1986 No. 8

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

The Town and Country Planning (National Parks, Areas of Outstanding Natural Beauty and Conservation Areas, etc.) Special Development (Amendment) Order 1986

Made - - - -	9*th January* 1986
Laid before Parliament	13*th January* 1986
Coming into Operation	1*st March* 1986

The Secretary of State for the Environment, in exercise of the powers conferred on him by sections 24, 287(3) and (10) of the Town and Country Planning Act 1971(**a**) and of all other powers enabling him in that behalf, hereby makes the following order:—

1. This order may be cited as the Town and Country Planning (National Parks, Areas of Outstanding Natural Beauty and Conservation Areas, etc.) Special Development (Amendment) Order 1986 and shall come into operation on 1st March 1986.

2. The Town and Country Planning (National Parks, Areas of Outstanding Natural Beauty and Conservation Areas, etc.) Special Development (Amendment) Order 1985(**b**) is hereby revoked.

3. Article 3 of the Town and Country Planning (National Parks, Areas of Outstanding Natural Beauty and Conservation Areas, etc.) Special Development Order 1985 (**c**) shall be amended as follows:—

(1) the following paragraph shall be inserted after paragraph *(a)*:—

"(*aa*) class I.2A (the installation of satellite antennas on dwellinghouses and in the curtilages of dwellinghouses) shall not include the installation of a satellite antenna in such a position that any part of it, when installed, will be beyond the forwardmost part of any wall of the original dwellinghouse which fronts on a highway;";

(2) the following paragraph shall be inserted after paragraph (*c*):—

"(*cc*) in class XVIII.E (development by electricity undertakings) the limitations on the extension or alteration of buildings shall be as follows, in place of those specified in sub-paragraph (iv):—

(i) the height of the original building shall not be exceeded; and

(ii) the cubic content of the original building (as ascertained by external measurement) shall not be increased by more than 10%, nor its aggregate floor space by more than 500 square metres;";

(**a**) 1971 c. 78. (**b**) S.I. 1985/1982. (**c**) S.I. 1985/1012.

(3) the following paragraph shall be added after paragraph (*e*):—

"(*f*) in class XXVIII (the extension and alteration of warehouses), the following paragraph shall be substituted for paragraph (*b*):—

"(*b*) the cubic content of the original building (as ascertained by external measurement) is not increased by more than 10% and its aggregate floor space is not increased by more than 500 square metres;";".

Kenneth Baker,
Secretary of State
for the Environment.

9th January 1986.

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This order replaces the Town and Country Planning (National Parks, Areas of Outstanding Natural Beauty and Conservation Areas, etc.) Special Development (Amendment) Order 1985, which has not yet come into force. The only change is that the words "is not increased by more than 10% and its aggregate floor space", which were inadvertently omitted from the final sub-paragraph of that order, are now included.

The occasion for, and effect of, the order is as follows.

The Town and Country Planning General Development Order 1977 (S.I. 1977/289) grants planning permission for particular classes of development. The impact of that order in certain areas is, however, restricted by the Town and Country Planning (National Parks, Areas of Outstanding Natural Beauty and Conservation Areas, etc.) Special Development Order 1985. The areas in question are those expressly mentioned in the title and areas specified for the purposes of section 41(3) of the Wildlife and Countryside Act 1981 (c.69).

From 1st March 1986 the Town and Country Planning General Development (Amendment) (No. 2) Order 1985 permits new classes of development and limits certain restrictions on other classes permitted by the General Development Order. This order amends the 1985 Special Development Order so that the changes made by the No. 2 amendment order in the areas mentioned above are modified in the following respects:—

(a) the installation of a satellite antenna on or in the curtilage of a dwellinghouse permitted by class I.2A is subject to restrictions as to its position;

(b) the permitted increase in cubic content and floor space of a building extended or altered under class XVIII.E (development by electricity undertakings) or a warehouse extended or altered under class XXVIII is limited to 10% and not more than 500 square metres, instead of 25% and 1,000 square metres.

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