensation payable.

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- 41 Determination of appeals under s. 39.
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- 43 Offence where listed building enforcement notice not complied with.
- 44 Effect of listed building consent on listed building enforcement notice.
- 44A Injunctions.
- 45 Commission to have concurrent enforcement functions in London.
- 46 Enforcement by the Secretary of State.

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- 47 Compulsory acquisition of listed building in need of repair.
- 48 Repairs notice as preliminary to acquisition under s. 47.
- 49 Compensation on compulsory acquisition of listed building.
- 50 Minimum compensation in case of listed building deliberately left derelict.
- 51 Ending of rights over land compulsorily acquired.

Acquisition by agreement

- 52 Acquisition of land by agreement.

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- 53 Management of listed buildings acquired under this Act.

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- 54 Urgent works to preserve unoccupied listed buildings.
- 55 Recovery of expenses of works under s. 54.
- 56 Dangerous structure orders in respect of listed buildings.

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- 57 Power of local authority to contribute to preservation of listed buildings etc.
- 58 Recovery of grants under s. 57.

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- 59 Acts causing or likely to result in damage to listed buildings.

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CHAPTER VI

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- 61 Exceptions for ancient monuments etc.

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- 62 Validity of certain orders and decisions.
- 63 Proceedings for questioning validity of other orders, decisions and directions.
- 64 Validity of listed building enforcement notices.
- 65 Appeals to High Court relating to listed building enforcement notices.

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- 66 General duty as respects listed buildings in exercise of planning functions.
- 67 Publicity for applications affecting setting of listed buildings.
- 68 Reference to Commission of planning applications involving listed buildings in Greater London.

PART II

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- 69 Designation of conservation areas.
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- 72 General duty as respects conservation areas in exercise of planning functions.
- 73 Publicity for applications affecting conservation areas.

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- 74 Control of demolition in conservation areas.
- 75 Cases in which s. 74 does not apply.
- 76 Urgent works to preserve unoccupied buildings in conservation areas.

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- 78 Recovery of grants under s. 77.

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- 79 Town scheme agreements.
- 80 Grants for repairing of buildings in town schemes.

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90 Financial provisions.

PART IV

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93 Regulations and orders.

94 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Buildings Formerly Subject to Building Preservation Orders

1 Subject to paragraph 2, every building which immediately before 1st...

2 (1) The Secretary of State may at any time direct,...

3 In the case of a building to which paragraph 1...

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SCHEDULE 2 — Lapse of Building Preservation Notices

- 1 This Schedule applies where a building preservation notice ceases to...
- 2 The fact that the notice has ceased to be in...
- 3 Any proceedings on or arising out of an application for...
- 4 (1) Any listed building enforcement notice served by the local...

SCHEDULE 3 — Determination of Certain Appeals by Person Appointed by Secretary of State

Determination of appeals by appointed person

- 1 (1) The Secretary of State may by regulations prescribe the...

Powers and duties of appointed person

- 2 (1) An appointed person shall have the same powers and...

Determination of appeals by Secretary of State

- 3 (1) The Secretary of State may, if he thinks fit,...
- 4 (1) The Secretary of State may by a further direction...

Appointment of another person to determine appeal

- 5 (1) At any time before the appointed person has determined...

Local inquiries and hearings

- 6 (1) Whether or not the parties to an appeal have...
- 6A (1) If the Secretary of State is considering giving a...

Supplementary provisions

- 7 (1) The Tribunals and Inquiries Act 1992 shall apply to...

Local inquiries: Wales

- 8 (1) This paragraph applies in relation to a local inquiry...

SCHEDULE 4 — Further Provisions as to exercise of functions by different authorities

- 1 (1) Subsection (3) of section 1 of the principal Act...
- 2 Subject to sections . . . 4A, 6, 7, 8...
- 3 Where an application for listed building consent under section 10...
- 4 (1) Subject to sections . . ., 6, 7, 8...
- 5 For the purposes of sections 3 and 4, 7 to...
- 6 The validity of any consent or determination granted or made...
- 7 (1) The Secretary of State may from time to time...

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