



- (b) In article 3, the following paragraph shall be added after paragraph (1):—

“(1A) The classes specified in the Schedule to this order shall not include any use of a building or other land for any purpose which involves the manufacture, processing, keeping or use of a hazardous substance in such circumstances as will result in there being at any one time a notifiable quantity of such substance in, on, over or under that building or land, or any site of which that building or land forms part.”.

*Patrick Jenkin,*

Secretary of State for the Environment.

31st October 1983.

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#### EXPLANATORY NOTE

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

This Order amends the Town and Country Planning (Use Classes) Order 1972. The 1972 Order specifies classes for the purposes of section 22(2)(f) of the Town and Country Planning Act 1971, which provides that a change of use of a building or other land does not involve development for the purposes of the Act if the new use and the former use are both within the same specified class.

This Order amends article 3(1) of the 1972 Order to exclude from all of the specified classes any use of a building or land which involves the presence on the site of a notifiable quantity of a hazardous substance within the meaning of the Notification of Installations Handling Hazardous Substances Regulations 1982, so that a change to such a use is not excluded by section 22(2)(f) of the 1971 Act from constituting or involving development for the purposes of the Act.

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