

Appendix 3 PROCESS

A Conservation Area is “an area of special architectural or historic interest, the character and appearance of which it is desirable to preserve or enhance” (Planning Listed Buildings and Conservation Areas) Act, 1990).

In accordance with Section 71 Planning and Listed Buildings and Conservation Areas Act 1990 Formulation and publication of proposals for preservation and enhancement of conservation areas.

(1) It shall be the duty of a local planning authority from time to time to formulate and publish proposals for the preservation and enhancement of any parts of their area which are conservation areas.

(2) Proposals under this section shall be submitted for consideration to a public meeting in the area to which they relate.

(3) The local planning authority shall have regard to any views concerning the proposals expressed by persons attending the meeting.

Upon designation, the council must place a notice in the London Gazette and at least one local newspaper and must inform the Secretary of State and (in England) English Heritage of the designation. They must also register the designation as a land charge - there may be no formal duty to notify current owners or occupiers individually, but this could create adverse issues.

Section 72 of the Planning (Listed Buildings and Conservation Areas) Act 1990 places a duty on local planning authorities, in the exercise of their planning functions, to pay special attention to the desirability of preserving or enhancing the character or appearance of a conservation area.