of Article 5 of the Town and Country Planning (General Development) Order, 1948(a) and of all other powers enabling him in that behalf hereby gives the following direction:—

1. Any local planning authority to whom an application has been made for permission under the Town and Country Planning Act, 1947(b), to develop land by the winning and working of any of the minerals specified in the Schedule hereto shall furnish to the Minister—

(*a*) on receipt of such application, a copy thereof and of any plans or maps submitted therewith, and

(*b*) where a decision in respect of such application has been given by them, particulars of such decision and of the date thereof.

2. This Direction may be cited as the Town and Country Planning Minerals Direction No. 1, 1948, and shall come into force on the first day of July, 1948.

SCHEDULE

Fullers Earth.
Diatomite.
China Clay.
China Stone.
Felspar.
Ball Clay.
Talc.
Pyrophyllite.

Moulding Sands.
Silica Sands.
Rock Quartzite.

Bauxite.
Tungsten Ore.
Lead Ore.
Zinc Ore.
Tin Ore.
Manganese Ore.
Fluorspar.

Graphite.
Lignite.
Oil Shale.

Anhydrite.
Gypsum.
Phosphate Rock.
Mica.
Celestine.

Given under the Official Seal of the Minister of Town and Country Planning this twenty-ninth day of June, One thousand nine hundred and forty-eight.

(L.S.) *Lewis Silkin,*
Minister of Town and Country Planning.

The Town and Country Planning (Modification of Mines Act) Regulations, 1948†

1948 No. 1522

Made - - - -	13*th May*, 1948
Laid before Parliament	25*th May*, 1948
Coming into Operation	1*st July*, 1948

B.2336.

The Minister of Town and Country Planning and the Minister of Fuel and Power by virtue of the powers conferred on them by sub-section (4) of Section 81 of the Town and Country Planning Act, 1947(b), and all other powers enabling them in that behalf, hereby make the following Regulations:—

Citation, Commencement and Interpretation

1. These Regulations may be cited as the Town and Country Planning (Modification of Mines Act) Regulations, 1948, and shall come into operation on the appointed day.*

(a) S.I. 1948 No. 958, p. 4147 above. (b) 10 & 11 Geo. 6. c. 51

* *See* S.I. 1948 No. 213, p. 4087 above.

† These Regulations were approved by Resolution of the House of Commons, 28th June, 1948, and the House of Lords, 30th June, 1948, in accordance with Section 81 (5) of the Town and Country Planning Act, 1947.

2.—(1) In these Regulations—

(*a*) " the Mines Act " means the Mines (Working Facilities and Support) Act, 1923(**a**)

(*b*) " the appointed day " means the appointed day for the coming into force of the Town and Country Planning Act, 1947(**b**)

(*c*) " the Commission " means the Railway and Canal Commission.

(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.

General

3. Where a development plan provides that any land is to be used for the purpose of securing the winning and working of any minerals comprised therein, the provisions of the Mines Act shall have effect in relation to that land subject to the modifications prescribed by these Regulations.

4. The right to work such minerals as aforesaid may be conferred by the Commission under subsection (1) of Section 1 of the Mines Act, where there is danger for any reason that the minerals will not be worked in accordance with the development plan, on any person (whether having an interest in the minerals or not) who is desirous of working them either by himself or through his lessees and who is unable to obtain the necessary rights by agreement on reasonable terms, and any such person may apply under subsection (1) of Section 5 of that Act for the grant of such a right.

5. For the purposes of the determination by the Commission of an application for any such right, it shall be assumed that the winning and working of the minerals is expedient in the national interest.

6. The compensation or consideration in respect of any such right which is granted by the Commission shall be assessed having regard to the amount of the compensation which would be payable in respect of a compulsory acquisition of the minerals under Part IV of the Town and Country Planning Act, 1947.

Dated this thirteenth day of May, 1948.

Given under the Official Seal of the Minister of Town and Country Planning.

(L.S.)

Lewis Silkin,
Minister of Town and Country Planning.

Given under the Official Seal of the Minister of Fuel and Power.

(L.S.)

Hugh Gaitskell,
Minister of Fuel and Power.

(**a**) 13 & 14 Geo. 5. c. 20. (**b**) 10 & 11 Geo. 6. c. 51.
(**c**) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

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

Under Section 81 (4) of the Town and Country Planning Act, 1947, where a development plan makes provision for the winning and working of minerals in any land, the provisions of the Mines (Working Facilities and Support) Act, 1923, dealing with the granting of rights to work certain minerals in the national interest may be modified by Regulations—

(*a*) extending its operation to any land allocated in the plan for mineral working;

(*b*) requiring the Railway and Canal Commission to assume that such working is in the national interest;

(*c*) requiring the compensation to the landowner to be assessed on the same basis as for compulsory purchase.

These Regulations prescribe the necessary modifications of the 1923 Act.

(By Section 81 (6) these Regulations have no application to

(1) the winning and working, on land held or occupied with land used for the purposes of agriculture, of any minerals reasonably required for the purposes of that use:

(2) the winning and working of minerals vested in the National Coal Board.)

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15. RESTRICTION OF RIBBON DEVELOPMENT ACTS

The Town and Country Planning (Enforcement of Restriction of Ribbon Development Acts) Regulations, 1948‡

1948 No. 1520

Made - - - -	*25th May*, 1948
Laid before Parliament	*25th May*, 1948
Coming into Operation	*1st July*, 1948*

B.2305.

The Minister of Town and Country Planning in exercise of the powers conferred on him by subsection (8) of Section 75 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 shall come into force on the appointed day*, and may be cited as the Town and Country Planning (Enforcement of Restriction of Ribbon Development Acts) Regulations, 1948.

2.—(1) In these Regulations, unless the context otherwise requires, the following expressions shall have the meanings hereby respectively assigned to them, that is to say:—

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

" the appointed day " means the day appointed for the coming into force of the Act;

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* *See* S.I. 1948 No. 213, p. 4087 above.

‡ These Regulations were approved by Resolution of the House of Commons, 28th June, 1948, and by the House of Lords, 30th June, 1948, in accordance with Section 75 (8) of the Town and Country Planning Act, 1947.

(**a**) 10 & 11 Geo. 6. c. 51.