



# Edinburgh Airport Rail Link Act 2007

2007 asp 16

## EDINBURGH AIRPORT RAIL LINK ACT 2007

### PART 1

#### WORKS, ETC.

##### *Works*

- 1 Power to construct works
- 2 The scheduled works
- 3 The ancillary works
- 4 Permitted deviation within limits
- 5 Work No. 4: station and southern tunnel portal
- 6 Access to works
- 7 Construction and maintenance of new or altered roads
- 8 Vesting of private roads and private accesses
- 9 Registration of vested land
- 10 Permanent stopping up of roads
- 11 Power to execute road works
- 12 Works to be major works for roads purposes
- 13 Agreements with roads authorities, etc.

##### *Supplemental powers*

- 14 Temporary stopping up, alteration or diversion of roads
- 15 Discharge of water
- 16 Safeguarding works to buildings

### PART 2

#### LAND

##### *Powers of acquisition*

- 17 Power to acquire land
- 18 Acquisition of subsoil or rights
- 19 Purchase of specific new rights over land

*Changes to legislation: There are currently no known outstanding effects for the Edinburgh Airport Rail Link Act 2007. (See end of Document for details)*

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- 20 Rights in roads or public places
- 21 Temporary use of land for construction of works

#### *Compensation*

- 22 Disregard of certain interests and improvements
- 23 Set-off of betterment against compensation
- 24 Application of legislation relating to certificates of appropriate alternative development
- 25 No double recovery

#### *Supplementary*

- 26 Acquisition of part of certain properties
- 27 Extinction or suspension of private rights of way
- 28 Power to enter land for survey, etc.
- 29 Further powers of entry
- 30 Persons under disability may grant servitudes, etc.
- 31 Parliamentary plans and book of reference: adjustments agreed with landowners and correction of errors
- 32 Period for compulsory acquisition of land
- 33 Extension of time
- 34 Time limit on validity of notices to treat
- 35 General vesting declarations
- 36 Restrictions regarding operational airport land

### **PART 3**

#### MISCELLANEOUS AND GENERAL

- 37 Power to fell, etc. trees or shrubs
- 38 Traffic regulation
- 39 Powers of disposal, agreements for operation, etc.
- 40 Statutory undertakers, etc.
- 41 Historic obligations relating to former railway
- 42 Listed buildings and conservation areas
- 43 Saving for town and country planning
- 44 Interpretation of sections 45 and 46
- 45 Planning agreements
- 46 Application of developer contributions
- 47 Blighted land
- 48 Application of Crichel Down Rules
- 49 Mitigation of environmental impacts
- 50 Compliance with code of construction practice and noise and vibration policy, etc.
- 51 Regulation of mitigation measures
- 52 Protection of the water environment
- 53 Saving for Railways Act 1993
- 54 Certification of plans, etc.
- 55 Registration of new rights
- 56 Dispute resolution
- 57 Service of notices, etc.

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## PART 4

### SUPPLEMENTARY

- 58 Incorporation of enactments
- 59 Interpretation
- 60 Rights of the Crown, Government departments and Scottish Ministers
- 61 Short title

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#### SCHEDULE 1 — Scheduled works

- In the local government areas of West Lothian and the...
- In the local government areas of West Lothian and the...
- In the local government area of West Lothian— Work No....
- In the local government area of the City of Edinburgh—...

#### SCHEDULE 2 — Ancillary works

- 1 Stations, 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...
- 4 Works for the provision (for the authorised undertaker or any...
- 5 Works for the strengthening, underpinning, protection, alteration or demolition of...
- 6 Works or operations to stabilise the condition of any land...
- 7 Works to alter the course of, or otherwise interfere with,...
- 8 Works to alter the position of any existing apparatus or...
- 9 Without prejudice to the generality of paragraph 8 above, works...
- 10 Landscaping, ecological and other works to mitigate any adverse effects...
- 11 Works for the benefit or protection of premises affected by...
- 12 The removal by the authorised undertaker of any works constructed...
- 13 Such other works (of whatever nature) as may be necessary...

#### SCHEDULE 3 — Stopping up and diversion of roads

- Part 1 — ROADS TO BE PERMANENTLY STOPPED UP
- Part 2 — ROADS TO BE TEMPORARILY STOPPED UP

#### SCHEDULE 4 — Safeguarding works

- Part 1 — LAND FOR SAFEGUARDING WORKS
- Part 2 — SAFEGUARDING WORKS: PROCEDURE

- 1 Safeguarding works may be carried out— (a) at any time...
- 2 For the purpose of determining how the powers conferred by...
- 3 For the purpose of carrying out safeguarding works to a...
- 4 Before exercising— (a) a right under section 16 of this...
- 5 Where notice is served under paragraph 4(a), (c) or (d),...
- 6 The authorised undertaker shall compensate the owners and occupiers of...
- 7 Where— (a) safeguarding works to a building are carried out...
- 8 Nothing in this schedule shall relieve the authorised undertaker from...
- 9 Any dispute as to a person's entitlement to compensation under...

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SCHEDULE 5 — Acquisition of land, etc. outside limits of deviation  
Part 1 — ACQUISITION OF LAND  
Part 2 — ACQUISITION OF RIGHTS

SCHEDULE 6 — Land of which temporary possession may be taken

SCHEDULE 7 — Statutory undertakers, etc.

*Apparatus of statutory undertakers, etc. on land acquired*

1 (1) Subject to the provisions of this schedule, sections 224...

*Apparatus of statutory undertakers, etc in stopped up roads*

2 (1) Where a road is stopped up under section 10...

SCHEDULE 8 — Listed buildings and conservation areas

1 (1) In the case of a listed building which was...  
2 Section 53 of the Listed Buildings Act (acts causing or...  
3 In this schedule— “the assessment date” means, in the case...

SCHEDULE 9 — Code of construction practice

1 Before commencing construction of the authorised works located in the...  
2 The local planning authority shall send a copy of every...  
3 The authorised undertaker may with the approval of the local...  
4 In approving the code of construction practice or any local...  
5 For the purpose of any appeal against a decision of...  
6 In this schedule— “SEPA” means the Scottish Environment Protection Agency...

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