
Status: This is the original version (as it was originally enacted).

SCHEDULE 1

(introduced by section 2)

RAILWAY WORKS

In the local government areas of Stirling, Clackmannanshire and Fife—

Work No. 1—A railway (17,835 metres in length), at a point commencing by a junction with the existing railway between Stirling and the Forth Viaduct 5 metres south-west of Lovers' Walk, passing north-eastwards along the course of the railway and former railway between Stirling and Kincardine and terminating by a junction with the existing railway from Kincardine to Longannet, at a point 14 metres south of the bridge carrying Hawkhill Road over the railway. Work No. 1 includes the strengthening of the eastern viaduct carrying the intended railway over the river Forth; the raising of the deck of Erskine Street bridge and alterations in the levels of the bridge approaches; the reconstruction of Helensfield bridge carrying the intended railway over the A907 Clackmannan Road; and the reconstruction of the bridge carrying the intended railway over Black Devon Burn 205 metres north-west of the bridge carrying Mill Road over the intended railway.

In the local government area of Stirling—

Work No. 1A—A road forming an access to land, together with a new access to Waterside Cottage, commencing at a point on Ladysneuk Road 50 metres south of Waterside level crossing and terminating at a point 33 metres west of its commencement.

Work No. 1B—A road, commencing at a point on Ladysneuk Road 225 metres south-west of Abbeycraig level crossing and terminating by a junction with Grange Road, Stirling at a point 35 metres south of that level crossing.

In the local government area of Clackmannanshire—

Work No. 1C—A footbridge over Work No. 1 between the A907 Stirling Road and Grange Road, Alloa.

Work No. 1D—A road forming a new access to No. 25 Stirling Road, Alloa commencing at a point on Stirling Road 37 metres east of its junction with Grange Road, Alloa and terminating at a point 28 metres south-east of its commencement.

Work No. 1E—A railway (487 metres in length), comprising a siding at the intended Alloa Station, commencing by a junction with Work No. 1 at chainage 9,813 metres, passing eastwards and terminating at a point 110 metres west of the bridge carrying Work No. 1 over Whins Road.

Work No. 1F—A road forming an access to the intended Alloa Station to the north and an access to premises to the south, commencing at a point 117 metres south-east of the junction of Erskine Street and Izatt Street and terminating at a point 115 metres south of its commencement.

Work No. 1G—A footbridge over Work No. 1 adjacent to Hilton Road, Alloa.

SCHEDULE 2

(introduced by section 3)

MAJOR ROAD WORKS

In the local government area of Clackmannanshire—

Work No. 2—A road, commencing at a point 230 metres south-west of Hilton Farm level crossing, passing north-westwards over Work No. 1 and terminating by a junction with Whins Road, Alloa at a point 5 metres south-west of the junction of that road and Hilton Road, Alloa. Work No. 2 includes the construction of a bridge over Work No. 1.

Status: This is the original version (as it was originally enacted).

Work No. 2A—A road, 30 metres in length, commencing by a junction with Hilton Road, Alloa at a point 92 metres south of the junction of Whins Road, Alloa and Hilton Road, Alloa and terminating by a junction with Work No. 2 at a point 30 metres north-east of its commencement.

Work No. 2B—A road, 97 metres in length, forming an access to Jellyholme Farm, Alloa between the existing access to the said farm and Work No. 2.

Work No. 2C—A road, 197 metres in length, forming an access to Hilton Farm, Alloa between the existing access to the said farm and Work No. 2.

Work No. 2D—A realignment of the A907 Clackmannan Road, commencing at a point 65 metres north-east of the junction of the said A907 and Hiltonhawk Road, Alloa and terminating at a point on the A907 150 metres east of Hilton Farm, Alloa level crossing.

SCHEDULE 3

(introduced by section 4)

ANCILLARY WORKS

- 1 Station buildings, platforms, junctions and stopping places.
- 2 Bridges, subways, stairs, lifts, escalators, roundabouts and means of access.
- 3 Junctions and communications with, and widening of, any road, path or way.
- 4 Works for the provision of apparatus, plant or machinery and for the accommodation of such works, including mains, sewers, pipes, drains, cables, lights, conduits and culverts.
- 5 Works for the strengthening, underpinning, protection, alteration or demolition of any building or structure.
- 6 Works or operations to stabilise the condition of any land or for the purposes of flood prevention or coast protection, including works for the protection of the existing railway between Kincardine and Longannet.
- 7 Works to alter the course of, or otherwise interfere with, non-navigable rivers, streams or watercourses.
- 8 Works to alter the position of any existing apparatus or any existing street furniture, including the alteration of the position of existing works of the sort described in paragraph 4 above.
- 9 Without prejudice to the generality of paragraph 8 above, works to alter the position of any railway track or other railway apparatus.
- 10 Landscaping, ecological and other works to mitigate any adverse effects of the construction, maintenance or operation of the authorised works.
- 11 Works for the benefit or protection of premises affected by the authorised works.
- 12 The removal by the authorised undertaker of any works constructed by it pursuant to this Act which have been constructed as temporary works or which it no longer requires.
- 13 Such other works (of whatever nature) as may be necessary or expedient for the purposes of, in connection with, or in consequence of, the construction of the authorised works.

Status: This is the original version (as it was originally enacted).

SCHEDULE 4
(introduced by section 8)

LEVEL CROSSINGS

PART 1

CONTINUING LEVEL CROSSINGS

<i>Local government area</i> (1)	<i>Sheet of Parliamentary plans</i> (2)	<i>Road</i> (3)	<i>Location</i> (4)
Stirling	Sheet 4	Ladysneuk Road	Waterside level crossing
Clackmannanshire	Sheet 9	Gogar Loan	Blackgrange level crossing, West Gogar
Clackmannanshire	Sheet 12	Station Road	Cambus level crossing, Cambus

PART 2

LEVEL CROSSINGS TO BE STOPPED UP AND DISCONTINUED

<i>Local government area</i> (1)	<i>Sheet of Parliamentary plans</i> (2)	<i>Road</i> (3)	<i>Location</i> (4)
Stirling	Sheet 5	Grange Road	Abbeycraig level crossing, Abbey Craig
Clackmannanshire	Sheet 11	Unnamed path between the A907 Stirling Road and New Mills (possible right of way)	New Mills level crossing, New Mills
Clackmannanshire	Sheet 15	Grange Road, Alloa	Grange Road level crossing, Alloa
Clackmannanshire	Sheet 18	Hilton Road, Alloa	Hilton Road level crossing, Alloa

PART 3

ENACTMENTS DISAPPLIED

Highway (Railway Crossings) Act 1839 (c. 45).

Status: This is the original version (as it was originally enacted).

Section 9 of the Railway Regulation Act 1842 (c. 55).

Section 40 of the 1845 Act.

Section 6 of the Railway Clauses Act 1863 (c. 92).

Any Order made before this Act comes into force under section 42 of the Road and Rail Traffic Act 1933 (c. 53), section 66 of the British Transport Commission Act 1957 (c.xxxiii) or section 1 of the Level Crossings Act 1983 (c. 16).

Any provision of the existing enactments relating to any of the level crossings described in Part 1 or Part 2 of this schedule.

SCHEDULE 5

(introduced by section 9)

PRIVATE CROSSINGS

PART 1

CONTINUING PRIVATE CROSSINGS

<i>Local government area</i>	<i>Sheet of Parliamentary plans</i>	<i>Road</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>
Stirling	Sheet 7	Manor Neuk crossing, serving Manorneuk Farm, Stirling
Stirling	Sheet 7	Manor Powis crossing, serving land at Manor Powis, Stirling
Fife	Sheet 30	Station Road, Kincardine

PART 2

PRIVATE CROSSINGS TO BE STOPPED UP AND DISCONTINUED

<i>Local government area</i>	<i>Sheet of Parliamentary plans</i>	<i>Location</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>
Stirling	Sheet 4	Causewayhead level crossing, Causewayhead, Stirling
Clackmannanshire	Sheet 18	Balfour Street level crossing, Alloa
Clackmannanshire	Sheet 20	Hilton Farm, Alloa

Status: This is the original version (as it was originally enacted).

SCHEDULE 6

(introduced by section 10)

ROADS TO BE PERMANENTLY STOPPED UP

<i>Local government area</i> <i>(1)</i>	<i>Sheet of Parliamentary plans</i> <i>(2)</i>	<i>Road to be stopped up</i> <i>(3)</i>	<i>Extent of stopping up</i> <i>(4)</i>
Stirling	Sheet 5	Grange Road (Abbeycraig level crossing)	Between points A and B
Stirling	Sheet 6	Possible right of way between the A907 Alloa Road and the A91 Stirling Eastern Ring Road at Grangehall, Stirling	Between points A and B
Clackmannanshire	Sheet 11	Possible right of way between the A907 Stirling Road and New Mills (New Mills level crossing)	Between points A and B
Clackmannanshire	Sheet 15	Grange Road (Grange Road level crossing)	Between points A and B
Clackmannanshire	Sheet 17	Possible right of way along path known as Devon Way	Between points B and C
Clackmannanshire	Sheet 18	Hilton Road (Hilton Road level crossing)	Between points A and B
Clackmannanshire	Sheets 18 and 20	A907 Clackmannan Road	Between points C and D
Clackmannanshire	Sheet 19	Hilton Road	Between points A and B

Status: This is the original version (as it was originally enacted).

SCHEDULE 7

(introduced by sections 13 and 15)

ACQUISITION OF LAND, ETC. OUTSIDE LIMITS OF DEVIATION

PART 1

ACQUISITION OF LAND

<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which land to be acquired</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
Ladysneuk Road, Stirling	Sheet 4	068	Installation of signalling equipment and access.
Abbeycraig level crossing, Stirling	Sheet 5	073 to 075	Road improvements and landscaping.
Blackgrange level crossing, Clackmannan-shire	Sheet 9	137	Installation of signalling equipment and relocation of utility apparatus.
Station Road level crossing, Cambus, Clackmannanshire	Sheet 12	167	Installation of signalling equipment and compound.
Station Road level crossing, Cambus, Clackmannanshire	Sheet 12	170	Installation of level crossing equipment.
Alloa New Marshalling Yard, Clackmannanshire	Sheet 14	178	Installation of signalling equipment.
Alloa Sports Centre, Clackmannanshire	Sheet 16	207	Installation of signalling equipment and compound.
Former Alloa Brewery site, Clackmannanshire	Sheet 17	225	Station and car park.
Land off Argyll Street, Alloa, Clackmannanshire	Sheet 17	226	Pedestrian access to intended station.
Hilton Road, Alloa, Clackmannanshire	Sheet 18	246 and 247	Provision of a turning head for vehicles.
Petrol station, Alloa, Clackmannanshire	Sheet 18	261 and 262	Vehicular access to premises.

Status: This is the original version (as it was originally enacted).

<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which land to be acquired</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
Station Road level crossing, Kincardine, Fife	Sheet 30	417	Installation and maintenance of level crossing equipment.

PART 2

ACQUISITION OF RIGHTS ONLY

<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which rights may be acquired</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
River Forth and eastern Viaduct, Stirling	Sheet 2	024 to 026 and 028 to 030	Scour protection and maintenance.
Bridgehaugh Rugby Football Ground, Stirling	Sheets 2 and 3	048 to 050	Access for construction and thereafter for maintenance.
River Forth, north bank at Causewayhead, Stirling	Sheets 3 and 4	057 and 059	Bank protection.
Private road off Causewayhead Road, Stirling	Sheet 4	060	Access for construction and thereafter for maintenance.
Logie Burn, access off Alloa Road, Stirling	Sheet 6	083 and 084	Access for construction and thereafter for maintenance.
Grangehall, Stirling	Sheet 6	092 to 094	Access for construction and thereafter for maintenance.
Manor Neuk level crossing, Stirling	Sheet 7	111	Access for construction and thereafter for maintenance.
Manor Powis level crossing, Stirling	Sheet 7	112 to 114 and 119	Access for construction and

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<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which rights may be acquired</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
			thereafter for maintenance.
Between Manor Powis level crossing and Black Grange level crossing, Clackmannanshire	Sheets 7, 8 and 9	120, 121, 123, 124, 128 to 132, 136 and 137	Relocation of utility apparatus.
Gogar Loan, Clackmannanshire	Sheet 9	131	Access for construction and thereafter for maintenance.
Cambus Viaduct and New Mills level crossing, Clackmannanshire	Sheet 11	144, 148 to 150, 152 to 154, 157 to 160 and 165	Access for construction and thereafter for maintenance.
Station Road level crossing, Cambus, Clackmannanshire	Sheet 12	168 and 173	Installation and maintenance of CCTV equipment and lighting.
The Pavilions, Alloa, Clackmannanshire	Sheet 14	179 and 180	Access for construction and thereafter for maintenance.
Alloa Sports Centre, Clackmannanshire	Sheet 16	209	Access for construction and thereafter for maintenance.
Sunnyside Court, Alloa, Clackmannanshire	Sheet 17	215	Access for construction.
Helensfield Clackmannanshire	Sheet 21	306b	Ground stabilisation.
Black Devon river crossing, Clackmannanshire	Sheet 22	309, 319 and 325	Access for construction and thereafter for maintenance.
Cattle Market, Alloa Road, Clackmannan, Clackmannanshire	Sheets 22 and 23	329, 330 and 332 to 334	Access for construction and thereafter for maintenance.

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<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which rights may be acquired</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
Kennet, Clackmannanshire	Sheets 24 and 25	343, 344, 346, 347 and 348	Installation and maintenance of drainage.
Meadow End, Clackmannanshire	Sheet 25	352 to 354	Access for construction and thereafter for maintenance.
Kilbagie, Clackmannan-shire	Sheets 26 and 27	371 and 372	Installation and maintenance of drainage.
Kilbagie, Clackmannan-shire/ Fife	Sheets 26 and 27	365, 366, 374a and 378 to 380	Access for construction and thereafter for maintenance.
Kilbagie, Clackmannan-shire	Sheet 27	374b	Ground stabilisation.
Broomknowe, Fife	Sheets 27 and 28	385, 386 and 388	Access for construction and thereafter for maintenance.
Tulli Allan Bridge, Fife	Sheets 28 and 29	390	Access for construction.
Station Road level crossing, Kincardine, Fife	Sheet 30	413 414 to 417	Access to level crossing. Installation and maintenance of level crossing equipment.
North Approach Road to Longannet Power Station, Fife	Sheets 30, 31, 32, 33 and 34	422 and 425 to 427 424	Access and drainage. Access and level crossing works.
North shore of the Firth of Forth, Kincardine, Fife	Sheets 30, 31 and 32	423	Coast protection works and drainage.

Status: This is the original version (as it was originally enacted).

SCHEDULE 8

(introduced by section 17)

LAND OF WHICH TEMPORARY POSSESSION MAY BE TAKEN

<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which temporary possession may be taken</i>	<i>Authorised work</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>	<i>(5)</i>
Stirling Station, Stirling	Sheet 1	001	Access for construction	Ancillary works at Stirling Station.
Forth Street adjacent to Forth Viaduct, Stirling	Sheet 2	007, 011 and 012	Construction compound and access	Work No. 1(railway).
Lover's Walk, Stirling	Sheet 2	015 and 017 to 019	Access for construction	Work No. 1(railway).
River Forth and banks, Stirling	Sheet 2	020 to 023, 027, 031 to 033, 043 and 046	Working space	Work No. 1(railway).
Bridgehaugh Rugby Football Ground, Stirling	Sheets 2 and 3	053 and 057	Construction compounds and access	Work No. 1(railway).
Causewayhead Road, Stirling	Sheet 3	055 and 056	Working space and access	Work No. 1(railway).
Abbeycraig level crossing, Stirling	Sheet 5	077 and 079	Construction compound and working space	Works Nos. 1 (railway) and 1B (road).
Logie Burn, Stirling	Sheets 5 and 6	085, 087, 088 and 091	Working space and access	Work No. 1(railway).
Grangehall, Stirling	Sheet 6	094 to 096, 098, 099 and 101	Working space and access	Work No. 1(railway).
Manor Neuk level crossing, Stirling	Sheet 7	108	Working space	Work No. 1(railway).
Manor Powis level crossing, Stirling	Sheet 7	120	Construction compound	Work No. 1(railway).
Black Grange level crossing, Clackmannanshire	Sheet 9	136	Construction compound	Work No. 1(railway).
Cambus Viaduct and New Mills	Sheet 11	144, 148 to 150 and 152	Construction compound and working space	Work No. 1(railway).

Status: This is the original version (as it was originally enacted).

<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which temporary possession may be taken</i>	<i>Authorised work</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>	<i>(5)</i>
level crossing, Clackmannanshire				
Station Road level crossing, Cambus, Clackmannanshire	Sheet 12	166	Construction compound	Work No. 1(railway).
Alloa New Marshalling Yard, Clackmannanshire	Sheets 12, 13 and 14	177	Construction compound and working space	Work No. 1(railway).
Grange Road and Dirleton Gardens, Alloa, Clackman- nanshire	Sheet 15	195 and 197	Working space	Work No. 1C(footbridge).
Alloa Sports Centre, Clackmannanshire	Sheets 16 and 17	210	Construction compound, working space and access for construction	Works Nos. 1 and 1E (railway).
Erskine Street, Alloa, Clackman- nanshire	Sheet 17	212 and 216	Construction compound, working space and access	Works Nos. 1 (railway) and 1E(railway).
Whins Road, Alloa Clackmannanshire	Sheet 17	230, 231, 233, 234 and 236	Construction compound, working space and access	Work No. 1(railway).
Recreation Park, Football Ground Car Park, Alloa, Clackmannanshire	Sheets 18 and 20	243, 251, 255, 256 and 258 to 260.	Construction compound and working space and access	Works Nos. 1 (railway) and 1G (footbridge).
Development site adjacent to playing fields, Hilton Road, Alloa, Clackman- nanshire	Sheet 19	277 and 278	Construction compound and working space	Work No. 2 (road).
Hilton Farm, Alloa, Clackmannanshire	Sheet 20	287 to 289, 293 and 297	Construction compound,	Works Nos.1 (railway), 2 (road), 2B

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<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which temporary possession may be taken</i>	<i>Authorised work</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>	<i>(5)</i>
			working space and access	(road), 2C (road) and 2D (road).
Helensfield, Clackmannanshire	Sheet 21	300 to 303	Construction compound and working space	Work No. 1(railway).
Black Devon river crossing, Clackmannanshire	Sheet 22	310 to 314, 318, 320, 322 and 324	Construction compounds, working space and access	Work No. 1(railway).
Cattle Market off Alloa Road, Clack-mannan, Clackmannanshire	Sheets 22 and 23	329, 330 and 332 to 334	Construction compound, working space and access	Work No. 1(railway).
Kennet, Clackman-nanshire	Sheet 24	341 and 342	Access for construction	Work No. 1(railway).
Kennet, Clackman-nanshire	Sheet 24	344 and 345	Construction compound and access	Work No. 1(railway).
Meadowend, Clackmannanshire	Sheets 25 and 26	355, 360 and 362	Construction compound, working space and access for construction	Work No. 1(railway).
Kilbagie, Clack-mannanshire / Fife	Sheet 26	368 and 369	Working space and access for construction	Work No. 1(railway).
Kilbagie, Clack-mannanshire / Fife	Sheet 27	373 and 375	Construction compounds	Work No. 1(railway).
Broomknowe, Fife	Sheets 27 and 28	379, 381, 387 and 388	Construction compounds and working space	Work No. 1(railway).
Tulliallan Bridge, Fife	Sheet 28	391	Construction compound	Work No. 1(railway).
Kincardine Power Station, Fife	Sheet 29	399 to 401	Access for construction and thereafter for maintenance	Work No. 1(railway).

Status: This is the original version (as it was originally enacted).

<i>Location</i>	<i>Sheet of Parliamentary plans</i>	<i>Number of land shown on plans</i>	<i>Purposes for which temporary possession may be taken</i>	<i>Authorised work</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>	<i>(5)</i>
Kincardine Power Station, Fife	Sheet 29	402	Construction compound	Work No. 1(railway).

SCHEDULE 9

(introduced by section 29)

STATUTORY UNDERTAKERS, ETC.

- 1 Subject to the provisions of this schedule, sections 224 to 227 of the 1997 Act (power to extinguish rights of statutory undertakers, etc. and power of statutory undertakers, etc. to remove or re-site apparatus) shall apply in relation to any land which has been acquired under this Act, or which is held by the authorised undertaker and is appropriated or used (or about to be used) by it for the purposes of this Act or for purposes connected with this Act.
- 2 All such other provisions of the 1997 Act as apply for the purposes of the provisions applied by paragraph 1 above (including sections 228 to 231, which contain provisions consequential on the extinguishment of any rights under sections 224 and 225, and sections 232(2) to (4), 233 and 235 which provide for the payment of compensation) shall have effect accordingly.
- 3 In the provisions of the 1997 Act, as applied by paragraphs 1 and 2 above—
 - (a) references to the purpose of carrying out any development with a view to which land was acquired or appropriated are references to the purpose of carrying out the authorised works; and
 - (b) references to land acquired or appropriated as mentioned in section 224(1) of the 1997 Act are references to land acquired, appropriated or used as mentioned in paragraph 1 above.
- 4 Where any apparatus of a utility undertaker or of an operator of an electronic communications code network is removed in pursuance of a notice or order given or made under section 224, 225 or 226 of the 1997 Act, as applied by paragraph 1 above, any person who is the owner or occupier of premises to which a supply was given from that apparatus shall be entitled to recover from the authorised undertaker compensation in respect of expenditure reasonably incurred by that person, in consequence of the removal, for the purpose of effecting a connection between the premises and any other apparatus from which a supply is given.
- 5 Paragraph 4 above shall not apply in the case of the removal of a public sewer, but where such a sewer is removed in pursuance of such a notice or order as is mentioned in that paragraph, any person who is—
 - (a) the owner or occupier of premises the drains of which communicated with that sewer; or
 - (b) the owner of a private sewer which communicated with that sewer,

Status: This is the original version (as it was originally enacted).

shall be entitled to recover from the authorised undertaker compensation in respect of expenditure reasonably incurred by that person, in consequence of the removal, for the purpose of making the person's drain or sewer communicate with any other public sewer or with a private sewage disposal plant.

6 The provisions of the 1997 Act mentioned in paragraphs 1 and 2 above, as applied by those paragraphs, shall not have effect in relation to apparatus as respects which Part IV of the 1991 Act applies.

7 In this schedule—

“public gas transporter” has the meaning given by section 7(1) of the Gas Act 1986 (c. 44);

“electronic communications code network” means an electronic communications network within the meaning of the Communications Act 2003 (c. 21) to which the electronic communications code applies;

“electronic communications code” means the code set out in schedule 2 to the Telecommunications Act 1984 (c. 12); and

“utility undertaker” means a person who is—

- (a) authorised by any enactment to carry on an undertaking for the supply of water;
- (b) a public gas transporter; or
- (c) the holder of a licence under section 6 of the Electricity Act 1989 (c. 29),

and who is, or is deemed to be, a statutory undertaker within the meaning of section 214 of the 1997 Act.

SCHEDULE 10

(introduced by section 32)

LISTED BUILDINGS AND CONSERVATION AREAS

1 (1) Subject to sub-paragraph (2) below, if a listed building was such a building immediately before 1st December 2002 and is specified in columns (1), (2) and (3) of the following table—

- (a) section 6 of the Listed Buildings Act (restriction on works affecting listed buildings) shall not apply to works carried out in relation to the building in exercise of the powers conferred by Part 1 of this Act;
- (b) to the extent that a notice issued in relation to the building under section 34(1) of that Act (enforcement) requires the taking of steps which would be rendered ineffective, or substantially ineffective, by works proposed to be carried out in exercise of the powers conferred by this Part of this Act, it shall not have effect or, as the case may be, shall cease to have effect;
- (c) no steps may be taken in relation to the building under section 38(1) of that Act (execution of works specified in notice under section 34(1)) which would be rendered ineffective, or substantially ineffective, by such works as are mentioned in paragraph (b) above; and
- (d) no works may be executed for the preservation of the building under section 49 of that Act (urgent works to preserve unoccupied listed buildings) which would be rendered ineffective, or substantially ineffective, by such works as are mentioned in paragraph (b) above.

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- (2) In the case of any building specified in columns (1), (2) and (3) of the following table in relation to which any description of works is specified in column (4) of that table, sub-paragraph (1) above shall have effect as if the references to works carried out in exercise of the powers conferred by Part 1 of this Act were, so far as concerns works of demolition or alteration (as opposed to extension), to works so carried out which are of a description specified in relation to it in that column.
- (3) Paragraphs (a) to (d) of sub-paragraph (1) above shall also apply in relation to a listed building which was not such a building immediately before 1st December 2002.
- (4) If a building included in a conservation area and not a listed building—
- (a) was not included in a conservation area immediately before 1st December 2002; or
 - (b) was included in such an area immediately before that date and is specified in columns (1), (2) and (3) of the following table,
- section 66 of the Listed Buildings Act (control of demolition in conservation areas) shall not apply to the demolition of the building in exercise of the powers conferred by Part 1 of this Act.
- (5) Anything which, by virtue of section 1(4) of the Listed Buildings Act (objects or structures fixed to, or within the curtilage of, a building), is treated as part of a building for the purposes of that Act shall be treated as part of the building for the purposes of this paragraph.

TABLE

BUILDINGS AUTHORISED TO BE DEMOLISHED OR ALTERED

<i>Local government area</i>	<i>Sheet of Parliamentary plans</i>	<i>Buildings authorised to be demolished or altered</i>	<i>Limit of authorised demolition or alteration</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
Stirling	Sheet 1	Signals SM47 and SM26	Removal of signals and supporting structures.
Stirling	Sheet 1	Signals SN11 and SN18	Removal of signals and supporting structures.
Stirling	Sheet 1	Stirling Middle Signal Box	Provision of cable route access, provision of cable trunking access to operating floor, and internal modifications.
Stirling	Sheet 1	Stirling North Signal Box	Provision of cable route access, provision of cable trunking

Status: This is the original version (as it was originally enacted).

<i>Local government area</i>	<i>Sheet of Parliamentary plans</i>	<i>Buildings authorised to be demolished or altered</i>	<i>Limit of authorised demolition or alteration</i>
<i>(1)</i>	<i>(2)</i>	<i>(3)</i>	<i>(4)</i>
			access to operating floor, internal modifications, strength-ening and improvement works, and alterations to signal box access.

2 Section 53 of the Listed Buildings Act (acts causing or likely to result in damage to listed buildings) shall not apply to anything done in exercise of the powers conferred by Part 1 of this Act with respect to works.

3 In this schedule—

“the Listed Buildings Act” means the Planning (Listed Buildings and Conservation Areas) (Scotland) Act 1997 (c. 9); and

“building” and “listed building” have the same meanings as in the Listed Buildings Act.