

Executive Order on the notification of the Forest and Nature Agency prior to the demolition or sale to private owners of certain unlisted buildings, etc. under public ownership

Executive Order No. 1125 of 17 December 1997 (in force)

[Legislation to which the regulation relates](#)

[Consolidated Act No. 1088 of 29 August 2007](#)

[Amendments to the regulation](#)

[Overview \(table of contents\)](#)

[Part 1](#) Objectives and scope

[Part 2](#) Reporting, etc

[Part 3](#) Entry into force

[Full text of the regulation](#)

# **Executive Order on the notification of the Forest and Nature Agency prior to the demolition or sale to private owners of certain unlisted buildings, etc. owned by the state or local authorities**

Pursuant to section 26 of the Listed Buildings and Preservation of Buildings and Urban Environments Act, cf. Consolidated Act No. 845 of 13 November 1997, the following is laid down:

## **Part 1**

### *Objectives and scope*

1 – (1) The objective of the Executive Order is to enable the Forest and Nature Agency in a timely manner to assess the potential listing value of a building, etc. under public ownership prior to contemplated demolition or sale to a private owner.

2 – (1) Demolition or sale to private owners of buildings, etc. in the categories listed in sections 3 and 4 that belong to the state, local authorities, churches, clerical incumbents or public foundations shall, if the buildings, etc. are more than 50 years old or are characterised as having high preservation value, cf. section 4, be subject to prior

consideration by the Forest and Nature Agency of whether they should be listed pursuant to Part 2 of the Act.

**3 – (1)** The following categories of buildings, etc. shall be comprised if they are more than 50 years old:

administration buildings, including city and town halls,

libraries,

housing, including housing for seniors and the elderly, sheltered housing and housing comprised by the trust deeds of public foundations,

fire stations,

bridges,

power stations, including transformer stations,

village halls,

lighthouses and beacons,

jails,

gasworks, including gasholders,

port facilities, including ferry terminals, iceboat sheds, cooking houses, cranes, warehouses and silos,

hospitals, including sanatoriums, recreation and rest homes and other personal care institutions,

sports and physical education structures, including public baths, swimming baths, gymnasias, riding schools, fencing halls and other sports halls,

railway bridges,

railway station facilities, including engine sheds, warehouses and level crossing keeper's lodges,

barracks and other military establishments,

churches and other religious houses,

chapels of rest and tithe barns,

concert halls,

life-saving stations,

pilot stations,

airport buildings, including hangars, terminals and towers,

museum buildings, including exhibition halls,

police stations,

post and telecommunications buildings,

schools, including colleges, continuation schools, nautical training colleges, technical colleges and folk high schools,

theatres, including cinemas,

courthouses, including county jails,

customs houses, including octroi houses and toll houses, etc.

educational institutions, including universities and other places of higher education, teachers' colleges, agricultural and horticultural colleges, and schools of higher maritime education

water towers and waterworks.

(2) In addition to the categories listed in subsection (1), official residences linked to these categories, as well as the vicarages, parish clerk's houses and sexton's houses, etc. of the Danish National Evangelical Lutheran Church shall be comprised.

(3) Buildings, etc. constructed or fitted up for the purposes listed in subsections (1) and (2) shall be comprised, irrespective of whether they have ceased to have their original function.

(4) Sheds, pavilions, huts, outbuildings, greenhouses, garages and other secondary buildings, as well as fences, etc., shall be comprised to the extent that they are linked to and comprise part of the main structure in its entirety for the categories listed in subsections (1) and (2). The same shall apply to the immediate surrounds of the buildings, such as courtyards, squares, pavements, paving, gardens, parks and similar.

4 – (1) The following buildings shall be comprised, irrespective of their age and function: buildings characterised by having a high preservation value, e.g. in a conservation local plan, an index to building records, a local atlas under categories 1-3 in connection with the local authorities' granting of subsidies for restoration or repair work, in connection

with the granting of funding from the National Building Preservation Foundation or in connection with an assessment by the Historic Buildings Council.

## **Part 2**

### *Reporting, etc*

**5 – (1)** The owner of a building, etc. comprised by section 3 or 4 shall notify the Forest and Nature Agency if he contemplates demolishing it or selling it to a private owner. The report shall include the necessary information about the building, etc. and illustrative material such as drawings, photographs, etc. shall be attached.

**6 – (1)** If the Forest and Nature Agency decides that a proposal for listing concerning the building, etc. shall be submitted to the Historic Buildings Council, the Agency shall notify the owner no later than six weeks from receipt of the report pursuant to section 5. Otherwise it may be established that the Forest and Nature Agency does not find the building worthy of listing.

## **Part 3**

### *Entry into force*

**7 – (1)** This Executive Order shall enter into force on 7 January 1998.

(2) Executive Order of the Ministry of the Environment No. 393 of 3 June 1982 on the notification of the Minister for the Environment prior to the demolition or sale to private owners of certain unlisted buildings, etc. under public ownership shall be repealed.

*Ministry of the Environment and Energy, 17 December 1997*

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Official notes

None