
 STATUTORY INSTRUMENTS

1979 No. 891 (C.23)

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

**The Town and Country Planning Act 1971 (Commencement No. 46)
(Cheshire) Order 1979**

Made - - - - 24th July 1979

The Secretary of State for the Environment, in exercise of the powers conferred on him by sections 21 and 287 of the Town and Country Planning Act 1971(a), hereby makes the following order:—

1.—(1) This order may be cited as the Town and Country Planning Act 1971 (Commencement No. 46) (Cheshire) Order 1979.

(2) In this order—

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

“the Order area” means the area described in Schedule 1 to the order.

2. The provisions of the Act which are specified in the first column of Schedule 2 hereto (which relate to the matters specified in the second column of the said Schedule) shall come into operation in the Order area on 13th August 1979.

3. Notwithstanding the bringing into operation of those provisions of Part I of Schedule 23 to the Act specified in Schedule 2 to the order, any reference in the Land Compensation Act 1961(b) to an area defined in the current development plan as an area of comprehensive development shall continue to be construed as including a reference to an area so defined in any development plan currently in force.

SCHEDULE 1

THE ORDER AREA

In the County of Cheshire:

the City of Chester
the Borough of Congleton
the Borough of Crewe and Nantwich
the Borough of Ellesmere Port and Neston
the Borough of Halton
the Borough of Warrington
the District of Vale Royal

(a) 1971 c. 78.

(b) 1961 c. 33.

In the Borough of Macclesfield, the whole of the following parishes:

Adlington	Mere
Agden	Millington
Alderley Edge	Mobberley
Ashley	Mottram St. Andrew
Aston by Budworth	Nether Alderley
Bexton	North Rode
Bollington	Ollerton
Chelford	Over Alderley
Chorley	Peover Inferior
Disley	Peover Superior
Eaton	Pickmere
Gawsworth	Plumley
Great Warford	Poynton-with-Worth
Henbury	Prestbury
High Legh	Rostherne
Higher Hurdsfield	Siddington
Knutsford	Snelson
Little Bollington	Sutton
Little Warford	Tabley Inferior
Lower Withington	Tabley Superior
Marthall	Tatton
Marton	Toft

the areas of the former borough of Macclesfield and urban district of Wilmslow, and those parts of the parishes of Bosley, Lyme Handley, Pott Shrigley and Rainow which lie outside the area described in the Peak District National Park (Designation) Confirmation Order 1951 and which are more particularly delineated on the map annexed hereto and thereon hatched black.

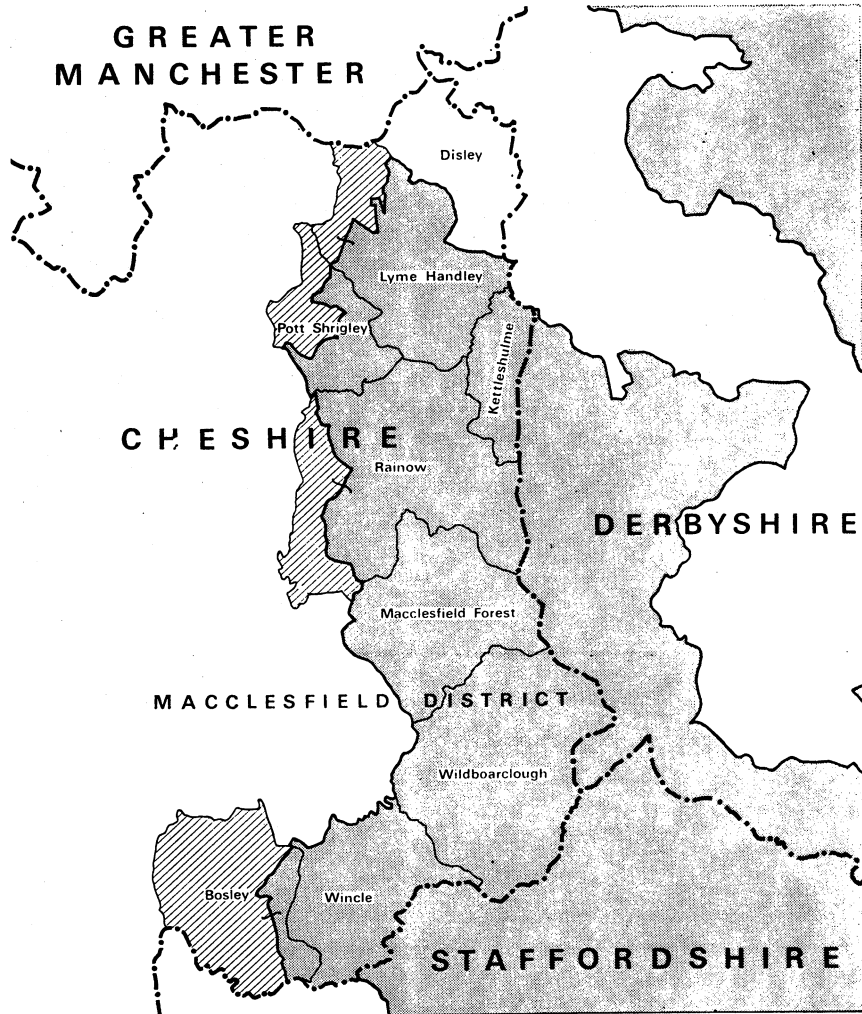
SCHEDULE 2

PROVISIONS COMING INTO OPERATION IN THE ORDER AREA ON 13TH AUGUST 1979



Provisions of the Act	Subject matter of provisions
Section 20.	Meaning of "development plan" for the purposes of the Act and of certain other enactments.
In Schedule 23 that paragraph in Part I which relates to the Land Compensation Act 1961.	Meaning of "area of comprehensive development" in the Land Compensation Act 1961.


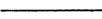
24th July 1979.

Michael R. D. Heseltine,
Secretary of State for the Environment.



Map referred to in Schedule 1 to the Town and Country Planning Act 1971
(Commencement No. 46) (Cheshire) Order 1979

Peak District National Park 
Parts of the parishes which
lie outside the area included
in the National Park 

County Boundary 
Parish Boundary 

Scale 1:100 000

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force for those parts of the County of Cheshire described in Schedule 1 to the order section 20 of, and certain of the provisions of Part I of Schedule 23 to, the Town and Country Planning Act 1971 specified in Schedule 2 to the order. Section 20 provides, for the purposes of the Act of 1971, any other enactment relating to town and country planning, the Land Compensation Act 1961 and the Highways Act 1959 (c. 25), that the development plan for any district shall consist of the structure and local plans for that area. The provision in Part I of Schedule 23 which is specified in Schedule 2 to this order provides for references in the Land Compensation Act 1961 to areas defined in the current development plan as areas of comprehensive development to be construed as references to action areas for which a local plan is in force.

The order contains a transitional provision relating to old-style development plans (which remain in existence alongside structure plans until revoked by order of the Secretary of State). The provision secures that references to areas of comprehensive development in the Land Compensation Act 1961 are continued to be construed as including references to areas so defined in any old-style development plan.

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