

2012 No. 2275

TOWN AND COUNTRY PLANNING, ENGLAND

**The Planning (Listed Buildings and Conservation Areas)
(Amendment) (England) Regulations 2012**

<i>Made</i>	- - - -	<i>4th September 2012</i>
<i>Laid before Parliament</i>		<i>6th September 2012</i>
<i>Coming into force</i>	- -	<i>1st October 2012</i>

The Secretary of State, in exercise of the powers conferred by sections 10 and 93 of the Planning (Listed Buildings and Conservation Areas) Act 1990(a), makes the following Regulations:

Citation, commencement and application

1.—(1) These Regulations may be cited as the Planning (Listed Buildings and Conservation Areas) (Amendment) (England) Regulations 2012 and come into force on 1st October 2012.

(2) These Regulations apply in relation to England only.

Amendment

2.—(1) The Planning (Listed Buildings and Conservation Areas) Regulations 1990(b) is amended as follows.

(2) In regulation 3(1A), in paragraph (b) (applications for listed building consent or for conservation area consent) for “1st October 2009” substitute “1st October 2010”.

Signed by authority of the Secretary of State for Communities and Local Government

4th September 2012

Greg Clark
Minister of State
Department for Communities and Local Government

(a) 1990 c.9. Section 10 was amended by section 42 of the Planning and Compulsory Purchase Act 2004 (c. 5). Section 93 was amended by paragraph 26 of Schedule 6 to that Act.

(b) S.I. 1990/1519. Paragraph (1A) was inserted into regulation 3 by regulation 2 of S.I. 2009/2262.

EXPLANATORY NOTE

(This note is not part of the Regulations)

The Planning (Listed Buildings and Conservation Areas) Regulations 1990 (“the 1990 Regulations”) specify procedures connected with applications for listed building and conservation area consent in England.

Regulation 2 amends regulation 3 of the 1990 Regulations. Regulation 3 refers to applications for listed building or conservation area consent to replace an extant consent granted on or before 1st October 2009 where the works have not yet begun and the consent applied for is needed to carry out development subject to an extension application to which article 18 of the DMPO refers. For such consents, the requirement to provide a design and access statement does not apply; (regulation 3A of the 1990 Regulations). The amendment substitutes a new date, 1st October 2010, into regulation 3 of the 1990 Regulations. The effect is to bring a new 12 month cohort of consents within the scope of these provisions.

An impact assessment will be prepared in relation to this instrument. The assessment will be placed in the Library of each House of Parliament and copies may be obtained from the Planning Directorate, the Department for Communities and Local Government, Eland House, Bressenden Place, London SW1E 5DU or <http://www.communities.gov.uk>.

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