STATUTORY INSTRUMENTS

1976 No. 1163 (C. 34)

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

The Town and Country Planning Act 1971 (Commencement No. 35) (Greater London) Order 1976

Made - - - - 14*th July* 1976

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. 35) (Greater London) Order 1976.

(2) In this order—

"the Act" means the Town and Country Planning Act 1971;

"the Order area" means the area described in Schedule 1 hereto.

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 26th August 1976.

3. Notwithstanding the bringing into operation of the 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) and section 21 of the London Government Act 1963(c) 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

Greater London as defined in section 2(1) of the London Government Act 1963.

(a) 1971 c. 78. (b) 1961 c. 33. (c) 1963 c. 33.

SCHEDULE 2

PROVISIONS COMING INTO OPERATION IN THE ORDER AREA ON 26TH AUGUST 1976

Provisions of the Act	Subject Matter of Provisions
Section 20 (as amended by section 4(2) of the Town and Country Planning (Amendment) Act 1972(a)).	Meaning of "development plan" for the purposes of the Act and of certain other enactments.
Schedule 23 Part I.	Meaning of reference to "an area of comprehensive development" in the Land Compensation Act 1961 and section 21 of the London Government Act 1963.

Peter Shore,
14th July 1976. Secretary of State for the Environment.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force for Greater London section 20 of and Part I of Schedule 23 to the Town and Country Planning Act 1971. 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 in Greater London shall consist of the provisions of the Greater London development plan and any local plans for that area. By virtue of paragraph 5 of Schedule 4 to the 1971 Act (as amended by the Town and Country Planning (Amendment) Act 1972) the Greater London development plan becomes on its approval the structure plan for Greater London. Part I of Schedule 23 provides for references in the Land Compensation Act 1961 and in section 21 of the London Government Act 1963 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 the Initial Development Plan for Greater London (which remains in existence alongside the structure plan 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 and in section 21 of the London Government Act 1963 are continued to be construed as including references to areas so defined in the Initial Development Plan.

(a) 1972 c. 42.

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