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STATUTORY INSTRUMENTS

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**2004 No. 2097 (C. 89 )**

**TOWN AND COUNTRY PLANNING  
ACQUISITION OF LAND**

**The Planning and Compulsory Purchase Act  
2004 (Commencement No.1) Order 2004**

*Made - - - - 4th August 2004*

The First Secretary of State in exercise of the powers conferred on him by section 121(1) to (3) of the Planning and Compulsory Purchase Act 2004<sup>(1)</sup> and all other powers enabling him in that behalf, with the agreement of the Scottish Ministers and after consultation with the National Assembly for Wales, hereby makes the following Order:

**Citation and interpretation**

1.—(1) This Order may be cited as the Planning and Compulsory Purchase Act 2004 (Commencement No 1) Order 2004.

(2) In this Order “the 2004 Act” means the Planning and Compulsory Purchase Act 2004.

**Provisions coming into force for certain purposes on 6th August 2004**

2. So much of the following provisions of the 2004 Act as confers on the Secretary of State, the Lord Chancellor, the National Assembly for Wales or the Scottish Ministers a power or imposes a duty to make or to make provision by rules, regulations, development order or other order or to give directions, or make provision with respect to the exercise of any such power or performance of such duty, shall come into force on 6th August 2004:

- sections 1 to 3;
- section 5;
- section 8;
- sections 10 to 15;
- section 16;
- section 17;
- sections 19 to 22;

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(1) 2004 c. 5.

sections 24 to 26;  
sections 28 and 29;  
section 31;  
sections 35 and 36;  
sections 40 to 42;  
section 44;  
sections 46 to 50;  
sections 52 to 54;  
section 57;  
section 59;  
sections 79 to 83;  
section 88;  
section 91;  
sections 100 and 101;  
section 116;  
section 117(1) to (7);  
section 118 except subsection (2) in so far as it relates to the Town and Country Planning (Scotland) Act 1997<sup>(2)</sup>;  
section 119(1); section 120 except in so far as it relates to the Town and Country Planning (Scotland) Act 1997, to the Planning (Hazardous Substances) (Scotland) Act 1997<sup>(3)</sup> or to the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997<sup>(4)</sup>;  
Schedule 1;  
Schedule 2 paragraph 3;  
Schedule 3 paragraphs 6 to 8 and 10 to 12;  
Schedule 6 paragraphs 1, 3, 14, 16, 19, 20, 23, 24, 26, and 27;  
Schedule 7 paragraph 19 and  
Schedule 8 paragraphs 4, 9, 17 and 18.

Signed by the authority of the First Secretary of State

4th August 2004

*Jeff Rooker*  
Minister of State  
Office of the Deputy Prime Minister

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(2) 1997 c. 8 (S).  
(3) 1997 c. 10 (S).  
(4) 1997 c. 9 (S).

## **EXPLANATORY NOTE**

*(This note is not part of the Order)*

This Order brings into force certain provisions of the Planning and Compulsory Purchase Act 2004. Article 2 of this Order brings into force on 6th August 2004 a number of provisions of the 2004 Act for the limited purposes of enabling the Secretary of State, the Lord Chancellor, the National Assembly for Wales or the Scottish Ministers to make, or to make provision by means of, subordinate legislation.