4. ERECTION OF INDUSTRIAL BUILDINGS

The Town and Country Planning (Erection of Industrial Buildings) Regulations, 1949

1949 No. 1025

Made - - - -	*27th May*, 1949
Laid before Parliament	*28th May*, 1949
Coming into Operation	*1st June*, 1949

Whereas by subsection (4) of Section 14 of the Town and Country Planning Act, 1947(**a**), it is provided that an application to the local planning authority for permission to develop land by the erection thereon of an industrial building of any class prescribed by regulations made for the purposes of that subsection by the Board of Trade shall be of no effect unless it is certified by the Board that the development in question can be carried out consistently with the proper distribution of industry, but that no such certificate as aforesaid shall be required in respect of the erection of any building which will have an aggregate floor space not exceeding five thousand square feet.

And Whereas it is further provided by that subsection that such regulations as aforesaid may direct that no such certificate as aforesaid shall be required in respect of the erection, in any area prescribed by or under the regulations, of industrial buildings of any such class as may be so prescribed.

Now therefore, the Board of Trade, in pursuance of the powers conferred upon them by the said subsection and all other powers in that behalf enabling them, hereby make the following regulations :—

1. All classes of industrial buildings are prescribed for the purposes of subsection (4) of Section 14 of the Town and Country Planning Act, 1947 ; Provided that the certificate of the Board of Trade referred to in that subsection shall not be required in respect of any application to the local planning authority for permission to develop land in any area by the extension thereon of an industrial building of the following class, that is to say, an industrial building which will have an aggregate floor space exceeding 5,000 square feet of which not more than 5,000 square feet will be taken up by the aggregate floor space of that extension and every other extension of that building carried out after the 1st day of July, 1948, and within the period of three years ending on the date of the said application to the local planning authority.

2. The Town and Country Planning (Erection of Industrial Buildings) Regulations, 1948(**b**), are hereby revoked.

3. These regulations may be cited as the Town and Country Planning (Erection of Industrial Buildings) Regulations, 1949, and shall come into operation on the 1st day of June, 1949.

Dated this 27th day of May, 1949.

John Edwards,
Parliamentary Secretary to the Board of Trade.

(**a**) 10 & 11 Geo. 6. c. 51. (**b**) S.I. 1948 (No. 1309) I, p. 4187.

EXPLANATORY NOTE

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

These Regulations replace the Town and Country Planning (Erection of Industrial Buildings) Regulations, 1948 (S.I. 1948 No. 1309) with the addition only of a proviso that a Board of Trade certificate that a particular development can be carried out consistently with the proper distribution of industry shall not be required in support of an application to develop land by the extension of an industrial building which (when extended) will have a floor space exceeding 5,000 square feet of which the aggregate of the floor space of that extension and every previous extension thereof carried out after the 1st July, 1948, and within three years of that application will not take up more than 5,000 square feet.

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5. ISLES OF SCILLY

The Town and Country Planning (Isles of Scilly) Order, 1949

1949 No. 1321

Made - - - -	12*th July*, 1949
Coming into Operation	1*st August*, 1949

The Minister of Town and Country Planning in pursuance of the powers conferred on him by Section 115 of the Town and Country Planning Act, 1947(**a**), and of all other powers enabling him in that behalf hereby makes the following Order.

Commencement and Citation

1. This Order may be cited as the Town and Country Planning (Isles of Scilly) Order, 1949, and shall come into operation on the 1st day of August, 1949.

Interpretation

2.—(1) In this Order

" the Act " means the Town and Country Planning Act, 1947 ;

" the Isles " means the Isles of Scilly as defined by the Isles of Scilly Order, 1943(**b**) ;

" the said Council " means the Council of the Isles as constituted under the Isles of Scilly Order, 1943 ;

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

Application of Act to Isles of Scilly

3.—(1) The Act shall apply to the Isles as if the Isles were a separate county and subject to the following modifications :—

(*a*) the local planning authority for the purposes of the Act shall be the said Council ;

(**a**) 10 & 11 Geo. 6. c. 51. (**b**) S.R. & O. 1943 (No. 107) I, p. 602. (**c**) 52 & 53 Vict. c. 63.