

Changes to legislation: Housing and Planning Act 2016, SCHEDULE 19 is up to date with all changes known to be in force on or before 11 August 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 19

Section 206

AMENDMENTS TO DO WITH SECTIONS 203 AND 204

Welsh Development Agency Act 1975 (c. 70)

- 1 (1) Schedule 4 to the Welsh Development Agency Act 1975 is amended as follows.
- (2) Omit paragraph 6 and the italic heading before it.
- (3) In paragraph 9 omit sub-paragraph (a).

Commencement Information

- II** Sch. 19 para. 1 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

Local Government, Planning and Land Act 1980 (c. 65)

- 2 (1) Schedule 28 to the Local Government, Planning and Land Act 1980 is amended as follows.
- (2) In paragraph 6—
 - (a) in sub-paragraph (1), after “work on land” insert “ in Scotland ”;
 - (b) omit sub-paragraph (1A);
 - (c) in sub-paragraph (2), omit “or (1A)”;
 - (d) in sub-paragraph (4)—
 - (i) omit “or (1A)”;
 - (ii) omit “section 7 or 10 of the Compulsory Purchase Act 1965 (or”
 - (iii) omit “, or use of,”;
 - (e) in sub-paragraph (7)—
 - (i) for “at the suit (or in Scotland at the instance)” substitute “ at the instance ”;
 - (ii) omit “or 1A”.
- (3) In paragraph 7, for sub-paragraph (11) substitute—

“(11) Nothing in this paragraph shall be construed as authorising any act or omission on the part of an urban development corporation or local highway authority, or of any body corporate, in contravention of any limitation imposed by law on its capacity by virtue of the constitution of the corporation, authority or body.”
- (4) In paragraph 9, for sub-paragraph (3) substitute—

“(3) Nothing in this paragraph shall be construed as authorising any act or omission on the part of an urban development corporation or local highway

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authority, or of any body corporate, in contravention of any limitation imposed by law on its capacity by virtue of the constitution of the corporation, authority or body.”

Commencement Information

I2 [Sch. 19 para. 2](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

New Towns Act 1981 (c. 64)

3 The New Towns Act 1981 is amended as follows.

Commencement Information

I3 [Sch. 19 para. 3](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

4 Omit section 19.

Commencement Information

I4 [Sch. 19 para. 4](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

5 In section 20, for subsection (10) substitute—

“(10) Nothing in this section shall be construed as authorising any act or omission on the part of a development corporation or local highway authority, or of any body corporate, in contravention of any limitation imposed by law on their capacity by virtue of the constitution of the corporation, authority or body.”

Commencement Information

I5 [Sch. 19 para. 5](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

6 In section 21, for subsection (3) substitute—

“(3) Nothing in this section shall be construed as authorising any act or omission on the part of a development corporation or local highway authority, or of any body corporate, in contravention of any limitation imposed by law on their capacity by virtue of the constitution of the corporation, authority or body.”

Commencement Information

I6 [Sch. 19 para. 6](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

Housing Act 1988 (c. 50)

7 (1) Schedule 10 to the Housing Act 1988 is amended as follows.

(2) Omit paragraph 5 and the italic heading before it.

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(3) In paragraph 6, for sub-paragraph (11) substitute—

“(11) Nothing in this paragraph shall be construed as authorising any act or omission on the part of a housing action trust, or of any body corporate, in contravention of any limitation imposed by law on its capacity by virtue of the constitution of the trust or body.”

(4) In paragraph 7, for sub-paragraph (3) substitute—

“(3) Nothing in this paragraph shall be construed as authorising any act or omission on the part of a housing action trust, or of any body corporate, in contravention of any limitation imposed by law on its capacity by virtue of the constitution of the trust or body.”

Commencement Information

I7 Sch. 19 para. 7 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

Town and Country Planning Act 1990 (c. 8)

8 The Town and Country Planning Act 1990 is amended as follows.

Commencement Information

I8 Sch. 19 para. 8 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

9 Omit section 237.

Commencement Information

I9 Sch. 19 para. 9 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

10 In section 245(4), omit paragraph (a).

Commencement Information

I10 Sch. 19 para. 10 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

11 In section 246(2), for “237” substitute “ 238 ”.

Commencement Information

I11 Sch. 19 para. 11 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

Greater London Authority Act 1999 (c. 29)

12 (1) Section 333ZB of the Greater London Authority Act 1999 is amended as follows.

(2) For subsection (1) substitute—

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“(1) Schedule 3 to the Housing and Regeneration Act 2008 (powers in relation to land acquired by the Homes and Communities Agency) applies in relation to the Authority and land held by it for the purposes of housing or regeneration as it applies in relation to the Homes and Communities Agency and its land.”

(3) In subsection (2)—

- (a) insert “, and ” at the end of paragraph (a);
- (b) omit paragraph (aa) and the “and” at the end of it.

(4) In the heading, omit “acquired or”.

Commencement Information

I12 Sch. 19 para. 12 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m) (with reg. 10)

Planning Act 2008 (c. 29)

13 The Planning Act 2008 is amended as follows.

Commencement Information

I13 Sch. 19 para. 13 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

14 In section 194, omit subsection (1).

Commencement Information

I14 Sch. 19 para. 14 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

15 Omit Schedule 9.

Commencement Information

I15 Sch. 19 para. 15 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m)

Housing and Regeneration Act 2008 (c. 17)

16 In Schedule 3 to the Housing and Regeneration Act 2008, omit Part 1.

Commencement Information

I16 Sch. 19 para. 16 in force at 13.7.2016 by S.I. 2016/733, reg. 3(m) (with reg. 10)

Localism Act 2011 (c. 20)

17 In section 208 of the Localism Act 2011, for subsection (1) substitute—

“(1) Schedule 3 to the Housing and Regeneration Act 2008 (powers, in relation to land of the Homes and Communities Agency, to extinguish public rights of way, and in relation to burial grounds and consecrated land) applies in

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relation to an MDC and its land as it applies in relation to the Homes and Communities Agency and its land.”

Commencement Information

I17 [Sch. 19 para. 17](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

Infrastructure Act 2015 (c. 7)

18 In section 32 of the Infrastructure Act 2015, omit subsections (6), (7), (8) and (10).

Commencement Information

I18 [Sch. 19 para. 18](#) in force at 13.7.2016 by [S.I. 2016/733](#), [reg. 3\(m\)](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 172(1)(a) words renumbered as s. 172(1)(a) by [2017 c. 20 s. 26\(8\)\(a\)\(i\)](#)
- s. 172(1)(b) inserted by [2017 c. 20 s. 26\(8\)\(a\)\(ii\)](#)