

UK Parliament Acts/P/PH-PN/Planning (Listed Buildings and Conservation Areas) Act 1990 (1990 c 9)/Part I Listed Buildings (ss 1-68)/66 General duty as respects listed buildings in exercise of planning functions

Special considerations affecting planning functions

66 General duty as respects listed buildings in exercise of planning functions

- (1) In considering whether to grant planning permission for development which affects a listed building or its setting, the local planning authority or, as the case may be, the Secretary of State shall have special regard to the desirability of preserving the building or its setting or any features of special architectural or historic interest which it possesses.
- (2) Without prejudice to section 72, in the exercise of the powers of appropriation, disposal and development (including redevelopment) conferred by the provisions of sections 232, 233 and 235(1) of the principal Act, a local authority shall have regard to the desirability of preserving features of special architectural or historic interest, and in particular, listed buildings.
- (3) The reference in subsection (2) to a local authority includes a reference to a joint planning board
- [(4) Nothing in this section applies in relation to neighbourhood development orders.]

Document information

Planning (Listed Buildings and Conservation Areas) Act 1990

Date made

24/05/1990

UK Parliament Acts/P/PH-PN/Planning (Listed Buildings and Conservation Areas) Act 1990 (1990 c 9)/Part II Conservation Areas (ss 69-80)/72 General duty as respects conservation areas in exercise of planning functions

72 General duty as respects conservation areas in exercise of planning functions

- (1) In the exercise, with respect to any buildings or other land in a conservation area, of any [functions under or by virtue of] any of the provisions mentioned in subsection (2), special attention shall be paid to the desirability of preserving or enhancing the character or appearance of that area.
- (2) The provisions referred to in subsection (1) are the planning Acts and Part I of the Historic Buildings and Ancient Monuments Act 1953 [and sections 70 and 73 of the Leasehold Reform, Housing and Urban Development Act 1993].
- [(3) In subsection (2), references to provisions of the Leasehold Reform, Housing and Urban Development Act 1993 include references to those provisions as they have effect by virtue of section 118(1) of the Housing Act 1996.]
- [(4) Nothing in this section applies in relation to neighbourhood development orders.]

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24/05/1990