

**Appendix One**

**Protecting Our Environment: Making The System Work Better**  
**Questions For Consultation**

Q1.1 Would a unified List for England improve existing arrangements?

Q1.2 Is a power at national level to designate areas of historic importance necessary or useful? What would it add to the present conservation area designation? What issues would need to be resolved?

Q2.1 Are the suggested safeguards sufficient to allow English Heritage to become responsible for maintaining the List?

Q2.2 What other options might there be? For example, might English Heritage establish some form of independent committee to make the designation decisions? How would CABE's advice on post-war buildings be factored in?

Q3 What criteria should be used to determine what items should be placed on the List?

Q4.1 Should the present gradings of I, II\* and II be retained?

Q4.2 Should some of the items at grade II move onto local lists? What safeguards would be needed?

Q5.1 Would a requirement for statements of significance help to establish for owners and local authorities what was important to conserve? How could the statements take account of the inevitable changes in values over time?

Q5.2 What should be the process for drawing up statements of significance for existing listings?

Q5.3 Should maps take the place of the present definition based on curtilage?

Q6.1 Should the listing process become open and who should be consulted on an application?

Q6.2 Might there be different requirements for private properties which are lived in?

Q6.3 Should protection be applied during the period when listing is under consideration?

Q7.1 Should there be a right of appeal? In what circumstances would a right of appeal be justified?

Q7.2 Should the suggested right of appeal apply just to owners or to other interested parties as well?

Q8.1 What kind of consent regime will be most appropriate for a unified List? Should English Heritage seek to define individually at the time of listing what works will or will not require consent or should only generic rules be applied?

Q8.2 What generic arrangements would be suitable for historic areas?

Q9.1 How feasible are management agreements as an alternative to statutory consents and in what circumstances could they be most useful? What would be the essential components of such agreements?

Q9.2 What safeguards are needed to ensure openness and rigour?

Q10 Should the Government provide for joint agreements covering the natural and historic environment (such as are now available under agri-environment schemes) to be recognised in statute as an alternative to consent requirements?

Q11 How can the national interest in protecting important archaeological sites best be reconciled with the needs of farmers?

Q12 What would be the most helpful ways within the new Entry Level and Higher Tier schemes of encouraging farmers to protect the historic environment?

Q13 What planning guidance on protection of the local historic environment would be of most value to local residents, authorities and developers?

Q14 What would be the most productive way of encouraging local authorities to undertake conservation area appraisals? What might be done to encourage them to set out bolder policies for enhancing rather than just preserving their conservation areas?

Q15 Should there be a mechanism for preventing demolition of locally listed buildings without consent? Should this be linked to development proposals? What safeguards would be needed to ensure the quality of local lists?

Q16 How could an effective sub-regional team be created? Should it be primarily about developing guidance and sharing best practice or about facilitating casework and providing support to local authorities? What would be the benefits and downsides?

Q17 What are the important skill gaps and what action would be most effective to bring about swift change?