*This Statutory Instrument has been made in consequence of a defect in S.I. 1990/511 and is being issued free of charge to all known recipients of that Statutory Instrument. It has been reprinted to include this headnote.*

STATUTORY INSTRUMENTS

# 1990 No. 797 (C.24) (S.94)

# TOWN AND COUNTRY PLANNING, SCOTLAND

## The Housing and Planning Act 1986 (Commencement No. 16) Order 1990

*Made - - - - 30th March 1990*

The Secretary of State, in exercise of the powers conferred on him by section 57(2) of the Housing and Planning Act 1986(a), and of all other powers enabling him in that behalf, hereby makes the following Order:

**1.** This Order may be cited as the Housing and Planning Act 1986 (Commencement No. 16) Order 1990.

**2.** Section 53(1) (minor and consequential amendments) of the Housing and Planning Act 1986 insofar as it relates to paragraphs 39 (expenses of local inquiries) and 40 (orders as to expenses of parties where no local inquiry held) of Schedule 11 to that Act shall come into force on 31st March 1990.

*James Douglas-Hamilton*
Parliamentary Under Secretary of State,
Scottish Office

St. Andrew's House, Edinburgh
30th March 1990

(a) 1986 c.63.

## EXPLANATORY NOTE

*(This note is not part of the Order)*

This Order brings into force on 31st March 1990 section 53(1) of the Housing and Planning Act 1986 so far as it relates to paragraphs 39 and 40 of Schedule 11 to that Act. Paragraphs 39 and 40 themselves were the subject of the Housing and Planning Act 1986 (Commencement No.14) Order 1990 (S.I. 1990/511). These provisions relate to planning and local government matters in Scotland although the Order extends throughout the United Kingdom.

Paragraph 39 made new provisions regarding expenses of local inquiries by amending sections 267 of the Town and Country Planning (Scotland) Act 1972 (c.52) and 210 and 233 of the Local Government (Scotland) Act 1973 (c.65).

Paragraph 40 made new provision regarding expenses in relation to proceedings which do not give rise to a local inquiry by inserting a new section, section 267A, into and amending paragraph 5 of Schedule 7 to, the 1973 Act.

## NOTE AS TO EARLIER COMMENCEMENT ORDERS

*(This note is not part of the Order)*

The following provisions of the Housing and Planning Act 1986 have been the subject of Commencement Orders made before the date of this Order:–

| *Provision* | *Date of Commencement* | *S.I. No.* |
|---|---|---|
| Sections 1 to 4 | 7th January 1987 | 1986/2262 |
| sections 10 to 14 | | |
| sections 16 and 17 | | |
| sections 19 and 20 | | |
| sections 22 and 23 | | |
| section 24 (partially) | | |
| Part III (sections 27 to 29) | | |
| Part VI (except for sections 40 to 43, 50 to 52 and parts of 49 and 53) | | |
| section 49 (partially) | 2nd March 1987 | 1987/304 |
| section 40 | 1st April 1987 | 1987/348 |
| section 49(2) (partially) | | |
| section 9 | 13th May 1987 | 1987/754 |
| section 24(1) (partially) | 22nd September 1987 | 1987/1554 |
| sections 26, 50 and 51 | 1st October 1987 | 1987/1607 |
| section 25 | 2nd November 1987 | 1987/1759 |
| section 41 | | |
| section 49(1) (partially) | | |
| section 49(2) (partially) | | |
| section 18 (partially) | 11th December 1987 | 1987/1939 |
| section 24 (partially) | | |
| Part V | | |
| section 15 | 17th February 1988 | 1987/2277 |
| section 24(1) (partially) | | |
| section 6 | 11th March 1988 | 1988/283 |
| section 42 | 17th November 1988 | 1988/1787 |
| section 49(2) (partially) | | |
| section 8 | 5th April 1989 | 1989/430 |
| paragraphs 39 and 40 of Schedule 11 | 31st March 1990 | 1990/511 |
| section 43 and section 49(2) (partially) | 31st March 1990 | 1990/614 |

55p net

ISBN 0 11 003797 9

Printed in the United Kingdom by HMSO at Edinburgh Press

800 WO 0997 C32 5/90 452/4 19593 PS 8350958 (280150)