1954 No. 933

The Town and Country Planning (Development Plans) (Amendment) Regulations, 1954

Made - - - -	10*th July*, 1954
Laid before Parliament	15*th July*, 1954
Coming into Operation	16*th July*, 1954

The Minister of Housing and Local Government in exercise of the powers conferred on him by Sections 8, 10, 11 and 111 of the Town and Country Planning Act, 1947(a) and of all other powers enabling him in that behalf hereby makes the following regulations:—

1. These regulations may be cited as the Town and Country Planning (Development Plans) (Amendment) Regulations, 1954, and shall come into force on the 16th day of July, 1954.

2.—(1) In these regulations a regulation referred to by number is the regulation so numbered in the Town and Country Planning (Development Plans) Regulations, 1948(b), and a Schedule or Part of a Schedule referred to by number is the Schedule or Part so numbered in those regulations.

(2) The Interpretation Act, 1889(c), shall apply to the interpretation of these regulations as it applies to the interpretation of an Act of Parliament.

3. In Regulation 2, to the definition of "Development Plan" in paragraph (1) there shall be added the following sentence:—

"In relation to such proposals references to the approval of the Development Plan, including references to the approval thereof with or without modifications, shall be construed as references to the amendment of the Development Plan."

4. In Regulation 4, paragraph (2), the words "A Development Plan containing" shall be deleted, and for the words "consist of" there shall be substituted the word "comprise"; and there shall be added to the paragraph the following proviso:—

"Provided that, as respects any matter required by the First Schedule to these regulations to be shown on two or more maps to different scales, the map to the larger or largest scale shall be sufficient for the purpose of this paragraph."

5.—(1) In the heading to Regulation 7, after the words "Comprehensive development area map" there shall be added the words "and supplementary town map".

(2) In Regulation 7 the existing paragraph shall be numbered (1) and there shall be added the following paragraph:—

"(2) Subject to the approval of the Minister a Development Plan may include for any area or part of an area to which a town map relates, or for any area or part of an area to which a county map, or part of a county map, drawn to a scale of at least six inches to a mile relates, a map (hereinafter referred to as a supplementary town map) to a scale of 1/2,500 showing particulars and proposals in respect of such of the items specified in Part IV of the First Schedule to these regulations as may be appropriate to the area to which the map relates."

(a) 10 & 11 Geo. 6. c. 51. (b) S.I. 1948/1767 (Rev. XXII, p. 716: 1948 I, p. 4177.)
(c) 52 & 53 Vict. c. 63.

6.—(1) In Regulation 12, at the beginning of paragraph (1) there shall be inserted the words " Subject to the following provisions of this regulation " ; and there shall be added to that paragraph the following proviso :—

" Provided that where the Minister is satisfied having regard to the nature of a proposal that it is not practicable to comply with the foregoing requirements, it shall be sufficient if the programme map indicates the period within which the proposal as a whole should be carried out and the written statement indicates what proportion if any of the development involved can reasonably be expected to take place during the first five years."

(2) To paragraph (2) of Regulation 12 there shall be added the following proviso :—

" Provided that, where the period allowed for the development or redevelopment of the area exceeds ten years, stages after the tenth year may, subject to the approval of the Minister, be indicated by reference to intervals of a longer duration."

(3) There shall be added to Regulation 12 the following paragraphs :—

" (3) In relation to a map added, or proposed to be added, to a Development Plan on amendment, paragraph (1) of this regulation shall have effect with the substitution for the word " approval " of the words " relevant amendment " ; and the reference in that paragraph to the remainder of the period covered by the Development Plan shall, as respects a proposal which would extend that period, be deemed to include such extension.

(4) Notwithstanding paragraph (2) of Regulation 4, nothing in this regulation shall be deemed to require the submission of a programme map with a map containing a proposed alteration or addition to a county map, town map, or comprehensive development area map already comprised in an operative Development Plan.

(5) The submission of a programme map to accompany a supplementary town map shall not be obligatory unless required by the Minister as a condition of the inclusion of such supplementary town map in the Development Plan."

7. In Regulation 13 the existing paragraph shall be numbered (1) and there shall be added the following paragraph :—

" (2) A written statement submitted with proposals for alterations or additions to a Development Plan shall also :—

(*a*) allocate to the appropriate part or parts of the current programme of the Development Plan proposals which are not shown on a programme map.

(*b*) indicate what consequential adjustments, if any, will be required to the programme provisions of the Plan."

8. To Regulation 22 there shall be added the following words :—

" and, in the case of proposals for alterations or additions to a Development Plan, there shall be available for inspection therewith copies or relevant extracts of the Development Plan as in operation at the date of submission of such proposals."

9. In Regulation 24 for the words " a Development Plan which amends an existing " there shall be substituted the words " an amendment of a ".

10.—(1) In the First Schedule in sub-paragraph (i) (*a*) of Part I and in sub-paragraph (i) (*c*) of Part II, after the words " comprehensive development area

maps " there shall be inserted the words " supplementary town maps, or combined comprehensive development area and supplementary town maps ".

(2) In the heading to Part IV of the First Schedule, after the word " maps " there shall be inserted the words " or, with the exception of item (i), on supplementary town maps ".

11.—(1) In Part I of the Second Schedule immediately after the Form of Notice already contained in that Part there shall be inserted the following Form of Notice :—

" FORM OF NOTICE OF SUBMISSION OF PROPOSALS FOR ALTERATIONS OR ADDITIONS TO A DEVELOPMENT PLAN

Town and Country Planning Act, 1947
(Name of Local Planning Authority)
(Title of Development Plan)

NOTICE IS HEREBY GIVEN that proposals for alterations or additions to the above Development Plan were on day of 19 submitted to the Minister of Housing and Local Government.

The proposals relate to land situate within the undermentioned districts.

A certified copy of the proposals as submitted has been deposited for public inspection at (2).

Certified copies of the proposals or certified extracts thereof so far as they relate to the undermentioned districts have also been deposited for public inspection at the places mentioned below (3).

The copies or extracts of the proposals so deposited together with copies or relevant extracts of the Development Plan are available for inspection free of charge by all persons interested at the places mentioned above between (4).

Any objection or representation with reference to the proposals may be sent in writing to the Secretary, Ministry of Housing and Local Government, Whitehall, London, S.W.1, before the day of 19 (5) and any such objection or representation should state the grounds on which it is made. Persons making an objection or representation may register their names and addresses with the (6) and will then be entitled to receive notice of any amendment of the Development Plan made as a result of the proposals.

Dated this day of , 19 .

(Signature of duly authorised officer.) "

(2) In Part II of the Second Schedule immediately after the Form of Notice already contained in that Part there shall be inserted the following Form of Notice :—

" FORM OF NOTICE OF AMENDMENT OF DEVELOPMENT PLAN

Town and Country Planning Act, 1947
(Name of Local Planning Authority)
(Title of Development Plan)

To (1)

NOTICE IS HEREBY GIVEN that on the day of 19 , the Minister of Housing and Local Government amended the above Development Plan.

A certified copy of the Development Plan as amended by the Minister has been deposited at (2)
and certified copies of the Development Plan as amended or certified extracts thereof so far as the amendment relates to the undermentioned districts have also been deposited at the places mentioned below (3).

The copies or extracts of the Development Plan so deposited will be open for inspection free of charge by all persons interested between (4).

The amendment became operative as from the (5) day of , 19 , but if any person aggrieved by it desires to question the validity thereof or of any provision contained therein on the ground that it is not within the powers of the Town and Country Planning Act, 1947, or on the ground that any requirement of the Act or any regulation made thereunder has not been complied with in relation to the making of the amendment, he may, within six weeks from the (5) day of 19 , make application to the High Court (6).

Dated this day of 19 .

(Signature of duly authorised officer.)"

Dated this 10th day of July, 1954.

Given under the official seal of the Minister of Housing and Local Government.

(L.S.) *Harold Macmillan,*
Minister of Housing and Local Government.

EXPLANATORY NOTE

(This Note is not part of the Regulations, but is intended to indicate their general purport.)

These Regulations amend the Town and Country Planning (Development Plans) Regulations, 1948, which deal with the form and content of development plans and the procedure for bringing them into operation.

The amendments effect minor changes in the procedure for altering an approved development plan in pursuance of proposals submitted under section 6 of the Act. Such proposals are already subject to the principal regulations by virtue of their inclusion in the definition of "Development Plan", but the words added to that definition by Regulation 3 are needed to secure that references to the approval of a development plan shall be read in appropriate circumstances as references to the amendment of a plan. With regard to the form and content of proposals under section 6, Regulations 4 and 6 (3) contain provisions designed to limit the number of maps required, and Regulation 7 provides for the inclusion of the requisite programme information in the written statement accompanying the proposals. Regulation 11 supplies Forms of Notice for use in relation to the submission of such proposals and to the amendment of a development plan.

In addition Regulation 5 introduces a new map, called a supplementary town map, by means of which the planning authority's proposals for certain areas can be shown in more detail. Regulation 10 makes the necessary consequential alterations in the First Schedule to the principal regulations.