
WELSH STATUTORY INSTRUMENTS

2017 No. 638 (W. 144)

TOWN AND COUNTRY PLANNING, WALES

The Planning (Listed Buildings and Conservation Areas) (Wales) (Amendment No. 2) Regulations 2017

Made - - - - 4 May 2017
Laid before the National Assembly for Wales - - 8 May 2017
Coming into force in accordance with regulation 1(3)

The Welsh Ministers, in exercise of the powers conferred on the Secretary of State by sections 10, 28 29, 74, 91(1) and 93 of the Planning (Listed Buildings and Conservation Areas) Act 1990(2) and now exercisable by them(3), and in exercise of the powers conferred on them by sections 28B and 44D of that Act(4), make the following Regulations:

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- (1) See the definition of “prescribed”.
- (2) 1990 c. 9; section 10 was amended by sections 42, 118 and 120 of, and Schedule 9 to, the Planning and Compulsory Purchase Act 2004 (c. 5) (“the 2004 Act”). There are other amendments to section 10 not relevant to this instrument. Section 29 was amended by sections 25(5) and 41(3) of the [Historic Environment \(Wales\) Act 2016 \(anaw 4\)](#) (“the 2016 Act”). Section 74 was amended by section 63 of, and paragraphs 7 and 12 of Schedule 17 to the Enterprise and Regulatory Reform Act 2013 (c. 24). There are other amendments to section 74 not relevant to this instrument. Section 93 was amended by Schedule 10, paragraph 33 of the Environment Act 1995 (c. 25); by section 118 of, and Schedule 6 to, the 2004 Act; and by section 40 of the 2016 Act. There are other amendments to section 93 not relevant to this instrument.
- (3) The functions of the Secretary of State were transferred to the National Assembly for Wales by article 2 of the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). The functions of the National Assembly for Wales are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraphs 30 and 32 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).
- (4) Section 28B was inserted by section 24(3) of the 2016 Act. Section 44D was inserted by section 29(1) of that Act.