

1968 No. 1623

TOWN AND COUNTRY PLANNING, ENGLAND AND WALES

The Town and Country Planning General Development (Amendment) Order 1968

<i>Made</i> - - - -	14th October 1968
<i>Laid before Parliament</i>	21st October 1968
<i>Coming into Operation</i>	1st January 1969

The Minister of Housing and Local Government, in exercise of the powers conferred on him by sections 14 and 217 of the Town and Country Planning Act 1962(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 General Development (Amendment) Order 1968, and the Town and Country Planning General Development Orders 1963 to 1967(b) and this order may be cited together as the Town and Country Planning General Development Orders 1963 to 1968.

(2) This order shall come into operation on 1st January 1969.

(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 General Development Order 1963(d) as amended (e) is hereby amended as follows:—

(a) In article 4(6) thereof there shall be added the following sub-paragraphs:

“(f) maintenance of buildings, runways, taxiways or aprons at an aerodrome;

(g) provision, alteration and maintenance of equipment, apparatus and works at an aerodrome, required in connection with the movement of traffic by air (but excepting buildings, the construction, erection, reconstruction or alteration of which is permitted by paragraph H of Class XVII of Part I of Schedule 1 to this Order).”

(b) In Class XVII of Part I of Schedule 1:

(i) In paragraph D in column (1), the following sub-paragraph shall be added after sub-paragraph (ii) and the existing sub-paragraph (iii) shall be renumbered (iv):

(a) 10 & 11 Eliz. 2. c. 38.

(b) S.I. 1963/709, 1964/1239, 1965/498, 1967/1076 (1963 I, p. 862; 1964 II, p. 2871; 1965 I, p. 1243; 1967 II, p. 3172).

(c) 52 & 53 Vict. c. 63. (d) S.I. 1963/709 (1963 I, p. 862).

(e) The amending Orders are not relevant to the subject matter of this Order.

“(iii) the construction, in any storage area or protective area specified in an order made under section 4 of the Gas Act 1965^(a), of boreholes, other than those shown in the order as approved by the Minister of Power for the purposes of subsection (6) of the said section 4, and the erection or construction, in any such area, of any plant or machinery or other structure not exceeding 20 feet in height which is required in connection with any such borehole.”

(ii) The following paragraph shall be added after paragraph G:

Column (1) Description of Development	Column (2) Conditions
<p>H. The British Airports Authority. Development required in connection with the provision by the Authority of services and facilities necessary or desirable for the operation of an aerodrome, being development carried out by the Authority in, on, over or under the operational land of the undertaking, except:—</p> <p>(i) the construction or erection, or the reconstruction or alteration so as materially to affect the design or external appearance thereof, of buildings (not being buildings required in connection with the movement or maintenance of aircraft or with the embarking, disembarking, loading, discharge or transport of passengers, livestock or goods at an aerodrome); and</p> <p>(ii) the construction or extension of runways.</p>	<p>Standard conditions 1 and 2</p>

(c) In Class XXI of the said Part I, in place of the words “of the Minister of Aviation” there shall be substituted the words “of the Board of Trade or of the British Airports Authority”.

Given under the official seal of the Minister of Housing and Local Government on 14th October, 1968.

(L.S.)

Anthony Greenwood,
Minister of Housing
and Local Government.

EXPLANATORY NOTE
(*This Note is not part of the Order.*)

This order amends the Town and Country Planning General Development Order 1963 by adding to Schedule 1 further classes of development which are permitted by article 3 of that order, namely:—

- (1) The construction of boreholes, and the carrying out of certain other works, on land under which a gas authority are authorised, by an order made under section 4 of the Gas Act 1965, to store gas, and on any other land included in such an order as a protective area (article 2(b)(i) of this order);

- (2) Certain development in connection with the operation of aerodromes which is carried out by the British Airports Authority set up under the Airports Authority Act 1965 (1965 c. 16) (article 2(b)(ii) of this order);
- (3) The use of buildings on an aerodrome which is vested in or under the control of the British Airports Authority for purposes connected with the air transport services or other flying activities at such an aerodrome (article 2(c) of this order).

The order further amends the Town and Country Planning General Development Order 1963 by the exclusion from the power, contained in article 4 of that order, to make directions (other than specific directions) restricting permitted development, of maintenance work and the provision or alteration of equipment, apparatus and works at an aerodrome which is vested in, or under the control of, the British Airports Authority for purposes connected with the movement of traffic by air (article 2 (a) of this order).