STATUTORY INSTRUMENTS

1998 No. 3269

TRANSPORT AND WORKS TRANSPORT

The Tyne and Wear Passenger Transport (Sunderland) Order 1998

Made - - - - 23rd December 1998 Coming into force 13th January 1999

THE TYNE AND WEAR PASSENGER TRANSPORT (SUNDERLAND) ORDER 1998

PART I

PRELIMINARY

- 1. Citation and commencement
- 2. Interpretation
- 3. Incorporation of Railways Clauses Consolidation Act 1845
- 4. Application of New Roads and Street Works Act 1991

PART II

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- 7. Stations
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- 9. Stopping up of streets and extinguishment of rights
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PART III

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- 21. Power to acquire land
- 22. Application of Compulsory Purchase (Vesting Declarations) Act 1981
- 23. Application of Part I of Compulsory Purchase Act 1965
- 24. Powers to acquire new rights
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- 27. Rights under or over streets
- 28. Certain lands etc. not to be acquired compulsorily

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- 29. Temporary use of land for construction of works
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- 31. Disregard of certain interests and improvements
- 32. Set-off for enhancement in value of retained land

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- 33. Acquisition of part of certain properties
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- 36. Power to operate and use railways
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- 44. Statutory undertakers etc.
- 45. Certification of plans etc.
- 46. Service of notices
- 47. No double recovery
- 48. Withholding of consent

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49. Arbitration Signature

SCHEDULES

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SCHEDULE 2 — STATIONS

PART I — **EXISTING STATIONS**

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PART I — STREETS FOR WHICH A SUBSTITUTE IS TO BE

PROVIDED

PART II — STREETS FOR WHICH NO SUBSTITUTE IS TO BE

PROVIDED

PART III — STREET IN WHICH VEHICULAR RIGHTS ONLY ARE TO

BE EXTINGUISHED

SCHEDULE 4 — NEW STREETS TO BE PROVIDED

SCHEDULE 5 — STREETS TO BE TEMPORARILY STOPPED UP

 ${\tt SCHEDULE\: 6\: -- ADDITIONAL\: LANDS\: WHICH\: MAY\: BE\: ACQUIRED\: OR}$

USED

SCHEDULE 7 — MODIFICATION OF COMPENSATION AND COMPULSORY PURCHASE ENACTMENTS FOR CREATION OF NEW RIGHTS

Compensation enactments

- 1. The enactments for the time being in force with respect...
- 2. (1) Without prejudice to the generality of paragraph 1 above,...

Adaptation of 1965 Act

- 3. (1) The 1965 Act shall have effect with the modifications...
- 4. For section 7 of the 1965 Act (measure of compensation)...
- 5. For section 8 of the 1965 Act (provisions as to...
- 6. The following provisions of the 1965 Act (which state the...
- 7. Section 11 of the 1965 Act (powers of entry) shall...
- 8. Section 20 of the 1965 Act (protection for interests of...
- 9. Section 22 of the 1965 Act (protection of acquiring authority's...
- SCHEDULE 8 LANDS NOT TO BE ACQUIRED COMPULSORILY
- SCHEDULE 9 LANDS OF WHICH TEMPORARY POSSESSION MAY BE TAKEN
- SCHEDULE 10 PROVISIONS RELATING TO STATUTORY UNDERTAKERS ETC.

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Apparatus of statutory undertakers etc. on land acquired

1. (1) Sections 271 to 274 of the 1990 Act (power...

Apparatus of statutory undertakers etc. in stopped up streets

2. (1) Where a street is stopped up under article 9...

Application of telecommunications code

- 3. (1) Paragraph 23 of the telecommunications code shall apply for...
- 4. The temporary stopping up or diversion of any street under...

For protection of Railtrack PLC

- 5. (1) The provisions of this paragraph shall have effect save...
- 6. (1) Notwithstanding the provisions of article 37 above, the provisions...

For protection of Environment Agency

7. (1) For the protection of the Environment Agency (in this...

Explanatory Note