STATUTORY INSTRUMENTS

1965 No. 229

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

The Town and Country Planning (Use Classes) (Amendment) Order 1965

Made - - - - 15*th February* 1965

Coming into Operation 22*nd February* 1965

The Minister of Housing and Local Government, in exercise of the powers conferred on him by sections 12 and 217 of the Town and Country Planning Act 1962(a) and of all other powers enabling him in that behalf, hereby makes the following order: —

1.—(1) This order may be cited as the Town and Country Planning (Use Classes) (Amendment) Order 1965 and the Town and Country Planning (Use Classes) Order 1963(b) and this order may be cited together as the Town and Country Planning (Use Classes) Orders 1963 and 1965.

(2) This order shall come into operation on 22nd February 1965.

(3) The Interpretation Act 1889(c) 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 1963 is hereby amended by the substitution, for Class XVIII of the schedule thereto, of the following: —

" Class XVIII.—Use as a theatre, a cinema or a music hall.

Class XIX.—Use as a dance hall, a skating rink, a swimming bath, a Turkish or other vapour or foam bath or a gymnasium, or for indoor games.".

Given under the official seal of the Minister of Housing and Local Government on 15th February 1965.

(L.S.) *R. H. S. Crossman,*
Minister of Housing and Local Government.

(a) 10 & 11 Eliz. 2. c. 38. (b) S.I. 1963/708 (1963 I, p. 857). (c) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

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

Article 3 of the Town and Country Planning (Use Classes) Order 1963 provides that, where a building or other land is used for a purpose within any class of the schedule to the order, the use of the building or land for any other purpose within the same class is deemed not to involve development of the land for the purposes of the Town and Country Planning Act 1962. This order amends the order of 1963 by dividing Class XVIII of the schedule to that order into two separate classes, so that article 3 will no longer apply to a change of use of a building from use as a theatre, cinema or music hall to use for any of the other purposes formerly set out in Class XVIII, and now set out in Class XIX, or from a use for any of those purposes to use as a theatre, cinema or music hall.