

Draft Regulations laid before Senedd Cymru under section 93(3A) of the Planning (Listed Buildings and Conservation Areas) Act 1990, for approval by resolution of Senedd Cymru.

DRAFT WELSH STATUTORY
INSTRUMENTS

2021 No. (W.)

**TOWN AND COUNTRY
PLANNING, WALES**

**The Listed Buildings (Heritage
Partnership Agreements) (Wales)
Regulations 2021**

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made under powers given to the Welsh Ministers by the Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9) (“the 1990 Act”). They make provision about heritage partnership agreements relating to listed buildings in Wales.

The 1990 Act protects buildings of special architectural or historic interest, which may include buildings, structures or erections. The 1990 Act provides that the Welsh Ministers must compile a list of such buildings in Wales. Particular types of works may only be carried out to a “listed building” if they are authorised by the local planning authority or by the Welsh Ministers. This authorisation is called “listed building consent” and is granted under Part 1 of the 1990 Act.

The Historic Environment (Wales) Act 2016 (anaw 4) amended the 1990 Act to introduce a “heritage partnership agreement”. This is an agreement between the owner of a listed building in Wales and either the local planning authority or the Welsh Ministers or both. There may also be additional parties to a heritage partnership agreement, including any person who has special knowledge of or interest in the listed building, generally or specifically. Section 26M(2) of the 1990 Act provides that heritage partnership agreements may relate to more than one listed building provided that either the relevant local planning authority or the

Welsh Ministers are party to it together with an owner of the building or part.

A heritage partnership agreement may grant listed building consent under section 8(1) of the 1990 Act in respect of specified works for the alteration or extension of the listed building to which the agreement relates. That consent may be subject to conditions.

Section 26M(3) of the 1990 Act requires the Welsh Ministers to make Regulations to make provision about certain aspects of the content of heritage partnership agreements and the procedures for agreeing and terminating agreements.

Regulation 3 sets out matters which must be included in a heritage partnership agreement. They include things such as sufficient particulars to identify the building to which the agreement relates, the duration of the agreement and provision for the parties to agree to end the agreement, or a provision of it, on a date earlier than that specified in the agreement.

Regulation 4 provides examples of conditions which may be imposed on a heritage partnership agreement.

Regulations 5 to 7 make provision about consultation and publicity requirements. Regulation 6 sets out the consultation requirements with which the local planning authority must comply before they enter into or vary a heritage partnership agreement. They include consulting with the Welsh Ministers and any long term resident of the land who is not a proposed party to the agreement. Regulation 7 requires a local planning authority to publicise draft heritage partnership agreements or draft variations to agreements in a number of ways. Those include making the proposed agreement or variation available for public inspection and on a website for a specified number of days. Similarly notice of the proposed agreement or variation must be displayed near the building and served on certain interested parties. A minimum of 21 days must be allowed for representations to be made.

Regulation 8 requires the local planning authority or the Welsh Ministers to have special regard to the effect of any works on the desirability of preserving the building or its setting or any features of special architectural or historic interest in considering whether to make or vary the agreement.

Regulation 9 provides that the local planning authority must maintain a list of the agreements to which it is a party and must, as soon as practicable after entering into a heritage partnership agreement or variation, include reference to the agreement or variation in a list, published by electronic means, and submit a copy to the Welsh Ministers.

Regulations 10 to 12 provide for local planning authorities or the Welsh Ministers, by order to terminate a heritage partnership agreement or any provision of such an agreement, without the agreement of the other parties to the agreement. Any order made by a local planning authority must be confirmed by the Welsh Ministers before it can take effect.

Regulation 13 provides for a procedure for exercising those powers of termination, that the local planning authority or the Welsh Ministers, as the case may be, may only do so where they serve notice of their intentions on interested parties. Those parties have 28 days within which to require the opportunity of being heard by the Welsh Ministers.

Regulation 14 provides for the compensation that the local planning authority may be required to pay after they serve a notice of proposed termination by applying section 28 of the 1990 Act for the purposes of heritage partnership agreements. If the notice provides that any works which were previously authorised cease to be so authorised, and a party to the heritage partnership agreement has incurred specified expenditure or has otherwise sustained loss or damage, the local planning authority may be required to compensate that person.

Section 26M(5)(a) of the 1990 Act enables the Welsh Ministers to make provision disapplying, or applying or reproducing with or without modifications, any of the specified provisions of that Act for the purpose of heritage partnership agreements. Regulation 15 provides that the provisions of the 1990 Act listed in Schedule 1 are disapplied for the purposes of heritage partnership agreements.

Section 26M(5)(b) of the 1990 Act enables the Welsh Ministers to make provision disapplying, or applying or reproducing with or without modifications specified provisions of that Act, consequential on the provision made by regulation 15. Regulation 16 provides that the 1990 Act applies consequentially subject to the modifications set out in the Table in Schedule 2.

The Welsh Ministers' Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. As a result a regulatory impact assessment has been prepared as to the likely costs and benefits of complying with these Regulations. A copy can be obtained from Cadw, Welsh Government, Plas Carew, Cardiff, CF15 7QQ and from the Welsh Government's website at www.gov.wales.

Draft Regulations laid before Senedd Cymru under section 93(3A) of the Planning (Listed Buildings and Conservation Areas) Act 1990, for approval by resolution of Senedd Cymru.

DRAFT WELSH STATUTORY
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2021 No. (W.)

**TOWN AND COUNTRY
PLANNING, WALES**

**The Listed Buildings (Heritage
Partnership Agreements) (Wales)
Regulations 2021**

Made ***

Coming into force ***

The Welsh Ministers, in exercise of the powers conferred by sections 26M(3), (4) and (5)(1) and 93(6A)(2) of the Planning (Listed Buildings and Conservation Areas) Act 1990(3), make the following Regulations.

In accordance with section 93(3A)(4) of that Act, a draft of this instrument has been laid before and approved by resolution of Senedd Cymru.

Title and commencement

1. The title of these Regulations is the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021 and they come into force on XXX.

Interpretation

2.—(1) In these Regulations—

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- (1) Section 26M was inserted by section 28(1) of the Historic Environment (Wales) Act 2016 (anaw 4) (“the 2016 Act”).
(2) Section 93(6A) was inserted by paragraph 26 of Schedule 6 to the Planning and Compulsory Purchase Act 2004 (c. 5). There are other amendments which are not relevant to this instrument.
(3) 1990 c. 9.
(4) Section 93(3A) was inserted by section 40(5) of the 2016 Act.

“the 1990 Act” (“*Deddf 1990*”) means the Planning (Listed Buildings and Conservation Areas) Act 1990;

“draft agreement” (“*cytundeb drafft*”) means draft heritage partnership agreement;

“draft variation” (“*amrywiad drafft*”) means draft variation to a heritage partnership agreement;

“electronic communication” (“*cyfathrebiad electronig*”) has the meaning given in section 15(1) of the Electronic Communications Act 2000⁽¹⁾;

“heritage partnership agreement” (“*cytundeb partneriaeth dreftadaeth*”), means an agreement entered into by a relevant local planning authority or the Welsh Ministers, under section 26L of the 1990 Act;

“listed building” (“*adeilad rhestredig*”) has the meaning given in section 1(5) of the 1990 Act;

“listed building consent” (“*cydsyniad adeilad rhestredig*”) means consent under section 8(1) of the 1990 Act;

“local planning authority” (“*awdurdod cynllunio lleol*”) is to be interpreted in accordance with Part 1 of the Town and Country Planning Act 1990⁽²⁾;

“long term resident” (“*preswlydd hirdymor*”) means a person who is entitled to a tenancy which is granted or extended for a term of years certain of which not less than two years remain unexpired;

“owner” (“*perchennog*”) in relation to a listed building or part of such a building, means a person who is for the time being—

- (a) the estate owner in respect of the fee simple in the building or part, or
- (b) entitled to a tenancy of the building or part granted or extended for a term of years certain of which not less than 7 years remain unexpired;

“relevant local planning authority” (“*awdurdod cynllunio lleol perthnasol*”) in relation to a listed building, means a local planning authority in whose area the building or any part of the building is situated.

(2) Where—

- (a) an electronic communication is used for the purpose of serving or giving a notice or other document on or to any person for the purposes of these Regulations, and
- (b) the communication is received outside the recipient’s business hours by that person,

(1) 2000 c. 7.

(2) 1990 c. 8.

it is taken to have been received on the next working day; and for this purpose “working day” means a day which is not a Saturday, Sunday, Bank Holiday or other public holiday.

Matters which must be included in heritage partnership agreement

3.—(1) A heritage partnership agreement must include—

- (a) sufficient particulars to identify the building to which the agreement relates, including a plan;
- (b) such other plans and drawings which are necessary to describe the works which are covered by the agreement;
- (c) the date from which the agreement has effect;
- (d) the duration of the agreement;
- (e) provision for the parties to agree to shorten (but not extend) the duration of the agreement (subject to earlier termination by order under regulation 10 or regulation 11).

(2) See also the following sections of the 1990 Act—

- (a) section 26L(8) (other things that may be included in a heritage partnership agreement);
- (b) section 26M(1) (making supplemental provision for heritage partnership requirements).

Conditions on listed building consent contained in a heritage partnership agreement

4.—(1) The conditions which a heritage partnership agreement may impose on a listed building consent include conditions with respect to—

- (a) the preservation of particular features of the building, either as part of it or after severance from it;
- (b) the making good, after the works are completed, of any damage caused to the building by the works;
- (c) the reconstruction of the building or any part of it following the execution of any works, with the use of original materials so far as practicable and with such alterations of the interior of the building as may be specified in the conditions.

(2) A condition may also be imposed requiring specified details of the works to a building to be approved subsequently by a local planning authority or, in the case of an agreement to which the Welsh Ministers are a party, specifying whether such details

are to be agreed by a local planning authority or by them.

Consultation and publicity on draft heritage partnership agreement and draft variation: general

5.—(1) Regulations 6 and 7 set consultation and publicity requirements which must be complied with before—

- (a) a local planning authority make a heritage partnership agreement, or
- (b) a local planning authority vary an existing agreement so as to grant or vary listed building consent for works which would affect the character of a listed building as a building of special architectural or historic interest.

(2) Regulation 9 sets other publicity requirements.

Consultation on draft heritage partnership agreement or draft variation

6.—(1) These are the consultation requirements referred to in regulation 5(1).

(2) Before entering into or varying a heritage partnership agreement, a local planning authority must—

- (a) send a copy of the draft agreement or draft variation to a heritage partnership agreement (as the case may be) to—
 - (i) the Welsh Ministers, and
 - (ii) any long-term resident of a listed building to which the draft agreement or draft variation relates, and
- (b) invite representations from those persons within a specified period of at least 21 days beginning with the day on which the draft agreement or draft variation is received.

(3) But the local planning authority are not required to comply with paragraph (2) in relation to—

- (a) a person who is a proposed party to the draft agreement or draft variation, or
- (b) the Welsh Ministers if another local authority has complied with paragraph (2) in relation to them and the same draft agreement or draft variation.

(4) During the consultation period specified under paragraph (2)(b), the Welsh Ministers may give notice to the local planning authority who invited representations that they require further time in which to consider the draft agreement or draft variation.

(5) If the Welsh Ministers give the notice specified in paragraph (4), the consultation period in paragraph

(2)(b) is extended for the period specified in that notice.

Publicity requirements: draft heritage partnership agreement or draft variation

7.—(1) These are the publicity requirements referred to in regulation 5(1).

(2) Before entering into or varying a heritage partnership agreement, a local planning authority must—

- (a) make the draft agreement or draft variation available for public inspection, together with details of how and by when representations may be made—
 - (i) at a place in the locality in which the affected listed building is situated;
 - (ii) at reasonable hours;
 - (iii) for at least 21 days;
- (b) publish on their website for at least 21 days—
 - (i) a summary of the draft agreement or the draft variation,
 - (ii) the address or location of the listed building to which the draft agreement or the draft variation relates,
 - (iii) a statement that the draft agreement or draft variation is available for public inspection at the place and times indicated,
 - (iv) details of how representations may be made, and
 - (v) the date by which representations must be received;
- (c) display a notice including the information specified in sub-paragraph (b) for at least 21 days on or near the listed building to which the draft agreement or draft variation relates;
- (d) give a copy of the notice to any person who appears to the authority appropriate as having special knowledge of, or interest in, the listed building or in buildings of architectural or historic interest more generally, but this requirement does not apply where paragraph (7) applies.

(3) But the local planning authority is not required to comply with—

- (a) paragraph (2)(c) if another local planning authority has complied with that paragraph in relation to the same draft agreement or the same draft variation;
- (b) paragraph (2)(d) in respect of any person who is a proposed party to the draft agreement or

draft variation or who has been given a notice by another local planning authority in relation to the same draft agreement or the same draft variation.

(4) Nothing in this regulation requires a local planning authority to publish information—

- (a) which is a trade secret,
- (b) the disclosure of which is likely to prejudice the commercial interest of any person,
- (c) the disclosure of which would constitute a breach of confidence actionable by any person, or
- (d) the disclosure of which is prohibited by or under any enactment or by an order of a court.

(5) Where the notice referred to in paragraph (2)(c) is, without the fault of the authority that displayed it, removed, obscured or defaced before the end of the 21 day period, the authority is treated as having complied with that paragraph if they have taken reasonable steps for the protection of the notice, and, if necessary, its replacement.

(6) A date specified in accordance with paragraph (2) as the date by which representations must be received about a draft agreement or draft variation must be—

- (a) in relation to making the draft agreement or draft variation available for public inspection under paragraph (2)(a), at least 21 days after the date it is made available under that paragraph;
- (b) in relation to publishing a summary of the draft agreement or draft variation on their website under paragraph (2)(b), at least 21 days after the date the summary is published;
- (c) in relation to displaying a notice under paragraph (2)(c), at least 21 days after the date the notice is displayed;
- (d) in relation to giving a copy of the notice under paragraph (2)(d), at least 21 days after the date the notice is given.

(7) Where the local planning authority is the owner of a listed building or buildings to which the draft agreement or the draft variation relates, paragraph (8) applies.

(8) The Welsh Ministers must serve a copy of the notice referred to in paragraph (2)(c) on any person who it appears to them appropriate as having special knowledge of, or interest in, the listed building or in buildings of architectural or historic interest more generally, unless that person is a proposed party to the draft agreement or to the draft variation.

Consideration of whether to make agreement

8. In considering whether to make or vary a heritage partnership agreement to grant listed building consent, the relevant local planning authority or the Welsh Ministers, must have special regard to the effect of any works on the desirability of preserving the building or its setting or any features of special architectural or historic interest which it possesses.

Publicity requirement: list and copies of heritage partnership agreements and variations

9.—(1) This is the publicity requirement referred to in regulation 5(2).

(2) The local planning authority must—

- (a) publish a list, by electronic means, of all current heritage partnership agreements to which they are a party, and
- (b) as soon as practicable after making a heritage partnership agreement, or varying an existing agreement so as to grant or vary listed building consent for works which would affect the character of a listed building as a building of special architectural or historic interest—
 - (i) add the agreement or variation to the list, and
 - (ii) submit a copy of the agreement or variation to the Welsh Ministers.

Termination of heritage partnership agreement by the local planning authority

10.—(1) A local planning authority may, by order, terminate any heritage partnership agreement to which it is a party or any provision of such agreement on a date earlier than it would otherwise cease to have effect, but this is subject to paragraphs (2) and (4).

(2) The local planning authority may not make an order under paragraph (1) where it is the owner of the listed building to which the agreement relates.

(3) An order made under this regulation may include supplementary, incidental, transitory, transitional or saving provision.

(4) An order made by the local planning authority under paragraph (1) does not take effect unless it is confirmed by the Welsh Ministers under regulation 13(4).

(5) An order to terminate a heritage partnership agreement may, in relation to the listed building consent granted by the heritage partnership agreement in respect of any works, be exercised at any time before those works have been completed, but the

termination does not affect so much of those works as has been previously carried out.

Termination of heritage partnership agreement by the Welsh Ministers

11.—(1) The Welsh Ministers may, by order, terminate any heritage partnership agreement or any provision of such an agreement on a date earlier than it would otherwise cease to have effect.

(2) An order made under this regulation may include such supplementary, incidental, transitory, transitional or saving provision as the Welsh Ministers consider appropriate.

(3) An order to terminate a heritage partnership agreement may, in relation to the listed building consent granted by the heritage partnership agreement in respect of any works, be exercised at any time before those works have been completed, but the termination does not affect so much of those works as has been previously carried out.

Consideration of whether to terminate agreement

12. In considering whether to make or confirm an order to terminate an agreement or any provision of it, the local planning authority or the Welsh Ministers, as the case may be, must have special regard to the effect of any termination on the desirability of preserving the building or its setting or any features of special architectural or historic interest which it possesses.

Procedure for termination of heritage partnership agreement

13.—(1) Where a local planning authority have made, or the Welsh Ministers propose to make, an order terminating a heritage partnership agreement or any provision of it, the body making or proposing to make the order must serve notice on—

- (a) the other parties to the agreement,
- (b) the long term resident of that building to which the heritage partnership agreement relates (if they are not a party to the agreement), and
- (c) any other person who in their opinion will be affected by the order.

(2) The notice must specify a period of not less than 28 days starting on the date the notice is served, within which any person on whom it is served may require an opportunity to appear before and be heard by a person appointed by the Welsh Ministers for that purpose.

(3) If within that period a person on whom the notice is served so requires, the Welsh Ministers must give such an opportunity both to that person and to any

local planning authority who is party to the heritage partnership agreement before they make or confirm the order.

(4) The Welsh Ministers may confirm an order submitted to them by a local planning authority either without modification or with modifications.

Compensation where heritage partnership agreement terminated in whole or part

14.—(1) This regulation applies where a heritage partnership agreement is terminated in whole or in part by an order under regulation 10 or 11.

(2) In this regulation, references to the local planning authority are—

- (a) in the case of an order made under regulation 10, the local planning authority who made the order;
- (b) in the case of an order made under regulation 11, the local planning authority in whose area the building or any part of the building which gives rise to the expenditure, loss or damage is situated.

(3) The local planning authority must pay compensation to a person if the conditions in paragraph (4) are met.

(4) The conditions are that—

- (a) the person has incurred expenditure in carrying out works which are rendered abortive by the termination, or has otherwise sustained loss or damage which is directly attributable to the termination,
- (b) the claim is made in writing to the local planning authority, and
- (c) the claim is served within a period of 6 months beginning with the date on which the agreement, or part of the agreement, is terminated.

(5) Subject to paragraph (7), no compensation is payable under this regulation in respect of—

- (a) any works carried out before the making of the heritage partnership agreement or relevant part of it, or
- (b) any other loss or damage (not being loss or damage consisting of depreciation of the value of an interest in land) arising out of anything done or omitted to be done before the agreement had effect.

(6) The Welsh Ministers may, after consultation with all the local planning authorities concerned, direct that where a local planning authority is liable to pay compensation under this regulation they are entitled to be reimbursed the whole of the compensation or such

proportion of it as they may direct from one or more authorities specified in the direction.

(7) For the purpose of this regulation, expenditure incurred in the preparation of plans for the purposes of any works, or upon other similar matters preparatory to any works, are to be taken to be included in the expenditure incurred in carrying out those works.

Disapplication of the 1990 Act for the purpose of heritage partnership agreements

15. The provisions of the 1990 Act listed in Schedule 1 are disappplied for the purposes of heritage partnership agreements.

Consequential application and modification of the 1990 Act

16. Schedule 2 applies provisions of the 1990 Act as they apply for the purposes of provisions mentioned in section 26M(5)(a) of the 1990 Act with the specified modifications which are consequential on provision made in regulations 3, 6, 7, 9, 10, 11 and 12 or in Schedule 1.

Name

Title of Minister, one of the Welsh Ministers

Date

SCHEDULE 1 Regulation 15

Provision in 1990 Act which is disapplied

Section 16 (decision on application)

Section 17 (power to impose conditions on listed building consent)

Section 18 (limit of duration of listed building consent)

Section 19 (application for variation or discharge of conditions)

SCHEDULE 2 Regulation 16

<i>Provision in 1990 Act</i>	<i>Modification applied for the purposes of other provisions of these Regulations</i>
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Section 30 (local planning authorities for compensation purposes)

Section 30 applies as if—

- (a) in subsection (1)(b) and in subsection (2), the references to “section 28” read “regulation 14 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”;
- (b) in subsection (1)(b), the reference to “section 26” read “regulation 11 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”;
- (c) in subsection (1)(b), “the local planning authority who are treated as having made it under that section” read “the local planning authority in whose area the building or

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any part of the building which gives rise to the expenditure, loss or damage is situated”;

- (d) in subsection (1), the words after paragraph (c) were omitted.

Section 31 (general provisions as to compensation for depreciation under this Part)

Section 31 applies as if in subsections (2) and (4), references to “section 28” read “regulation 14 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021.

Section 62 (validity of certain orders and decisions)

Section 62 applies as if in subsection (1)(a)—

- (a) the reference to “section 23” read “regulation 10 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”, and
- (b) the reference to section 26 were a reference to regulation 11 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021.

Section 63 (proceedings for questioning validity of other orders, decisions and directions)

Section 63 applies as if—

- (a) in subsection (3A)(a)—
- (i) “section 23” read “regulation 10 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”, and
- (ii) “that takes effect under section 25 without confirmation” were omitted,

- (b) existing subsection (5) were renumbered as subsection (5)(a), and
- (c) after subsection (5)(a) there were inserted “(5)(b) References in this section to sections of this Act are to those sections as applied by regulation 16 of, and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.

Section 88 (rights of entry) Section 88 applies as if—

- (a) in subsection (2)(a), references to the following sections of the 1990 Act were to the following regulations of these Regulations—
 - (i) section 23 – to regulation 10;
 - (ii) section 26 – to regulation 11,
- (b) in subsection (4), the reference to “section 28” read “regulation 14 of the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”, and
- (c) in subsection (6), after “section 88B(8)” there were inserted “(as applied by regulation 16 of, and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.

Section 88A (warrants to enter land)

Section 88A applies as if in subsection (1)(a) after “section 88” there were inserted “as applied by regulation 16 of,

and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.

Section 88B (rights of entry: supplementary provisions)

Section 88B applies as if—

- (a) in subsections (1), (8) and (9), after “section 88” in each place it occurs there were inserted “(as applied by regulation 16 of, and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”;
- (b) in subsection (2), after “section 88 or 88A)” there were inserted “(both as applied by regulation 16 of, and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021)”.

Section 88C (rights of entry: Crown land)

Section 88C applies as if in subsection (1) after “Section 88” there were inserted “(as applied by regulation 16 of, and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.

Section 89 (application of certain general provisions of principal Act)

Section 89 applies as if after “for the purposes of this Act” there were inserted “as applied by the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.

Section 90 (financial provisions)

Section 90 applies as if—

- (a) references to the following sections are references to the following regulations in these Regulations—

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- (i) section 16 – to regulation 8;
 - (ii) section 17 – to regulation 4;
 - (iii) section 24 – to regulation 13;
 - (iv) section 26 – to regulation 11;
 - (v) section 28 – to regulation 14, and
- (b) after subsection (8) there were inserted “(9) References in this section to other sections of this Act are to those sections as may be applied with modifications by regulation 16 of, and Schedule 2 to, the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.

Section 91
(interpretation)

Section 91(1) to (5) apply to these Regulations as they apply to the 1990 Act and as the 1990 Act is applied for the purposes of these Regulations, but this does not affect the meaning of “owner” in regulation 2(1).

Schedule 3

Schedule 3 applies as if in paragraph 2(6), after “section 62” it read “as applied by the Listed Buildings (Heritage Partnership Agreements) (Wales) Regulations 2021”.