



ACT AMENDED

BY ARRANGEMENT OF G.L.C.

# Lee Valley Regional Park Act 1966

## CHAPTER xli

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**ELIZABETH II**



**1966 CHAPTER xli**

An Act to establish the Lee Valley Regional Park Authority for the development, preservation and management for recreation, sport, entertainment and the enjoyment of leisure of an area adjoining the river Lee as a regional park; to confer powers upon the said authority and certain other authorities, bodies and persons; to enact provisions in connection with the matters aforesaid; and for other purposes. [21st December 1966]

**W**HEREAS owing to the increasing demand for the development of land for housing, industrial and other urban purposes there is an increasing scarcity of land available for recreation, sport, entertainment and the enjoyment of leisure:

And whereas it is anticipated that the demand for urban development in the south-east of England will in the future greatly increase:

And whereas there is in Greater London and the counties of Essex and Hertford an area adjoining the river Lee which is suitable for development as a regional park for the purpose of providing opportunities for recreation, sport, entertainment and the enjoyment of leisure:

And whereas it is in the public interest that an authority should be established, as in this Act provided, to develop, improve, preserve and manage or procure or arrange for the development, improvement, preservation and management of the said area for such purposes as aforesaid:

And whereas it is expedient that for the purposes aforesaid the powers in that behalf contained in this Act should be conferred upon the said authority:

And whereas it is expedient that the other powers and provisions contained in this Act should be conferred and enacted:

And whereas the purposes of this Act cannot be effected without the authority of Parliament:

1933 c. 51. And whereas in relation to the promotion of the Bill for this Act the provisions of Part XIII of the Local Government Act, 1933, have been observed by the Greater London Council:

May it therefore please Your Majesty that it may be enacted, and be it enacted, by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Short title. 1. This Act may be cited as the Lee Valley Regional Park Act 1966.

Interpretation. 2.—(1) In this Act, unless the subject or context otherwise requires—

“ the Act of 1933 ” means the Local Government Act, 1933;

1961 c. 33. “ the Act of 1961 ” means the Land Compensation Act, 1961;

1962 c. 38. “ the Act of 1962 ” means the Town and Country Planning Act 1962;

1963 c. 33. “ the Act of 1963 ” means the London Government Act 1963;

1965 c. 56. “ the Act of 1965 ” means the Compulsory Purchase Act 1965;

“ the appointed day ” means 1st January, 1967;

“ the Authority ” means the Lee Valley Regional Park Authority constituted by this Act;

“ bridleway ” means a way for the following purposes only, namely, the passage of persons on foot or on horseback or for leading horses or driving animals of any description;

“ the catchment board ” means the Lee Conservancy Catchment Board;

“ the common council ” means the common council of the city of London;

"constituent council" means a riparian council or a non-riparian council;

"contributing council" means a London council or a county council;

"county council" means the council of the county of Essex or the council of the county of Hertfordshire;";

"cycle track" means a way for the following purposes only, that is to say, the passage of persons on foot or riding pedal cycles;

"enactment" means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

"financial year" means a period of twelve months commencing on 1st April;

"footpath" means a way for the following purpose only, that is to say, the passage of persons on foot;

"functions" includes powers and duties;

"houseboat" means any vessel, or any part, remains or wreckage thereof, whether or not the same shall be floating, and whether or not the same is used or capable of being used as a place of temporary, intermittent or permanent habitation but does not include any boat or vessel bona fide used for navigation;

"interest" in relation to land, includes any estate in land and any right in, over or under land, whether the right is exercisable by virtue of the ownership of an interest in land or by virtue of a licence or agreement, and in particular includes rights of fishing and sporting;

"land" includes land covered by water and any interest in land;

"London council" means a London borough council or the Common Council;";

"the Minister" means the Minister of Housing and Local Government;

"nature reserve" has the meaning assigned to that expression by section 15 of the National Parks and Access to the Countryside Act, 1949; 1949 c. 97.

"non-riparian council" means a London council other than the councils of the London boroughs of Enfield, Hackney, Haringey, Newham, Tower Hamlets and Waltham Forest;";

"the park" means the Lee Valley Regional Park as defined by subsection (2) of this section;

"riparian council" means a council specified in section 4(2) of this Act;";

"statutory undertakers" means any persons authorised by any enactment to construct, work or carry on a railway, canal, inland navigation, gas, electricity, water or other public undertaking;

“ vessel ” includes any ship, boat, barge, houseboat, raft or craft of every class or description, howsoever navigated or propelled, and a hover vehicle, that is to say, a vehicle designed to be supported on a cushion of air;

“ waterway ” means any lake, river, canal or other waters, being (in any case) waters suitable, or which can be rendered suitable, for use in connection with any facilities provided by virtue of this Act.

(2) “ The Lee Valley Regional Park ” means the areas in Greater London and in the counties of Essex and Hertford coloured pink on the plan which was in the month of November, 1965, deposited in the office of the Clerk of the Parliaments, House of Lords, in the Private Bill Office of the House of Commons and copies of which were in the same month deposited with the clerks of the constituent councils.

(3) Any reference in this Act to any enactment shall be construed as a reference to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment, including this Act.

Incorporation  
of Acts.  
1946 c. 49.

3.—(1) The Acquisition of Land (Authorisation Procedure) Act, 1946, shall apply to the compulsory acquisition of land under this Act and accordingly shall have effect as if this Act were a public general Act in force immediately before the commencement of the said Act of 1946.

(2) In relation to the acquisition of interests in land by way of the creation of new interests references to land in the said Act of 1946 as applied by the last preceding subsection shall be construed as references to the land in which the new interest is to be created.

(3) The provisions of section 27 of the Act of 1965 shall not apply in relation to any compulsory purchase under this Act.

(4) For the purpose of the acquisition by the Authority of land by agreement the provisions of Part I of the Act of 1965 (so far as applicable) other than sections 4 to 8, section 10, section 27 and section 31 shall apply and in the said Part I as so applied—

(a) “ the acquiring authority ” means the Authority;

(b) “ the special Act ” means this Act; and

(c) “ land ” has the meaning assigned to it in this Act.

Constitution  
of Authority.

4.—(1) On the appointed day there shall be constituted an Authority to be called “ the Lee Valley Regional Park Authority ” for the purpose of exercising the functions assigned to them by this Act.

(2) The Authority shall consist of twenty-eight members who shall be appointed as follows:—

**eight by the non-riparian councils jointly;**

4 by the County Council of Essex;  
4 by the County Council of Hertfordshire;  
1 by the London Borough Council of Enfield;  
1 by the London Borough Council of Hackney;  
1 by the London Borough Council of Haringey;  
1 by the London Borough Council of Newham;  
1 by the London Borough Council of Tower Hamlets;  
1 by the London Borough Council of Waltham Forest;  
2 by the Borough Council of Broxbourne;  
2 by the District Council of East Hertfordshire;  
2 by the District Council of Epping Forest".

(3) The incidental provisions set out in the schedule to this Act shall apply in relation to the Authority and the members thereof.

5.—

"(1) The appointments to the Authority required by section 4 of this Act shall be made —

- (a) by the non-riparian councils before 1st April 1986 and before 1st July in 1989 and each fourth year thereafter; and
- (b) by the riparian councils before 1st July in 1989 and each fourth year thereafter;

and each member so appointed, and the members appointed by the riparian councils in 1985, shall hold office —

- (i) in the case of the first appointments made by the non-riparian councils, from 1st April 1986 to 30th June 1989;
- (ii) otherwise, from 1st July next following his appointment for a term of four years.

(2) Immediately after the appointment of any member of the Authority the proper officer of the constituent council of whom he is a member shall notify the name, address and description of the member appointed to the Authority.

(3) A person shall not be eligible for appointment as a member of the Authority if he is a member of a non-riparian council one of whose members is already a member of the Authority."



"(4) Where a casual vacancy occurs among the persons appointed to the Authority by a riparian council or by the non-riparian councils jointly, that council or, as the case may be, those councils jointly, shall as soon as practicable appoint another person to fill the vacancy and the person appointed shall come into office upon his appointment and shall hold office during the remainder of the term of office of the person in whose place he is appointed:

Provided that it shall not be obligatory upon a riparian council or, as the case may be, the non-riparian councils to fill any vacancy occurring less than two months before the ordinary date of retirement from the office in which the vacancy occurs."

(5) The provisions of sections 58, 59, 60, 63, 76 and 95 of the Act of 1933 (which relate to the holding of office and voting) shall apply to the Authority as if the Authority were a local authority other than a parish council and such officer as shall be appointed for the purpose by the Authority were the clerk of the local authority and as if references in those provisions to that Act were references to this Act:

Provided that—

- (i) in its application to the Authority paragraph (a) of subsection (1) of the said section 59 shall have effect as if the expression "chairman" included "vice-chairman";
- (ii) in their application to the Authority the said sections 76 and 95 shall have effect as if references to members of a local authority included references to deputies of members of the Authority nominated under section 8 (Nomination of deputies) of this Act;
- (iii) in their application to the Authority the said sections 58, 59 and 60 shall have effect as if references to election or re-election of members of a local authority were references to the appointment or re-appointment of members of the Authority.

Qualification  
for and  
cessation of  
membership  
of Authority.

6.—

(1) A member of the Authority shall either be a member of the riparian council by whom he was appointed or, if he was appointed by the non-riparian councils jointly, of one of those councils and if he ceases to be a member of such a council he shall thereupon cease to be a member of the Authority:

Provided that a member of the Authority who becomes disqualified for being such a member by reason only of the termination of his term of office as a member of such a council shall continue in office as a member of the Authority until 30th June next occurring after the date on which his term of office as a member of such a council terminated.”;

(2) A member of the Authority may resign his membership by sending to the Authority notice of his desire to do so, and his resignation shall take effect upon the receipt of such notice by the Authority.

(3) Where any member of the Authority ceases to be a member of the Authority in pursuance of the preceding provisions of this section or becomes disqualified from being a member of the Authority or vacates his office by absence the Authority shall forthwith notify the casual vacancy so arising to the proper officer of the riparian council by whom the member was appointed or, in the case of a member appointed by the non-riparian councils jointly, the proper officers of those councils.”

7.(1) A person who is a member of two or more constituent councils shall not be qualified to represent more than one constituent council and if the same person shall be appointed a member of the Authority by more than one constituent council he shall within one month after the second appointment choose under which appointment he will serve and give notice of his choice to the Authority and thereupon the other appointment shall be deemed void and if he fails to give the said notice, the second and subsequent appointments shall be deemed void and a further appointment shall be made as if a casual vacancy had arisen. members not to represent more than one council.

“(2) Subsection (1) above shall have effect in relation to the non-riparian councils as if the reference to one constituent council were a reference to all those councils acting jointly.”

8.—(1) A riparian council or the non-riparian councils jointly may nominate a person or persons to act as deputy or deputies for all or any of the members of the Authority appointed by that council or, as the case may be, these councils

(2) A person so nominated may attend and vote and take part in any proceedings or business of the Authority or any committee or any sub-committee of the Authority (being a committee or sub-committee on which a member for whom he is nominated as deputy is entitled to sit) which the member for whom he is nominated a deputy is unable to attend:

Provided that—

(a) at any meeting, proceedings or business of the Authority or committee of the Authority a person so nominated shall not be entitled to represent more than one member and a member shall not be represented by more than one such person; and

(b) a person so nominated shall be subject to the same provisions as to qualification for, and disqualification from, office as apply to members of the Authority and shall not be entitled to act as deputy for any member of the Authority until notice of his nomination so to act has been given to the Authority by the *proper officer of the* constituent council *of whom he is a member*, specifying the member or members for whom he has been nominated to act as deputy.

(c) a person shall not be eligible for nomination as a deputy under this section if he is a member of a non-riparian council one of whose members is already a member of, or a deputy of a member of, the Authority."

Appointment of chairman and vice-chairman.

9.—(1) The Authority shall at their annual meeting in each year appoint one of their number to be chairman and the chairman shall unless he resigns his office or ceases to be a member of the Authority continue in office until his successor is appointed.

(2) The Authority may at each annual meeting appoint one of their number to be vice-chairman and the vice-chairman shall unless he resigns his office or ceases to be a member of the Authority continue in office until immediately after the election of the chairman at the next annual meeting.

(3) On a casual vacancy occurring in the office of chairman or vice-chairman of the Authority the vacancy shall be filled by the appointment by the Authority of one of their number at a meeting held as soon as practicable after the vacancy occurs, and where the office vacant is that of chairman the meeting may be convened by such officer as shall be appointed for the purpose by the Authority.

(4) The person appointed under this section to fill a vacancy shall hold office until the date upon which the person in whose place he is appointed would ordinarily have retired and he shall then retire.

Power to amend constitution.

10.—(1) The Minister may on the application of the Authority by order made in accordance with the provisions of this section amend the constitution of the Authority and, without prejudice to the generality of the foregoing, any such order may provide for the appointment of additional members of the Authority either by any one or more of the constituent councils or by some other body or person, for varying the number of members which

each such council is entitled to appoint, for reducing the number of constituent councils or providing for a member of the Authority to be appointed jointly by two or more constituent councils or other bodies or persons:

Provided that an order amending the constitution of the Authority shall not be made so as to have the effect of making the aggregate number of members appointed by the contributing councils less than is sufficient to constitute a majority of the total membership of the Authority.

(2) An application by the Authority for an order under this section shall not be made except in pursuance of a resolution passed by the Authority and no such resolution shall be effective unless it is passed at a meeting of the Authority specially convened for the purpose and not less than three-fourths of the whole number of the members of the Authority vote in favour of it.

(3) On receipt of a certified copy of a resolution passed in accordance with the provisions of the last foregoing subsection the Minister shall give notice thereof to the constituent councils and consider any objections or representations made by them.

(4) Any order made under this section may contain such incidental, consequential and supplementary provisions as the Minister (after consultation with the Authority) thinks necessary or expedient for the purposes of the order and in particular, but without prejudice to the generality of the foregoing, may provide for the amendment or repeal of any local enactment relating to the Authority.

(5) (a) The power conferred on the Minister by subsection (1) of this section to make an order shall be exercisable by statutory instrument and such power shall include power subject to the like conditions to make an order varying or revoking any order previously made under the said subsection.

(b) Any such order shall be subject to annulment in pursuance of a resolution of either House of Parliament.

11.—(1) The Authority shall appoint such officers (including Staff. a treasurer), as the Authority think necessary for the efficient discharge of their functions.

(2) The Authority shall pay to their officers such reasonable remuneration as they may determine.

(3) A person shall, so long as he is, and for twelve months after he ceases to be, a member of the Authority, be disqualified from being appointed to any paid office of the Authority other than the office of chairman or vice-chairman.

(4) Section 119 of the Act of 1933 (which provides for the taking of security by a local authority in respect of any officer employed by them and any other person likely to be entrusted with money or property belonging to them) shall have effect as if references therein to a local authority, and to officers employed by a local authority, included respectively references to the Authority and to officers employed by the Authority.

(5) Section 120 of the Act of 1933 (which relates to the accountability of officers of local authorities) shall have effect in relation to any officer employed by the Authority as it has effect in relation to officers employed by local authorities, subject to the necessary modifications.

(6) Section 123 of the Act of 1933 (which requires an officer of a local authority to disclose his interest in any contract of the Authority) shall have effect in relation to any officer employed by the Authority as it has effect in relation to officers employed by local authorities, subject to the necessary modifications and, in particular, as if the reference in subsection (1) of that section to subsections (2) and (3) of section 76 of that Act were a reference to those subsections as applied by subsection (5) of section 5 (Appointment of members of Authority) of this Act.

(7) In this section " officer " includes a servant.

**General duty  
of Authority.**

12.—(1) It shall be the duty of the Authority to develop, improve, preserve and manage or to procure or arrange for the development, improvement, preservation and management of the park as a place for the occupation of leisure, recreation, sport, games or amusements or any similar activity, for the provision of nature reserves and for the provision and enjoyment of entertainments of any kind.

(2) For the purpose of fulfilling the duty imposed upon the Authority by subsection (1) of this section the Authority may construct, lay out, equip and maintain all such works and buildings, enter into and carry out all such agreements or arrangements with any body, company or person, provide or arrange for the provision of all such facilities, equipment and services and provide or do all such other acts or things as they may think necessary or expedient for that purpose.

13.—(1) Without prejudice to the generality of the powers Ancillary conferred on the Authority by section 12 (General duty of powers of Authority) of this Act it shall be lawful for the Authority in the exercise of their functions under this Act either themselves to do or to make arrangements for the doing by any company, body or person of all or any of the following things:—

- (a) the development, laying out, enclosing or appropriation of any part of the park for any of the purposes of this Act;
- (b) the provision, erection and maintenance of all such accommodation, houses, buildings, structures, erections, vehicles, plant, machinery, apparatus or equipment as the Authority may think necessary or expedient for the purposes of this Act or the enjoyment of the park or any facilities provided for those purposes;
- (c) the winning, working, removal and carrying away of sand, gravel and other material;
- (d) the provision of dwellings and other accommodation for persons employed—
  - (i) by the Authority; or
  - (ii) by any company, body or person for or in connection with the carrying on of any activity or the provision of any entertainment in the park in pursuance of this Act;
- (e) the holding of exhibitions, shows, rallies, regattas and athletic and other competitions or contests, and the provision of amusement fairs, music, concerts, dances and dramatic, cinematograph and other entertainments;
- (f) the provision of camping grounds and parking, mooring and landing places and means of access thereto and egress therefrom;
- (g) the improvement of waterways for the purpose of open air recreation;
- (h) the provision of hotels, <sup>see S(a) below</sup> motels, hostels, caravans, holiday camps and other dwellings;
- (i) the provision of accommodation for, and the provision of, meals and refreshments (including intoxicating liquor);

- (j) the construction, improvement and maintenance (whether inside or outside the park) of roads, cycle tracks, bridleways and footpaths;
- (k) the construction, maintenance and operation within the park of railways (including elevated cable railways and mono-railways), tramways and other means of locomotion and the provision and operation of vehicles (including trolley vehicles), vessels, plant, machinery, apparatus and equipment;
- (l) the provision and operation of road transport vehicles for the conveyance of passengers within the park;
- (m) the levying of tolls for the use of any private road in the park;
- (n) the levying of charges for admission to, or the use of, any part of the park for the time being appropriated, set apart or enclosed for any particular purpose or activity or for admission to, or the use of, any camping grounds, parking, mooring or landing places, buildings, structures, erections, vehicles, vessels, plant, machinery, equipment, amusement, entertainment or facilities provided under this Act:

Provided that nothing in this section shall empower the Authority—

- (a) to manufacture or sell motor vehicles or fuel, lubricants, accessories, spare parts or equipment for motor vehicles;  
or
- (b) to carry on the business of maintaining or repairing motor vehicles.

(2) The Authority may enter into and carry into effect agreements or arrangements with any company, body or person for the provision and maintenance by such company, body or person, whether within or outside the park, of any works, facilities, supplies or services which may be desirable for or in connection with the carrying into effect of any of the purposes of this Act and by any such agreement or arrangement may agree to defray or to make contributions towards expenses incurred by the company, body or person thereunder.

(3) The foregoing provisions of this section shall not authorise the Authority or any company, body or person—

- (a) on land in which any other person has an interest, without the consent of such last-mentioned person, to do

anything which apart from this section would be actionable at his suit by virtue of that interest;

- (b) to do anything affecting any highway without the consent of the highway authority;
- (c) to provide or operate any railway (including an elevated cable railway or a mono-railway), tramway, trolley vehicle or similar means of locomotion for the conveyance of passengers if the London Transport Board in agreement with the Authority will provide or operate the same;
- (d) to operate any railway, tramway or other means of locomotion on a highway, except with the consent in writing of the Minister of Transport which may be given subject to such conditions as he thinks fit.

(4) The powers of the Authority under paragraph (c) of subsection (1) of this section with respect to the winning, working, removal or carrying away by themselves of any sand, gravel or other material shall not be exercisable unless the Authority have first taken all reasonable steps to arrange for the winning, working, removal or carrying away of the same by some company, body or person in the course of trade or business on terms which in the opinion of the Authority are reasonable.

(5) (a) No hotel or restaurant shall be provided by the Authority under paragraph (i) of subsection (1) of this section except subject to the following conditions:—

- (i) the existing hotel or restaurant facilities (as the case may be) are in the opinion of the Authority inadequate or unsatisfactory; and
- (ii) the Authority have first taken all reasonable steps to arrange for the provision of those facilities by some other person.

(b) Any application for a justices' on-licence for any restaurant or hotel provided by the Authority shall be restricted to a restaurant licence, a residential licence or a residential and restaurant licence (as the case may be).

(6) For the removal of doubt the provisions of section 41 of the Road and Rail Traffic Act, 1933 (concerning the approval of the Minister of Transport to the opening of lines for the public conveyance of passengers) shall apply to railways of any kind 1933 c. 53.



(other than elevated cable railways) constructed under the powers of paragraph (k) of subsection (1) of this section and the definition of the word "railway" in section 45 of that Act shall be construed accordingly.

(7) Nothing in this section shall extend to authorise—

(a) any toll to be levied for the use of any private road in the park or any charge to be made for the admission to or the use of any part of the park in respect of—

(i) any member of any statutory undertakers or of the catchment board;

(ii) any agent of or any person employed by any such undertakers or board or by their contractors;

(iii) any vehicle, vessel, plant, machinery or equipment used by such member, agent or person so employed;

on any occasion on which he is engaged in carrying out his duties as such member, agent or employee; or

(b) (without prejudice to the right of the Authority to require a payment in respect of the acquisition of rights in, under or over land of the Authority) any charge to be made for the use of any part of the park by any statutory undertakers in the exercise of their statutory powers.

1938 c. xxxiii. (8) For the purposes of paragraph (a) of subsection (3) of this section the British Waterways Board shall be deemed to have an interest in land in the navigation (as defined in section 3 (Interpretation) of the Lee Conservancy Act, 1938), the Hertford Union Canal and any land held or used by the said board in connection therewith.

(9) Nothing in this or the last preceding section shall be construed as excluding or limiting the application of any other enactment prohibiting, regulating or restricting the doing of any particular thing or as authorising the doing of that thing by or under agreements or arrangements made with the Authority except in accordance with the provisions of such other enactment.

Special provision with regard to planning.

14.—(1) As soon as may be after the appointed day, and in any case not later than two years after the appointed day or within such further period as the Minister may allow, the Authority shall, after consultation with the local planning authorities and the

appropriate statutory bodies, prepare a plan showing proposals for the future use and development of the park, and shall from time to time review such proposals and shall consult with the appropriate statutory bodies and with the local planning authorities in relation to whose areas any amendment to such plan is proposed.

(2) (a) The local planning authorities shall from time to time include in their development plans or in any proposals for any alterations or additions to their development plans such part of the plan referred to in subsection (1) of this section or of any amendment to that plan as relates to their area.

(b) The inclusion under the foregoing paragraph of this subsection by a local planning authority in their development plan or in any proposals for any alteration or addition to that plan of any part of the plan of, or (as the case may be) any amendment to the plan of the Authority shall not be treated as indicating the approval of the local planning authority to such plan or amendment; nor shall such inclusion prejudice any representation to the Minister which the local planning authority may think fit to make thereon.

(3) Copies of the plan prepared pursuant to subsection (1) of this section and, if amended at any time, particulars of any amendments thereof shall be sent by the Authority to the local planning authorities and shall at all reasonable times be available for inspection by the public and for sale to the public at a reasonable cost.

(4) A local planning authority shall give the Authority notice of any application for planning permission for development where it appears to the local planning authority that the development is likely to affect any part of the park and shall consult with the Authority before determining the application.

(5) The local planning authority shall give to the Authority not less than fourteen days' notice that such application is to be taken into consideration, shall not determine the application until after the expiration of the period of such notice, and shall, in determining the application, take into account any representations received from the Authority.

(6) The local planning authority shall as soon as may be after they have taken the application into consideration give notice to the Authority of their determination and if the application is referred to the Minister under the provisions of subsection (8) of this section such determination shall take effect subject to and in accordance with the provisions of subsection (9) of this section.

(7) The local planning authority shall notify the Authority of any proposal for development by the local planning authority which appears to the local planning authority likely to affect any part of the park.

(8) If the Authority are of the opinion that the determination of the local planning authority or any proposal for development by the local planning authority would materially conflict with the proposals contained in the plan referred to in subsection (1) of this section they may by notice given to the local planning authority within fourteen days after receipt of the notice referred to in subsection (6) or subsection (7) of this section, as the case may be, or such longer period (not exceeding twenty-eight days) as may be agreed between the Authority and the local planning authority require the local planning authority to refer the application or the proposal for development, as the case may be, to the Minister for his consideration and if as a result of such consideration the Minister gives a direction under section 22 of the Act of 1962 (which enables the Minister to give directions requiring planning applications to be referred to him) requiring the application or the proposal for development, as the case may be, to be referred to him, the said section shall have effect as if the Authority were a party entitled to be afforded an opportunity of appearing before and being heard by a person appointed by the Minister for that purpose.

(9) In any case in which notice is given by the Authority to the local planning authority under subsection (8) of this section in relation to either an application or proposal for development (as the case may be)—

- (a) if the Minister gives a direction under section 22 of the Act of 1962 the determination by the local planning authority of that application or proposal (as the case may be) shall not take effect;
- (b) if the Minister decides not to give any such directions the said determination shall take effect on the date on which he notifies the local planning authority of that decision.

(10) (a) A local planning authority shall be entitled to recover from the Authority a sum equal to any compensation payable by the local planning authority—

- (i) under sections 118 and 119 of the Act of 1962 (revocation of planning permission); or
- (ii) under section 123 of the Act of 1962 (planning decisions not affecting new development); or
- (iii) under section 124 (discontinuance of use or alteration or removal of buildings); or
- (iv) under section 125 (preservation of trees and buildings); or

- (v) under section 126 (restrictions on advertising); or
- (vi) under subsection (2) of section 134 of the Act of 1962 (purchase notices which do not take effect); or
- (vii) under subsection (1) of section 170 of the Act of 1962 (undertakers' operational land);

if the liability to pay compensation is attributable to a decision or order under the Act of 1962 which would not have been made but for representations made by the Authority:

Provided that—

- (i) the Authority shall be entitled to set off against any sum payable to a local planning authority under this subsection any amount such authority may receive under Parts VII and XII of the Act of 1962;
- (ii) no compensation recoverable from the Authority under this subsection shall be settled by agreement without the agreement of the Authority.

(b) Any dispute as to whether a decision or order as aforesaid would not have been made but for representations made by the Authority shall be referred to and determined by the Minister.

(11) In this section—

“local planning authority” means an authority which for the purposes of the Act of 1962 is a local planning authority whose area or any part of whose area is situated within the park and includes any council to whom the functions of a local planning authority have been delegated and “the local planning authorities” shall be construed as meaning all such local planning authorities;

“development plan” has the meaning assigned to it by subsection (2) of section 4 of the Act of 1962; and

“the appropriate statutory bodies” means the British Waterways Board and the catchment board.

15.—(1) The Authority may acquire by agreement, whether by way of purchase, lease or exchange, any land, whether within or without the park, which they may require for the purpose of, or in connection with any of their functions.

(2) The Authority, by means of an order made by them and submitted to and confirmed by the Minister, may be authorised to purchase compulsorily any such land as aforesaid.

16.—(1) The Authority may exercise the powers conferred by section 15 (Powers to acquire land) of this Act so as to acquire interests in land by way of the creation of new interests, as well as interests already in existence before the acquisition thereof by

Powers to acquire land.  
of new interests or rights over land.

