

**479**

**ACT**

as of September 23, 2005,

**which changes and amends Act No. 50/1976 Coll. on territorial planning and the building rules (the Building Code) as amended and on the change and amendments of some acts**

Article XIV

Act No. 49/2002 Coll. on the protection of the fund of historical monuments is changed and amended as follows:

1. In § 15 Section 3, the words “planning department and building inspection office and municipality” are replaced by the words “municipality, if it is not the planning department and building inspection office; the planning department and building inspection office is the affected body”.

2. In § 18 Section 2, the words “after agreement with the planning department and building inspection office” are replaced by the words “based on the binding standpoint of the planning department and building inspection office”.

3. In § 30 Section 3, at the end the following sentence is added: “ If the decision regarding the location is made within the zoning or building proceedings, the regional office for the preservation of historical monuments is the affected body in the proceedings. <sup>29a)</sup>”.

The wording of the annotation to reference 29a is as follows: “ <sup>29a)</sup> § 140a Section 1 a) of Act No. 50/1976 Coll. in the wording of Act No. 479/2005 Coll.”.

4. In § 32 Section 5, the word “Decision” is replaced by the words “Binding standpoint”; the word “also” is omitted and the words “the decision regarding intention” are replaced by the words “the binding standpoint regarding intention”.

5. In § 32 Section 6, the words “decision regarding intention” are replaced by the words “the binding standpoint regarding intention”.

6. In § 32 Section 7, the word “decisions” is replaced by the words “binding standpoint”.

7. In § 32 Section 10, the word “decision” is replaced by the words “the binding standpoint”.

8. In § 32 Section 11, the words “after the previous consent” are replaced by the words “based on the binding standpoint<sup>31a)</sup>” and the following sentence is added at the end: “The general regulations regarding the administrative proceedings do not apply for the issuing of a binding standpoint.<sup>31b)</sup>”.

The wording of the annotations to references 31a and 31b are as follows:

“31a) § 140b of Act No. 50/1976 Coll. in the wording of Act No. 479/2005 Coll..

31b) Act No. 71/1967 Coll. as amended.”