1960 No. 1761

The Town and Country Planning (Use Classes) (Amendment No. 2) Order, 1960

Made - - - - 27*th September*, 1960
Coming into Operation 1*st October*, 1960

The Minister of Housing and Local Government, in exercise of the powers conferred on him by section 12 of the Town and Country Planning Act, 1947(a), 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 (Use Classes) (Amendment No. 2) Order, 1960, and shall come into operation on the 1st day of October, 1960.

(2) The Interpretation Act, 1889(b), 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 (Use Classes) Order, 1950(c), is hereby amended as follows:—

(1) In paragraph (2) of Article 2

(*a*) in the definition of "shop" after the word "office," there shall be inserted the words "betting office;"

(*b*) in the definition of "office" for the words "post office;" there shall be substituted the words "post office or betting office;"

(*c*) after the definition of "office" there shall be added the following definition—

"betting office" means any building in respect of which there is for the time being in force a betting office licence pursuant to the provisions of the Betting and Gaming Act, 1960(d);

(2) The following shall be substituted for Classes V to VII of the Schedule—

Class V.—Use for any work which is registrable under the Alkali, &c., Works Regulations Act, 1906(e), as extended by the Alkali, &c. Works Orders, 1928 to 1958(f), except a process ancillary to the getting, dressing or treatment of minerals carried on in or adjacent to a quarry or mine.

Use for any of the following processes, except as aforesaid, so far as not registrable under the above Act:—

(i) smelting, calcining, sintering or reduction of ores, minerals, concentrates or mattes;
(ii) converting, re-heating, annealing, hardening, melting, carburising, forging or casting of iron or other metals or alloys;
(iii) recovering of metal from scrap, or drosses or ashes;
(iv) galvanising;
(v) pickling or treatment of metal in acid;
(vi) chromium plating.

(Special Industrial Group A)

(a) 10 & 11 Geo. 6. c. 51. (b) 52 & 53 Vict. c. 63. (c) S.I. 1950/1131 (1950 II, p. 1097). (d) 8 & 9 Eliz. 2. c. 60. (e) 6 Edw. 7. c. 14. (f) S.R. & O. 1928/26 (Rev. II, p. 51: 1928 p. 63); 1935/162 (Rev. II, p. 54: 1935 p. 129); 1939/1299 (Rev. II, p. 56: 1939 I, p. 142); S.I. 1950/364, 1958/497 (1950 I, p. 165; 1958 I, p. 318).

Class VI.—Use for any of the following processes so far as not included in Class V and except a process ancillary to the getting, dressing or treatment of minerals, carried on in or adjacent to a quarry or mine:—

(i) burning of building bricks;

(ii) lime or dolomite burning;

(iii) production of calcium carbide, or zinc oxide;

(iv) foaming, crushing or screening of stone or slag.

(Special Industrial Group B)

Class VII.—Use for any of the following purposes so far as not included in Class V:—

(i) the production or employment of cyanogen or its compounds;

(ii) the manufacture of glass, where the sodium sulphate used exceeds 1·5 per cent. of the total weight of the melt;

(iii) the production of zinc chloride.

(Special Industrial Group C)

(3) In Class IX of the Schedule after "Animal charcoal manufacturer" there shall be added—

"Animal hair cleanser, adapter or treater".

(4) The following shall be substituted for Class XVI of the Schedule:—

Class XVI.—Use as a hospital, home or institution for persons suffering from mental disorder, or epileptic persons, or a home, hostel or institution in which persons may be detained by order of a court or which is approved by one of Her Majesty's Principal Secretaries of State for persons residing there under a requirement of a probation or supervision order.

Given under the official seal of the Minister of Housing and Local Government this twenty-seventh day of September, nineteen hundred and sixty.

(L.S.)

Henry Brooke,
Minister of Housing and Local Government.

EXPLANATORY NOTE

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

This Order excludes betting offices licensed under the Betting and Gaming Act, 1960, from being "shops" or "offices" for the purposes of the Town and Country Planning (Use Classes) Order, 1950. Minor amendments and additions are made in the special industrial groups and the phraseology of Class XVI is altered so as to accord with modern legislation as to mental health and probation and supervision orders.