



Historic Environment (Wales) Act 2023

2023 asc 3

PART 2

MONUMENTS OF SPECIAL HISTORIC INTEREST

CHAPTER 3

CONTROL OF WORKS AFFECTING SCHEDULED MONUMENTS

PROSPECTIVE

Grant of scheduled monument consent subject to conditions

18 Power to grant consent subject to conditions

- (1) Scheduled monument consent may be granted subject to conditions.
- (2) A condition may, for example—
 - (a) impose requirements with respect to the way in which or the persons by whom the works or any of the works are to be carried out;
 - (b) require that a person authorised by the Welsh Ministers be given an opportunity, before any works start, to examine the monument and its site and to carry out such excavations as the Welsh Ministers consider to be desirable for the purpose of archaeological investigation.

Commencement Information

- II** S. 18 not in force at Royal Assent, see [s. 212\(2\)](#)

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: There are currently no known outstanding effects for the Historic Environment (Wales) Act 2023, Cross Heading: Grant of scheduled monument consent subject to conditions. (See end of Document for details)

19 Condition about period within which works must start

- (1) Scheduled monument consent must be granted subject to the condition that the works to which it relates must start before the end of a period which is specified in the condition and begins with the day the consent is granted.
- (2) If consent is granted without the condition required by subsection (1), it is to be treated as having been granted subject to the condition that the works to which it relates must start within 5 years beginning with the day it was granted.
- (3) This section does not apply to—
 - (a) scheduled monument consent which provides that it ceases to have effect at the end of a period specified in the consent (irrespective of whether any works have started),
 - (b) consent granted under section 13(2) (consent for works already carried out), or
 - (c) consent granted by a scheduled monument partnership agreement or a management agreement (see sections 25 and 51).

Commencement Information

I2 S. 19 not in force at Royal Assent, see [s. 212\(2\)](#)

Status:

This version of this cross heading contains provisions that are prospective.

Changes to legislation:

There are currently no known outstanding effects for the Historic Environment (Wales) Act 2023,
Cross Heading: Grant of scheduled monument consent subject to conditions.