STATUTORY INSTRUMENTS

1980 No. 933

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

The Town and Country Planning (Repeal of Provisions No. 38) (Derbyshire) Order 1980

Made - - - -	3*rd July* 1980
Coming into Operation	30*th July* 1980

The Secretary of State for the Environment, in exercise of the powers conferred on him by sections 21(2) 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 (Repeal of Provisions No. 38) (Derbyshire) Order 1980 and shall come into operation on 30th July 1980.

(2) In this order—

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

"the Order area" means the area described in the Schedule to the order.

2. The provisions of the Act contained in Part 1 of Schedule 5 and in Schedule 6 to the Act are hereby repealed as respects the Order area.

(a) 1971 c. 78.

SCHEDULE

THE ORDER AREA

In the County of Derbyshire:

the City of Derby
the Borough of Chesterfield
the Borough of Erewash
the District of Amber Valley
the District of Bolsover
the District of South Derbyshire.

In the Borough of High Peak, the areas of the former boroughs of Buxton and Glossop and those parts of the parishes of Chapel-en-le-Frith; Charlesworth; Chisworth; Green Fairfield; Hartington Upper Quarter; Hayfield, Chinley, Buxworth and Brownside; King Sterndale; New Mills; Peak Forest; Tintwistle; Whaley Bridge; and Wormhill which lie outside the area described in the Peak District National Park (Designation) Confirmation Order 1951 and which are more particularly delineated on the High Peak District map annexed hereto and thereon hatched black.

In the District of West Derbyshire, the whole of the following parishes:

Alkmonton	Edlaston and Wyaston	Mercaston
Ashbourne	Hognaston	Norbury and Roston
Atlow	Hollington	Offcote and Underwood
Biggin	Hopton	Osmaston
Boylestone	Hulland	Rodsley
Bradley	Hulland Ward	Shirley
Brailsford	Hungry Bentley	Snelston
Callow	Kirk Ireton	Somersal Herbert
Carsington	Kniveton	Sudbury
Clifton and Compton	Longford	Wirksworth
Cubley	Mapleton	Yeaveley
Doveridge	Marston Montgomery	Yeldersley

and those areas of the former urban district of Matlock and those parts of the parishes of Aldwark, Birchover, Bradbourne, Brassington and Stanton which lie outside the area described in the Peak District National Park (Designation) Confirmation Order 1951 and which are more particularly delineated on the West Derbyshire District map annexed hereto and thereon hatched black.

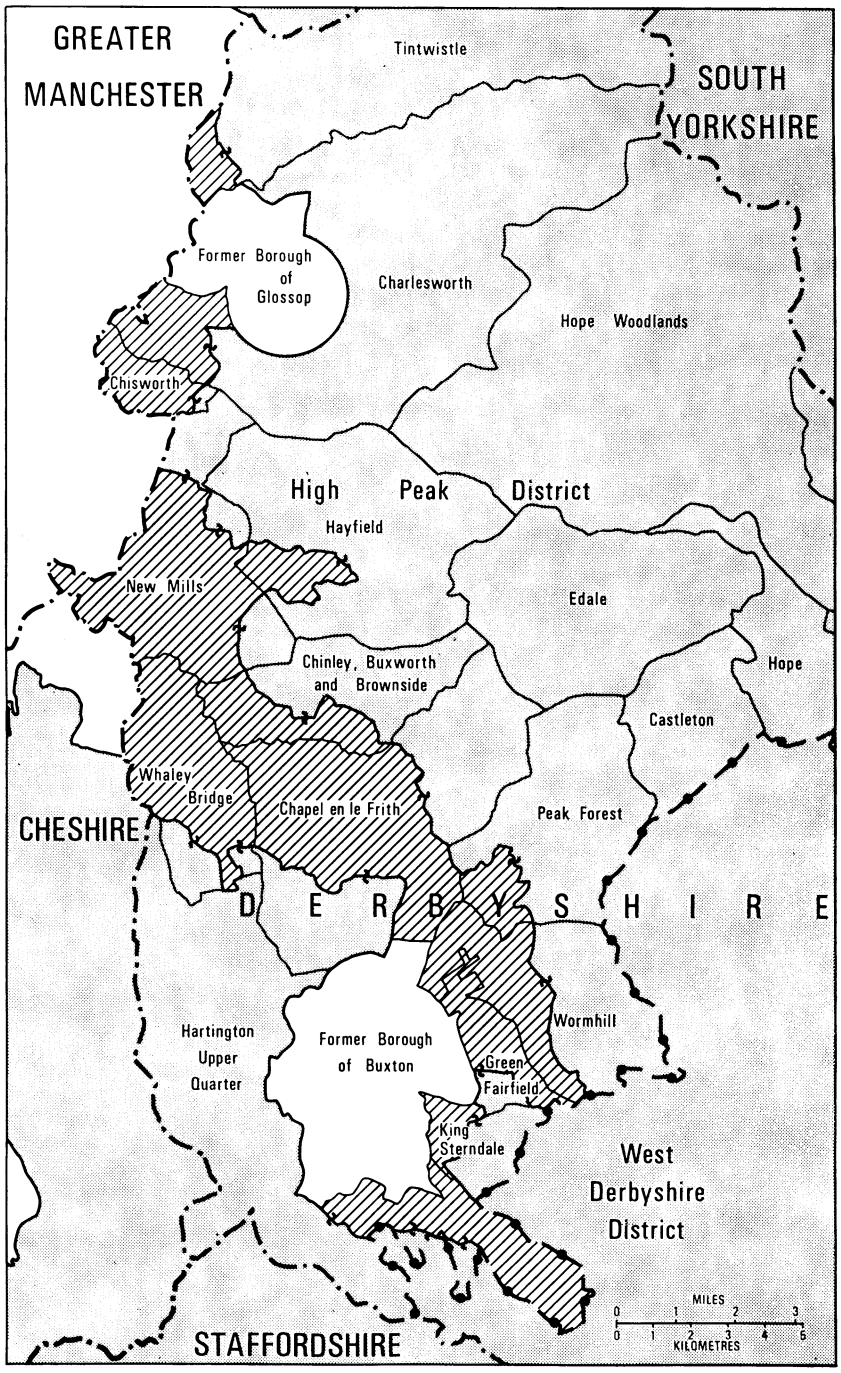
In the District of North East Derbyshire, the whole of the following parishes:

Ashover	Heath	Sutton cum Duckmanton
Brackenfield	Killamarsh	Temple Normanton
Calow	Morton	Tupton
Clay Cross	North Wingfield	Unstone
Dronfield	Pilsley	Walton
Eckington	Shirland and Higham	Wessington
Hasland	Stretton	Wingerworth

and those parts of the parishes of Barlow, Brampton and Holmesfield which lie outside the area described in the Peak District National Park (Designation) Confirmation Order 1951 and which are more particularly delineated on the North East Derbyshire District map annexed hereto and thereon hatched black.

Michael R. D. Heseltine,
Secretary of State for the Environment.

3rd July 1980.



High Peak District map referred to in the Town and Country Planning (Repeal of Provisions No. 38) (Derbyshire) Order 1980

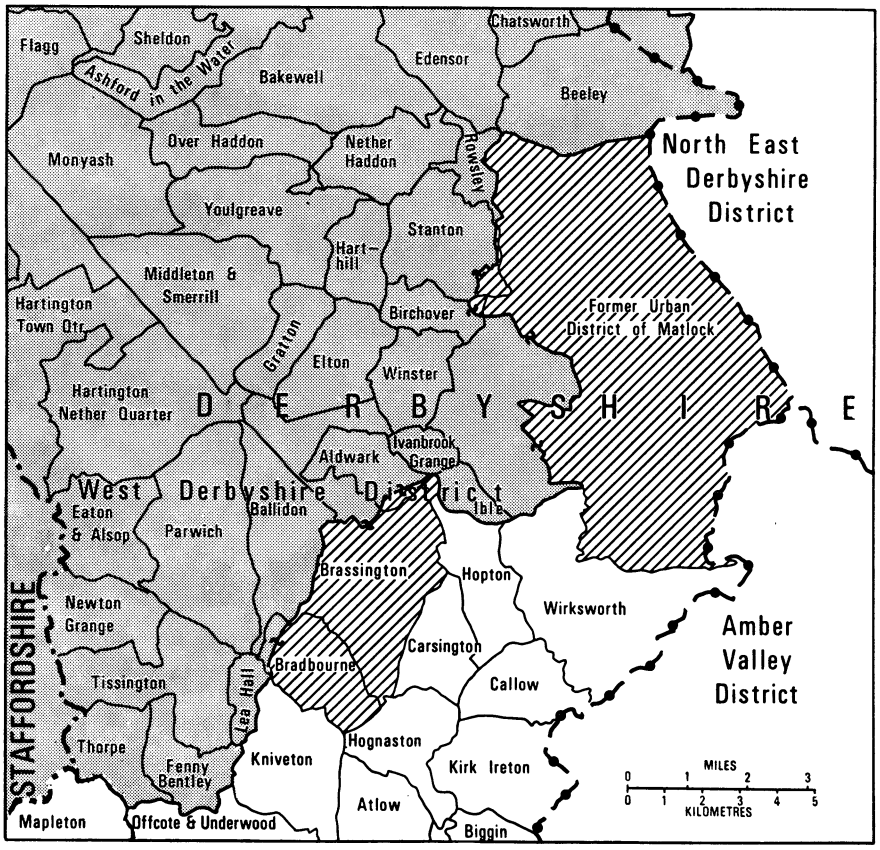
Peak District National Park

Parts of the parishes which lie outside the area included in the National Park

County Boundary

District Boundary

Parish Boundary



West Derbyshire District map referred to in the Town and Country Planning (Repeal of Provisions No.38) (Derbyshire) Order 1980

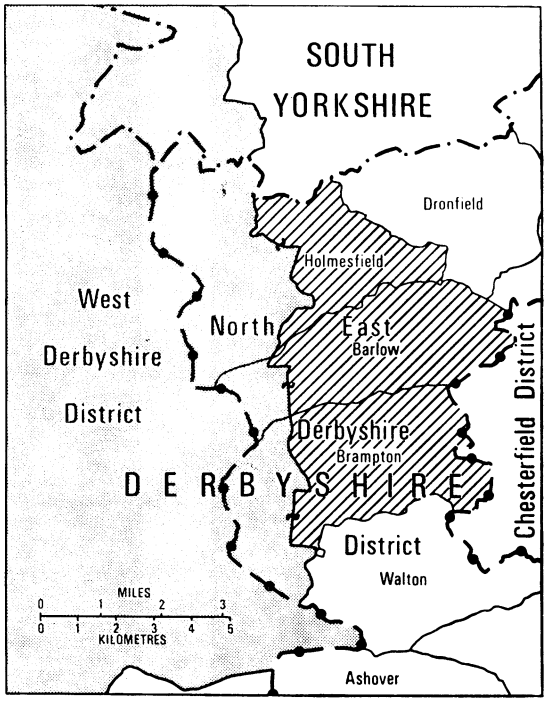
Peak District National Park

Parts of the parishes which lie outside the area included in the National Park

County Boundary

District Boundary

Parish Boundary



North East Derbyshire District map referred to in the Town and Country Planning (Repeal of Provisions No. 38) (Derbyshire) Order 1980

Peak District National Park

Parts of the parishes which lie outside the area included in the National Park

County Boundary

District Boundary

Parish Boundary

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which is made in consequence of the approval of the structure plan for those parts of the County of Derbyshire described in the Schedule to the order (the County excluding those parts within the Peak District National Park), repeals for the area covered by that structure plan the provisions of the Town and Country Planning Act 1971 relating to development plans which are contained in Part I of Schedule 5 and in Schedule 6 to that Act. Those provisions, which substantially re-enacted the provisions of the former Town and Country Planning Act 1962 (c. 38) relating to development plans, are now superseded, in the area to which this order relates, by the provisions relating to structure and local plans contained in Part II of the Act of 1971.

Following this repeal, the development plan for the area to which this order relates is, by virtue of the provisions of paragraph 2 of Schedule 7 to the Act, the above mentioned structure plan read together with the development plan (within the meaning of Schedule 5) which is in force in that area at the date when this order comes into operation. The structure plan prevails in any case of conflict between the provisions of the two plans.