# 1960 No. 283

# The Town and Country Planning General Development (Amendment) Order, 1960

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| *Made* - - - - | 19*th February*, 1960 |
| *Laid before Parliament* | 24*th February*, 1960 |
| *Coming into Operation* | 25*th February*, 1960 |

The Minister of Housing and Local Government, in exercise of the powers conferred on him by sections 13 and 111 of the Town and Country Planning Act, 1947(a), and section 36 of the Town and Country Planning Act, 1959(b), and of all other powers enabling him in that behalf, hereby orders as follows :—

**1.**—(1) This order may be cited as the Town and Country Planning General Development (Amendment) Order, 1960, and the Town and Country Planning General Development Orders, 1950 to 1959(c), and this order may be cited together as the Town and Country Planning General Development Orders, 1950 to 1960.

(2) This order shall come into operation on the 25th day of February, 1960.

(3) The Interpretation Act, 1889(d), shall apply to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

**2.** The Town and Country Planning General Development Order, 1950(e), is hereby amended as follows :—

(*a*) In sub-paragraph (*c*) of paragraph (1) of Article 9 for the words " for which the local planning authority are not also the local highway authority " there shall be substituted the words " and the local highway authority concerned are not the authority making the decision ".

(*b*) In column (1) of Class III of Part I of the First Schedule, for the words " or (iv) a cats-meat shop ; " there shall be substituted the words

" (iv) a cats-meat shop ; or
(v) a shop for the sale of motor vehicles ; ".

(*c*) In column (2) of Class VI. 1 of Part I of the First Schedule, there shall be inserted the following condition, and the existing conditions shall be renumbered accordingly :—

" 1. The ground area covered by any building erected pursuant to this permission shall not, either by itself or after the addition thereto of the ground area covered by any existing building or buildings (other than a dwelling house) within the same unit erected or in course of erection within the preceding two years and wholly or partly within 100 yards of the nearest part of the said building, exceed 5,000 square feet."

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(a) 10 & 11 Geo. 6. c. 51. (b) 7 & 8 Eliz. 2. c. 53. (c) S.I. 1950/728, 1958/1460, 1959/1286 (1950 II, p. 1051; 1958 II, p. 2328; 1959 II, p. 2630). (d) 52 & 53 Vict. c. 63.
(e) S.I. 1950/728 (1950 II, p. 1051).

**3.** The Town and Country Planning General Development Order, 1959, is hereby amended as follows:—

In sub-paragraph (*e*) of paragraph (1) of Article 7 for the words "a swimming bath" there shall be substituted the words "a swimming bath or gymnasium (not forming part of a school, college or university)" and the words "a gymnasium" shall be deleted.

Given under the official seal of the Minister of Housing and Local Government this nineteenth day of February, nineteen hundred and sixty.

(L.S.) *Henry Brooke,*
Minister of Housing and Local Government.

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## EXPLANATORY NOTE

*(This Note is not part of the Order, but is intended to indicate its general purport.)*

This order amends the Town and Country Planning General Development Orders of 1950 and 1959.

It extends the obligation of local planning authorities to consult with local highway authorities to cases where the authority deciding an application for planning permission under delegated powers is not the highway authority. (Regulation 2 (*a*)).

It gives a general permission enabling a shop for the sale of motor vehicles to be used as a shop of any kind. A shop for the sale of motor vehicles is taken out of the general class of shop (changes of use within which do not involve development) by the Town and Country Planning (Use Classes) (Amendment) Order, 1960, S.I. 1960/282 (1960, III, p. 3290), (Regulation 2 (*b*)).

It limits the size of buildings which may be erected on agricultural land for agricultural purposes under the general permission given by Class VI of the General Development Order of 1950. (Regulation 2 (*c*)).

It eliminates the obligation to give public notice of an application for planning permission for a gymnasium or a swimming bath which is to form part of a school, college or university. (Regulation 3.)