STATUTORY INSTRUMENTS

1972 No. 1559 (C.39)

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

The Town and Country Planning Act 1971 (Commencement No. 9) (Brighton, etc.) Order 1972

Made - - - 16th October 1972

The Secretary of State for the Environment in exercise of the power conferred on him by section 21 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 Act 1971 (Commencement No. 9) (Brighton, etc.) Order 1972.

(2) In this Order:—

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

"the Order area" means the area described in Schedule 1 to this Order.

2. The provisions of the Act specified in the first column of Schedule 2 hereto (which relate to the matters specified in the second column of the said Schedule) shall come into operation in the Order area on 14th November 1972. 1972.

3. Pending the repeal of Part I of Schedule 5 and Schedule 6 to the Act as respects the Order area, any reference in the Act to the carrying out of a survey or the preparation, approval, making or amendment of a development plan under the said Schedule 5 or to a plan or amendment approved or made thereunder shall be construed as respects the Order area as including a reference to the carrying out of a survey or the preparation, approval, adoption, making or amendment of a structure or local plan under Part II of the Act or, as the case may be, to a plan or amendment approved, adopted or made thereunder.

(a) 1971 c. 78.

SCHEDULE 1

THE ORDER AREA

The county borough of Brighton.

In the administrative county of East Sussex:—

The borough of Hove.

The urban districts of Portslade-by-Sea, Seaford and Newhaven.

In the rural district of Chailey, the whole of the following parishes:—

Telscombe
Peacehaven
Falmer
South Heighton

In the administrative county of West Sussex:—

The urban districts of Shoreham-by-Sea and Southwick.

In the rural district of Worthing, the whole of the following parishes:—

Sompting
Lancing
Coombes

SCHEDULE 2

PROVISIONS COMING INTO OPERATION IN THE ORDER AREA ON 14th NOVEMBER 1972

Provisions of the Act	Subject matter of provisions
Part II, except sections 9(4), 18, 19, 20 and 21, and except so far as it enables any matter or thing to be prescribed.	New provisions as to development plans.

Peter Walker,
Secretary of State for the Environment.

16th October 1972.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order brings into force for the county borough of Brighton and certain adjacent areas in the administrative counties of East and West Sussex as described in Schedule 1 to the Order the provisions of Part II of the Town and Country Planning Act 1971 (as amended by sections 1, 2 and 3 of the Town and Country Planning (Amendment) Act 1972 (1972 c. 42)) which are set out in Schedule 2.

The provisions which are brought into force are the substantive provisions for the new development plan system of structure and local plans.

The provisions require a local planning authority to institute a survey, prepare a report of the survey and prepare and submit to the Secretary of State for his approval a structure plan for their area, and enable two or more local planning authorities, with the consent of the Secretary of State, to carry out their duties under Part II of the Act of 1971 by instituting a joint survey, preparing a joint report and preparing and submitting a joint structure plan for a combined area consisting of their areas or any part of their areas. The provisions also empower a local planning authority to prepare a local plan for any part of their area within the area of the structure plan.

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