

## 1974 No. 596

TOWN AND COUNTRY PLANNING,  
ENGLAND AND WALES

## The Town and Country Planning General Regulations 1974

<i>Made - - - -</i>	<i>27th March 1974</i>
<i>Laid before Parliament</i>	<i>29th March 1974</i>
<i>Coming into Operation</i>	<i>1st April 1974</i>

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The Secretary of State for the Environment and the Secretary of State for Wales in exercise of the powers conferred on them by sections 164, 169, 170, 180, 187, 188, 189, 193, 194 and 283 of the Town and Country Planning Act 1971(a) and section 78 of the Land Compensation Act 1973(b) and of all other powers enabling them in that behalf, and the Secretary of State for the Environment also in exercise of the powers conferred on him by sections 46, 91, 177, 201, 212, 219, 270, 287 and 290 of the Town and Country Planning Act 1971 and of all other powers enabling him in that behalf, hereby make the following regulations:—

### PART I

#### TITLE, COMMENCEMENT AND INTERPRETATION

##### *Citation and commencement*

1. These regulations may be cited as the Town and Country Planning General Regulations 1974 and shall come into operation on 1st April 1974.

##### *Interpretation*

2.—(1) In these regulations, except so far as the context otherwise requires—

“the Act” means the Town and Country Planning Act 1971;

“the Common Council” means the Common Council of the City of London;

“listed building” has the same meaning as in Part IV of the Act;

“local authority” means the council of a county or district, the Common Council, the Greater London Council, the council of a London borough and any other authority (except the Receiver for the Metropolitan Police District) who are a local authority within the meaning of the Local Loans Act 1875(c), and includes any drainage board and any joint board or joint committee if all the constituent authorities are local authorities within the meaning of that Act;

“local planning authority” means the council of a county, district or London borough, the Greater London Council and the Common Council.

(2) The Interpretation Act 1889(d) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

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(a) 1971 c. 78.  
(c) 1875 c. 83.

(b) 1973 c. 26.  
(d) 1889 c. 63.

## PART II

## DEVELOPMENT BY LOCAL PLANNING AUTHORITIES

*Development Permissions**Application of Part III of the Act*

## 3. In relation to—

- (a) development by a local authority, being a local planning authority (other than the Greater London Council, the council of a London borough, the Common Council or, as respects land any part of which is within a National Park, a district council) of land within their area which is vested in them;
- (b) development by a local authority (other than the Greater London Council, the council of a London borough, the Common Council or, as respects land, any part of which is within a National Park, a district council) of land within their area, being development in respect of which they exercise the functions of local planning authority;
- (c) development by the Greater London Council which by virtue of paragraph 3 of Schedule 3 to the Act is deemed to be development by that council of land in respect of which they are the local planning authority;
- (d) development by the Greater London Council or the Inner London Education Authority of land in Greater London which is vested in the Council;
- (e) development by the council of a London borough or the Common Council of land in their area which is vested in the corporation of the borough or the City, as the case may be, or development in respect of which the council are the local planning authority by virtue of paragraph 2 of Schedule 3 to the Act;

the provisions of Part III of the Act specified in Part V of Schedule 21 to the Act shall have effect subject to the exceptions and modifications prescribed in regulations 4 to 9; and in this part of these regulations “the appropriate Part III provisions” means the provisions of Part III specified in the said Schedule.

*Deemed permission and applications to the Secretary of State*

## 4.—(1) Subject to the provisions of regulation 6, and 7 where the authority—

- (a) require a permission for the development of land which is not granted by a development order (other than a permission for development which does not accord with the provisions of the development plan or consists in or includes works for the alteration or extension of a listed building) and
- (b) resolve, by a resolution which is expressed to be passed for the purpose of this regulation, to carry out that development,

that permission shall, subject to the provisions of regulations 6 to 9, be deemed to be granted by the Secretary of State unless in the case of any particular development the Secretary of State requires the authority to make an application to him for permission.

(2) If the Secretary of State requires the authority to make an application for permission in accordance with the preceding paragraph, or if the authority seek a

permission for development which consists in or includes works for the alteration or extension of a listed building, the application shall be made in the form of an application to the local planning authority, and shall be deemed to have been referred to the Secretary of State under section 35 of the Act, and the provisions of that section shall apply to the determination of the application by the Secretary of State.

(3) A permission deemed to be granted by virtue of paragraph (1) of this regulation shall be treated for all purposes of the Act as a permission granted by a planning decision given on an application, and as if it had been granted on the date of the authority's resolution to carry out the development.

(4) For the purposes of this regulation, development which does not accord with the development plan shall not include such development for which the local planning authority may grant permission by virtue of a development order or a direction given by the Secretary of State thereunder.

#### *Register of applications*

5. Where permission is deemed to be granted by virtue of paragraph (1) of regulation 4, section 34 of the Act (which provides for the keeping of a register with respect to applications for permission) shall apply as if the resolution passed by the authority were an application for planning permission made to the local planning authority and the deemed planning permission were granted on that application; and where an application falls to be made under the provisions of paragraph (2) of regulation 4, the said section 34 shall apply to that application.

#### *Industrial development*

6.—(1) No permission shall be deemed to be granted by virtue of paragraph (1) of regulation 4 in a case where an industrial development certificate issued under section 67 of the Act would be required if an application had to be made under sections 25 and 31 of the Act, unless prior to the date of the authority's resolution to carry out the development, the Secretary of State has issued an industrial development certificate in respect of such development; and any planning permission deemed to be granted under regulation 4(1) in respect of such development shall be deemed to have been granted subject to any conditions which may have been attached to such certificate.

(2) Where an application falls to be made under the provisions of regulation 4, the application shall be accompanied by an industrial development certificate issued under section 67 of the Act in any case where such a certificate would have been required if the application had been made to the local planning authority under sections 25 and 31 of the Act.

#### *Office development*

7. No permission shall be deemed to be granted by virtue of paragraph (1) of regulation 4 in a case where an office development permit issued under section 74 of the Act would be required if an application had to be made to the local planning authority under sections 25 and 31 of the Act, unless prior to the date of the authority's resolution to carry out the development, the Secretary of State has issued an office development permit in respect of such development; and any planning permission deemed to have been granted under regulation 4(1) in respect of such development shall be deemed to have been granted subject to any conditions which may be attached to such permit.

*Consultation and furnishing of information*

8.—(1) The authority shall consult with, furnish information to, and notify the terms of any permission granted or deemed to be granted under regulation 4 to any other authority or person in any case where, if an application had been made to them in respect of the development, they would have been required to do so.

(2) A county or district planning authority shall in every case before passing a resolution under regulation 4(1) or making an application under regulation 4(2) consult with any other county or district planning authority, as the case may be, for the area in which the land or any part thereof is situated.

(3) The Greater London Council shall in every case consult with the Common Council or with the council of the London borough in which the land or any part thereof is situate.

(4) The council of a London borough or the Common Council shall consult with the Greater London Council in any case where, if an application had been made in respect of the development, it would have been dealt with by the Greater London Council (by virtue of regulations made by the Secretary of State under paragraph 3 of Schedule 3 to the Act) or the council would have been required (by regulations made by the Secretary of State under paragraph 7 of Schedule 3 to the Act) to refer it to the Greater London Council.

(5) Where under this regulation the authority are required to consult with any other authority or person, they shall give notice to that authority or person that a proposal to carry out the development is to be considered, and shall not resolve to carry out the development except after 21 days from the giving of the notice and after taking into account any representations received from that authority or person.

*Directions to local planning authority*

9. In any case in which directions have been given to the local planning authority restricting the grant of permission by them, the authority shall observe the terms of those directions in relation to any development projected by them, or shall make an application for permission to the Secretary of State, accompanied by particulars identifying the directions, and paragraph (2) of regulation 4 shall apply to the application as if the Secretary of State had required it to be made.

*Supplementary Provisions**Other consents*

10. Where an authority require any consent or approval of a local planning authority under any provisions of the Act specified in Part V of Schedule 21 to the Act, other than a permission for development, and that authority are themselves the local planning authority by whom such consent or approval would be given, the application shall be made to the Secretary of State and his decision thereon shall be final and shall take the place of the decision of the local planning authority.

*Savings*

11. Any application, reference, representation or notice made or given under Part III of the Town and Country Planning General Regulations 1969(a) which

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(a) S.I. 1969/286 (1969 I, p. 766).

at the coming into operation of these regulations is outstanding shall have effect as if made or given and shall be determined under and in accordance with this part of these regulations.

### PART III

#### GENERAL

##### *Claims for compensation and purchase notices*

**12.**—(1) A claim for compensation made to a local planning authority under sections 164, 165, 169, 170, 177, 187 or 212 of the Act, or a purchase notice served on the council of a district or London borough or on the Common Council under sections 180, 188, 189 or 191 of the Act, shall be in writing and shall be served on that authority or council by delivering it at the offices of the authority or council, or by sending it by pre-paid post.

(2) The time within which any such claim or notice as is mentioned in paragraph (1) of this regulation shall be served shall be—

- (a) in the case of a claim for compensation, 6 months; and
- (b) in the case of a purchase notice, 12 months,

from the date of the decision in respect of which the claim or notice is made or given:

Provided that the period may be extended by the Secretary of State in any particular case.

##### *Marking of certain notices and documents*

**13.** The manner in which a notice or document such as is referred to in subsection (2) of section 283 of the Act shall be marked in order that it shall be deemed to be duly served under head (b) of that subsection shall be by inscribing clearly and legibly upon the notice or document, and upon the envelope containing it, the words “Important—This Communication affects your property”.

##### *Application of the Public Health Act 1936 to enforcement notices*

**14.** The provisions of sections 276, 289 and 294 of the Public Health Act 1936(a) shall apply in relation to steps required to be taken by an enforcement notice, or by a notice under section 65 of the Act, as if—

- (a) references to a local authority were references to a local planning authority;
- (b) references (in whatever form) to the execution of works under the said Act of 1936 were references to the taking of steps required to be taken under the notice;
- (c) references in the said section 289 to the occupier were references to a person having an interest in the premises other than the owner; and
- (d) the reference in the said section 294 to “expenses under this Act” were a reference to expenses incurred in the taking of such steps as aforesaid.

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(a) 1936 c. 49.

*Concurrent procedure for acquisition of land and extinguishment of rights of way*

**15.—(1)** Where under section 112 of the Act a compulsory purchase order for the acquisition of any land has been made by a local authority and submitted to the Secretary of State in accordance with the provisions of the Acquisition of Land (Authorisation Procedure) Act 1946(a), or where any land has been acquired by a local authority under section 119 of the Act, the succeeding provisions of this regulation shall apply in relation to the extinguishment of public rights of way over such land and the acquisition of land for the provision of alternative rights of way.

(2) The Secretary of State may on or after any such submission or acquisition publish in accordance with the provisions of section 215(1) of the Act notice of an order proposed to be made under section 214 of the Act relating to the extinguishment of any such right of way.

(3) On or after the publication of any such notice, the Secretary of State may prepare in draft or a local highway authority may make a compulsory purchase order under section 218(1) of the Act for the acquisition of land for providing an alternative right of way.

(4) Any other proceedings required to be taken in connection with the making of an order under section 214 of the Act may be taken concurrently with the proceedings required to be taken in connection with such an order as is mentioned in paragraph (1) of this regulation and any other proceedings for the making or confirmation of such a compulsory purchase order as is referred to in paragraph (3) of this regulation may be taken concurrently with either or both of the said proceedings:

Provided that:—

- (a) no such order under section 214 shall be made until the land over which the right of way subsists has been acquired by the local authority; and
- (b) no such compulsory purchase order as is referred to in paragraph (3) of this regulation shall be made by the Secretary of State or confirmed, until the original right of way has been extinguished by an order under section 214.

*Notices and counter-notices relating to planning blight*

**16.** The forms set out in Schedule 1 hereto or forms substantially to the like effect are the prescribed forms of blight notice for the purposes of sections 193 and 201 of the Act and section 78 of the Land Compensation Act 1973 and of counter-notice for the purposes of section 194 of the Act.

*Advertisement and notice of unopposed order revoking or modifying planning permission*

**17.** The advertisement, for the purposes of section 46(2) of the Act, of an order made under section 45 of the Act shall be in the form set out in Form 1 of Schedule 2 to these regulations or a form substantially to the like effect; and the notice required to be served by section 46(3) of the Act shall be in the form set out in Form 2 of that Schedule or a form substantially to the like effect.

*Revocation and savings*

18. The Town and Country Planning General Regulations 1969 are hereby revoked, but without prejudice to the validity of anything done thereunder before the date of the coming into operation of these regulations, and subject to the savings in regulation 11 hereof.

## SCHEDULE 1

Regulation 16

## FORM 1

TOWN AND COUNTRY PLANNING ACT 1971  
LAND COMPENSATION ACT 1973*Blight Notice*

To (a)  
at (b)  
[I] [We]\* (c)

pursuant to the provisions of section 193(1) of the Town and Country Planning Act 1971 (hereinafter called "the Act of 1971") HEREBY GIVE YOU NOTICE:—

1. [I am] [We are]\* entitled to the interest set out in the First Schedule hereto in the [hereditament] [agricultural unit]\* described in the Second Schedule hereto.

2. [The] [Part of the]\* [hereditament] [agricultural unit]\* has been included in land falling within paragraph (d) of section 192(1) of the Act of 1971 [as that paragraph is amended or extended by section (e) of the Land Compensation Act 1973]\*.

3. [I] [We]\* have made reasonable endeavours to sell [my] [our]\* interest and in consequence of the fact that [the] [part of the]\* [hereditament] [agricultural unit]\* was or was likely to be comprised in land in one of the descriptions set out in section 192(1) of the Act of 1971 (as amended) [I] [We]\* have been unable to sell that interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the [hereditament] [agricultural unit]\* were, or were likely to be, comprised in such land. Particulars of those endeavours are set out [below] [in the letter accompanying this notice]\*. (f)

4. [My] [Our]\* interest qualifies for protection under sections 192 to 207 of the Act of 1971 because (g)

## EITHER

[the annual value of the hereditament does not exceed the prescribed limit of annual value and [my] [our]\* interest is that of owner-occupier(s) of the hereditament within the meaning of section 203(1) of the Act of 1971.]\*

OR

[[my] [our]\* interest is that of resident owner-occupier(s) of the hereditament within the meaning of section 203(3) of the Act of 1971.]\*

OR

[[my] [our]\* interest is that of owner-occupier(s) of the agricultural unit within the meaning of section 203(2) of the Act of 1971.]\*

\*[5. [The] [The part of the]\* agricultural unit in which [I am] [we are]\* entitled to an interest contains land which does not fall within any of the descriptions set out in section 192(1) of the Act of 1971 (as amended) as well as land which does so and that area which is unaffected is not reasonably capable of being farmed either by itself or in conjunction with other relevant land (within the meaning of section 79(2) of the Land Compensation Act 1973), as a separate agricultural unit.]

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\*Delete where inappropriate.



6. [[I] [We]\* therefore require you to purchase [my] [our]\* interest in the [hereditament] [agricultural unit]\*.]

OR

[[I] [We]\* therefore require you to purchase [my] [our]\* interest in [the whole of the agricultural unit] [the whole of that part of the agricultural unit to which this notice relates]\*.](i)

FIRST SCHEDULE

*Particulars of interest in land, together with the names and addresses of any mortgagees thereof and a note of any other encumbrances thereon.*

SECOND SCHEDULE

*Particulars of the [hereditament] [agricultural unit]\*(j)*

Dated

19 Signed

[On behalf of

]\*

FORM 2

TOWN AND COUNTRY PLANNING ACT 1971  
LAND COMPENSATION ACT 1973

*Mortgagee's Blight Notice*

To (a)  
at (b)  
[[I] [We]\* (c)

pursuant to the provisions of section 201(1) of the Town and Country Planning Act 1971 (hereinafter called "the Act of 1971") HEREBY GIVE YOU NOTICE:—

1. [I am] [We are]\* entitled as mortgagee(s) (by virtue of a power which has become exercisable) to sell the interest (hereinafter called "the said interest") set out in the First Schedule hereto in the [hereditament] [agricultural unit]\* described in the Second Schedule hereto, giving immediate vacant possession of the land.

2. [The] [The part of the]\* [hereditament] [agricultural unit]\* has been included in land falling within paragraph (d) of section 192(1) of the Act of 1971 [as that paragraph is amended or extended by section (e) of the Land Compensation Act 1973].\*

3. [[I] [We]\* have made reasonable endeavours to sell the said interest and in consequence of the fact that [the] [part of the]\* [hereditament] [agricultural unit]\* was or was likely to be comprised in land in one of the descriptions set out in section 192(1) of the Act of 1971 (as amended) [[I] [We]\* have been unable to sell that interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the [hereditament] [agricultural unit]\* were, or were likely to be, comprised in such land. Particulars of those endeavours are set out [below] [in the letter accompanying this notice]\*(f)

4. [I am] [We are]\* entitled to take advantage of the provisions of sections 192 to 207 of the Act of 1971 because (g)

EITHER

[the annual value of the hereditament does not exceed the prescribed limit of annual value and the person entitled (otherwise than as mortgagee) to the said interest *either* is an owner-occupier of the hereditament within the meaning of section 203(1) of the Act *or* was such an owner-occupier on an earlier date not more than six months before the service of this notice, on which earlier date, namely 19 , the particulars in paragraph 2 above were correct in relation to the hereditament (h)]\*

\*Delete where inappropriate.

OR

[the person entitled (otherwise than as mortgagee) to the said interest *either* is a resident owner-occupier of the hereditament within the meaning of section 203(3) of the Act of 1971 *or* was such a resident owner-occupier on an earlier date not more than six months before the service of this notice, on which earlier date, namely 19 , the particulars in paragraph 2 above were correct in relation to the hereditament (h)]\*

OR

[the person entitled (otherwise than as mortgagee) to the said interest *either* is an owner-occupier of the agricultural unit within the meaning of section 203(2) of the Act of 1971 *or* was such an owner-occupier on an earlier date, not more than six months before the service of this notice, on which earlier date, namely 19 , the particulars in paragraph 2 above were correct in relation to the agricultural unit (h)]\*

\*[5. [The] [Part of the]\* agricultural unit in which the said interest is held contains land which does not fall within any of the descriptions set out in section 192(1) of the Act of 1971 (as amended) as well as land which does so and that area which is unaffected is not reasonably capable of being farmed, either by itself or in conjunction with other relevant land (within the meaning of section 79(2) of the Land Compensation Act 1973), as a separate agricultural unit.]

6. [[I] [We]\* therefore require you to purchase the said interest in the [hereditament] [agricultural unit]\*.]

OR

[[I] [We] \*therefore require you to purchase the said interest in [the whole of the agricultural unit] [the whole of that part of the agricultural unit to which this notice relates.]\*](i).

FIRST SCHEDULE

*Particulars of interest in land, together with the names and addresses of any other known mortgagees thereof and a note of any other encumbrances thereon known to the claimant*

SECOND SCHEDULE

*Particulars of the [hereditament] [agricultural unit]\*(j)*

Dated 19 Signed

[On behalf of ]\*

FORM 3

TOWN AND COUNTRY PLANNING ACT 1971  
LAND COMPENSATION ACT 1973

*Personal Representative's Blight Notice*

To (a)  
at (b)  
[I] [We]\* (c)

pursuant to the provisions of section 78(1) of the Land Compensation Act 1973 (hereinafter called "the Act of 1973") HEREBY GIVE YOU NOTICE:—

1. [I am] [We are]\* the personal representative(s) of a person (hereinafter called "the deceased") who at the date of [his] [her]\* death was entitled to the interest set out in the First Schedule hereto in the [hereditament] [agricultural unit]\* described in the Second Schedule hereto.

\*Delete where inappropriate.

2. [The] [Part of the]\* [hereditament] [agricultural unit]\* has been included in land falling within paragraph (d) of section 192(1) of the Town and Country Planning Act 1971 (hereinafter called "the Act of 1971") [as that paragraph is amended or extended by section (e) of the Act of 1973]\* and was so included on the date of death of the deceased.

3. Since the date of death of the deceased [I] [We]\* have made reasonable endeavours to sell [his] [her]\* interest and in consequence of the fact that [the] [part of the]\* [hereditament] [agricultural unit]\* was or was likely to be comprised in land in one of the descriptions set out in section 192(1) of the Act of 1971 (as amended) [I] [We]\* have been unable to sell that interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the [hereditament] [agricultural unit]\* were, or were likely to be, comprised in such land. Particulars of those endeavours are set out [below] [in the letter accompanying this notice]\* (f).

4. The deceased's interest qualified for protection under sections 192 to 207 of the Act of 1971 because (g)

## EITHER

[the annual value of the hereditament does not exceed the prescribed limit of annual value and [his] [her]\* interest was that of owner-occupier of the hereditament within the meaning of section 203(1) of the Act of 1971.]\*

OR

[[his] [her]\* interest was that of resident owner-occupier of the hereditament within the meaning of section 203(3) of the Act of 1971.]\*

OR

[[his] [her]\* interest was that of owner-occupier of the agricultural unit within the meaning of section 203(2) of the Act of 1971.]\*

5. One or more individuals are (to the exclusion of any body corporate) beneficially entitled to the deceased's interest in the [hereditament] [agricultural unit]\*.

\*[6. [The] [The part of the]\* agricultural unit in which the deceased was entitled to an interest contains land which does not fall within any of the descriptions set out in section 192(1) of the Act of 1971 (as amended) as well as land which does so and that area which is unaffected is not reasonably capable of being farmed, either by itself or in conjunction with other relevant land (within the meaning of section 79(2) of the Act of 1973), as a separate agricultural unit.]

7. [[I] [We]\* therefore require you to purchase the deceased's interest in the [hereditament] [agricultural unit]\*]

OR

[[I] [We]\* therefore require you to purchase the deceased's interest in [the whole of the agricultural unit] [the whole of that part of the agricultural unit to which this notice relates]\*] (i)

## FIRST SCHEDULE

*Particulars of deceased's interest in land, together with the names and addresses of any mortgagees thereof and a note of any other encumbrances thereon*

## SECOND SCHEDULE

*Particulars of the [hereditament] [agricultural unit]\* (j)*

Dated 19

Signed

[On behalf of ]\*

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\*Delete where inappropriate.

## Notes to Forms 1, 2 and 3

- (a) Insert name of authority to be served.
- (b) Insert principal address of authority.
- (c) Insert full name(s) and address(es) of person(s) serving this notice.
- (d) Insert letter of the paragraph which is applicable.
- (e) Insert (if appropriate) number of the section (and sub-section) of the Act of 1973 which is applicable.
- (f) Particulars of the steps taken to sell the land should be given here or in accompanying letter, and should include dates, price asked and any offers received.
- (g) The claimant should choose which paragraph is to form part of the notice and delete the other two.
- (h) Within the paragraph chosen, underline those words after "either" which are appropriate to the case.
- (i) The second alternative paragraph applies only to agricultural units coming within the description set out in the preceding paragraph of the notice (where appropriate). The claimant should choose which alternative is to form part of the notice and delete the other.
- (j) A plan should be attached to identify the land, if this is necessary.

## FORM 4

TOWN AND COUNTRY PLANNING ACT 1971  
LAND COMPENSATION ACT 1973*Counter-notice Objecting to Blight Notice*

To (a)

THE (b)

HEREBY GIVE YOU NOTICE under section 194(1) of the Town and Country Planning Act 1971 that they OBJECT to the Blight Notice served by you on 19 under [section 193(1) of that Act] [section 78(1) of the Land Compensation Act 1973]\* in respect of the [hereditament] [agricultural unit]\* described as (c).

The grounds on which objection is taken are (d)—

Dated 19

On behalf of the (b)

NOTE: If you do not accept this objection, you may require the objection to be referred to the Lands Tribunal, under the provisions of section 195 of the Town and Country Planning Act 1971. In that case you should notify the Registrar, The Lands Tribunal, 3 Hanover Square, London W1R 0ER, within 2 months of the date of service of this notice.

## Notes to Form 4

- (a) Insert name and address of addressee.
- (b) Insert name of authority.
- (c) Insert particulars.

\*Delete where inappropriate.

- (d) These must specify the grounds on which the authority object to the notice (being one or more of the grounds specified in section 194(2) of the Town and Country Planning Act 1971 or, where relevant, in section 80 of the Land Compensation Act 1973). Regard should (where appropriate) be had to the restrictions imposed by sections 73 and 76 of the Act of 1973 on the grounds on which objection may be made to a blight notice served by virtue of one of those sections.

Regulation 17

SCHEDULE 2

FORM 1

TOWN AND COUNTRY PLANNING ACT 1971

*Advertisement under section 46(2) of the Making of a Revocation Order or Modification Order*

Planning permission for (a)  
at (b)

Notice is hereby given that the (c) council have made an order under section 45 of the Town and Country Planning Act 1971 to [revoke the above planning permission] [to the following extent (d)] [modify the above planning permission as follows (e)]\*

The council have been notified in writing by the owner and the occupier of the land [and by all other persons who in the council's opinion will be affected by the order]\* that they do not object to the order.

Any person who will be affected by the order and who wishes for an opportunity of appearing before, and being heard by, a person appointed by the [Secretary of State for the Environment] [Secretary of State for Wales]\* must give notice in writing to that effect to the [Secretary, Department of the Environment, 2 Marsham Street, London SW1P 3EB] [Secretary, Welsh Office, Summit House, Windsor Place, Cardiff]\* not later than 19(f).

If no such notice has been given by that date, the order will take effect, by virtue of the provisions of section 46 of the Town and Country Planning Act 1971, on 19 (g) without being confirmed by the Secretary of State.

FORM 2

TOWN AND COUNTRY PLANNING ACT 1971

*Notice under section 46(3) of the Making of a Revocation Order or Modification Order*

Planning permission for (a)  
at (b)

TAKE NOTICE THAT THE (c) council have made an order under section 45 of the Town and Country Planning Act 1971 to [revoke the above planning permission] [to the following extent (d)] [modify the above planning permission as follows (e)]\*

The council have been notified in writing by the owner and the occupier of the land [and by all other persons who in the council's opinion will be effected by the order]\* that they do not object to the order.

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\*Delete where inappropriate.

If you will be affected by the order and wish for an opportunity of appearing before, and being heard by, a person appointed by the [Secretary of State for the Environment] [Secretary of State for Wales]\* you should give notice in writing to that effect to the [Secretary, Department of the Environment, 2 Marsham Street, London SW1P 3EB] [Secretary, Welsh Office, Summit House, Windsor Place, Cardiff]\* not later than  
19 (f)

If no such notice has been given by that date, the order will take effect, by virtue of the provisions of section 46 of the Town and Country Planning Act 1971, on  
19 (g) without being confirmed by the Secretary of State.

Notes to Forms 1 and 2

- (a) Insert description of the development for which permission has been granted.
- (b) Insert site or locality of development.
- (c) Insert name of council.
- (d) Insert particulars of extent of revocation.
- (e) Insert particulars of modification.
- (f) Insert a date not less than 28 days later than the date on which the relevant advertisement first appears.
- (g) Insert a date not less than 14 days later than the date to which note (f) relates.

*Anthony Crosland,*

Secretary of State for the Environment.

27th March 1974.

*John Morris,*

Secretary of State for Wales.

27th March 1974.

## EXPLANATORY NOTE

*(This Note is not part of the Regulations.)*

These Regulations revoke and re-enact the Town and Country Planning General Regulations 1969, with amendments. These take into account the provisions of the Local Government Act 1972 in relation to the creation of county and district planning authorities, and the provisions of the Land Compensation Act 1973 in relation to the service of blight notices.

The principal changes are:—

- (a) Part II of the Regulations of 1969 is not continued in these Regulations, as from 1st April 1974 there will no longer be provision for the delegation of planning functions;
- (b) the provisions relating to development by local planning authorities are amended to provide that where county and district councils (except district councils in the National Parks) resolve to carry out development on land within their area which is vested in them, or development in respect of which they exercise the functions of local planning authority, planning permission shall (subject to certain exceptions) be deemed to have been granted by the Secretary of State;
- (c) the procedure relating to development which does not accord with the development plan has been omitted; applications for such development will now fall to be dealt with under the Development Plans Directions;
- (d) the requirements relating to office and industrial development have been recast;
- (e) minor amendments are made to the forms of blight notice and counter-notice prescribed for the purposes of sections 193 and 201 of the Town and Country Planning Act 1971 and a new form called a personal representatives blight notice is prescribed: these amendments take account of changes made by the Land Compensation Act 1973.

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