



Town and Country Planning Act 1962

1962 CHAPTER 38 10 and 11 Eliz 2

PART III

PLANNING CONTROL

Additional powers of control

30 Building preservation orders

- (1) Subject to the provisions of this and the next following section, if it appears to a local planning authority that it is expedient to make provision for the preservation of any building of special architectural or historic interest in their area, they may for that purpose make an order (in this Act referred to as a “building preservation order”) restricting the demolition, alteration or extension of the building.
- (2) A building preservation order shall not be made in respect of—
 - (a) an ecclesiastical building which is for the time being used for ecclesiastical purposes, or
 - (b) a building which is the subject of a scheme or order under the enactments for the time being in force with respect to ancient monuments, or
 - (c) a building for the time being included in a list of monuments published by the Minister of Works under any such enactment,and a building preservation order shall not be made so as to affect the powers of the Minister of Works under any such enactment.
- (3) A building preservation order shall not take effect until it is confirmed by the Minister, and the Minister may confirm any such order either without modification or subject to such modifications as he considers expedient.
- (4) A local planning authority shall not make a building preservation order, and the Minister shall not confirm such an order, unless satisfied that the execution of the works specified in the order would seriously affect the character of the building.
- (5) Provision may be made by a building preservation order—

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

- (a) for requiring the consent of the local planning authority to be obtained for the execution of works of any description specified in the order, and
- (b) for applying, in relation to such consent and to applications for such consent, any of the provisions of this Act falling within subsection (2) of the last preceding section, subject to such adaptations and modifications as may be specified in the order.