

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1985, SCHEDULE 3. (See end of Document for details)

SCHEDULES

SCHEDULE 3

Section 7.

NATIONAL PARKS AND COUNTRYSIDE FUNCTIONS

Byelaws for country parks etc.

- 1 The land in respect of which a metropolitan district council, London borough council or the Common Council may make byelaws under section 41 of the ^{M1}Countryside Act 1968 shall include any land in the area of the council in respect of which byelaws have been, or could have been, made under that section before the abolition date by a metropolitan county council or the Greater London Council.

Marginal Citations

M1 1968 c. 41.

- 2 **F1**

Textual Amendments

F1 Sch. 3 paras. 2, 3(1) repealed by Planning (Consequential Provisions) Act 1990 (c.11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I, Sch. 3 paras. 1, 2, 4, 6

Functions of local planning authorities in National Parks

- 3 (1) **F2**
- (2) In section 184(1) of that Act after the words “elsewhere than” there shall be inserted the words “in the metropolitan counties,”.

Textual Amendments

F2 Sch. 3 paras. 2, 3(1) repealed by Planning (Consequential Provisions) Act 1990 (c.11, SIF 123:1, 2), s. 3, Sch. 1 Pt. I, Sch. 3 paras. 1, 2, 4, 6

- F3** 4 **F3**

Textual Amendments

F3 Sch. 3 para. 4 repealed (1.4.1997) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/2560, art. 2, **Sch.**

- 5 (1) Schedule 17 to the said Act of 1972 shall be amended as follows.

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- F4(2)
- F4(3)
- F4(4)
- F4(5)
- F4(6)
- F4(7)
- F4(8)

[^{F5}(9) Paragraph 35 shall have effect in relation to any area—

- (a) which is in a metropolitan district; and
- (b) to which subsections (1) and (2) of section 61 of the National Parks and Access to the Countryside Act 1949 do not apply at the abolition date by virtue of subsection (3) of that section, as if the reference to the county council were a reference to the council of that metropolitan district.]

Textual Amendments

F4 Sch. 3 para. 5(2)-(8) repealed (1.4.1997) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/2560, art. 2, **Sch.**

F5 Sch. 3 para. 5(9) repealed (28.5.2005 for W.) by Countryside and Rights of Way Act 2000 (c. 37), s. 103(3), **Sch. 16 Pt. I**; S.I. 2005/423, art. 2(i)

Grants for expenditure on National Parks

F6

Textual Amendments

F6 Sch. 3 para. 6 repealed (1.4.1997) by 1995 c. 25, s. 120(3), **Sch. 24** (with ss. 7(6), 115, 117); S.I. 1996/2560, art. 2, **Sch.**

Other powers relating to nature conservation, the countryside and the National Parks

- 7 (1) The ^{M2}Wildlife and Countryside Act 1981 shall be amended as follows.
- (2) In section 34(6) for the definition of “the relevant authority” there shall be substituted—
- ““the relevant authority” means—
- (a) in relation to a non-metropolitan county, the county planning authority and, in relation to any other area in England, the local planning authority;
 - (b) in relation to Scotland, the authority exercising district planning functions.”

F7(3)

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- (4) In sections ^{F8} . . . 43, ^{F8} . . . and 51(2)(c) for the words “county planning authority”, wherever they occur, there shall be substituted the words “local planning authority”.
- (5) In section 52(2) for the words from the beginning to the end of paragraph (b) there shall be substituted the words
- “In the application of this Part to England (except as respects a metropolitan county or Greater London) and to Wales references to a local planning authority shall be construed—
- (a) in sections 42, 43, 44 and 51(2)(c) as references to a county planning authority; and
- (b) in any other provision, as references to a county planning authority and a district planning authority;”
- (6) In section 66(1) for the definition of “surveying authority” there shall be substituted—
- ““surveying authority”, in relation to any area, means the county council, metropolitan district council or London borough council whose area includes that area.”
- (7) In section 72(10) after the words “a county council” there shall be inserted the words “or metropolitan district council”.
- (8) In the definition of “local authority” in paragraph 5(1) of Schedule 14 and paragraph 13(2) of Schedule 15 for the words “a district council, the Greater London Council” there shall be substituted the words “a non-metropolitan district council”.

Textual Amendments

- F7** Sch. 3 para. 7(3) repealed (1.4.1997) by 1995 c. 25, s. 120(3), Sch. 24 (with ss. 7(6), 115, 117); S.I. 1996/2560, art. 2, Sch.
- F8** Words in Sch. 3 para. 7(4) repealed (1.4.1997) by 1995 c. 25, s. 120(3), Sch. 24 (with ss. 7(6), 115, 117); S.I. 1996/2560, art. 2, Sch.

Marginal Citations

- M2** 1981 c. 69.

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