



# Gas Act 1965

## CHAPTER 36

### GAS ACT 1965

#### PART I

1—3 .....

#### PART II

##### UNDERGROUND STORAGE OF GAS BY GAS AUTHORITIES

- 4 Storage authorisation orders.
- 5 Control of mining and other operations in storage area and protective area.
- 6 Controlled operations: carrying out of works to remedy a default.
- 7 Compensation for general effect of storage authorisation order.
- 8 Compensation for refusal of consent to controlled operations, or consent granted subject to conditions.
- 9 Compensation for withdrawal of consent or variation of conditions.
- 10 Exclusion of double compensation.
- 11 Compensation under ss. 8 and 9 to be repayable in certain circumstances.
- 12 The right to store gas underground and related rights.
- 13 Compulsory purchase of rights as respects wells, boreholes and shafts in storage area and protective area.
- 14 Gas authority's liability for underground gas storage.
- 15 Responsibility of public gas transporter for interference with supplies of water.
- 16 Safety conditions.
- 17 Accidents.
- 18 Discontinuance of an underground gas storage.

*Changes to legislation:* Gas Act 1965 is up to date with all changes known to be in force on or before 01 March 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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- 19 Appointment of inspectors.
- 20 Powers of entry.
- 21 General provisions as to offences under Part II.
- 22 Application of provisions of principal Act.
- 23 Assessment of compensation.
- 24 Special provisions as to payment of compensation.
- 25 Application to the Crown.
- 26 Ecclesiastical property.
- 27 Registration in register of local land charges and General Register of Sasines.
- 28 Interpretation of Part II.

### PART III

#### GENERAL

- 29, 30 .....
- 31 Financial provisions.
- 32 Short title, interpretation, extent and commencement.

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### SCHEDULES

#### SCHEDULE 1 —

#### SCHEDULE 2 — Storage Authorisation Orders

##### Part I — FORM OF ORDER

- 1 (1) A storage authorisation order— (a) shall state the name...
- 2 The storage authorisation order shall also specify by reference to...

##### Part II — PROCEDURE FOR MAKING ORDERS

##### *Preliminary submission of proposals*

- 3 (1) The applicant shall before making the application formally in accordance...
- 4 (1) The applicant shall publish in two successive weeks in the...
- 5 (1) The Minister, after taking the proposals into consideration, may...

##### *Formal application for order*

- 6 (1) The application shall be in writing and shall include—...
- 7 (1) The applicant shall publish in two successive weeks in the...
- 8 (1) Subject to this paragraph, if an objection to the...
- 9 (1) The applicant shall at the time of making his application inform...

##### *Making of order*

- 10 (1) Subject to the foregoing provisions of this Schedule, the...
- 11 Part IV of Schedule 1 to the Acquisition of Land...

##### *Making of order which enlarges the protective area*

- 12 (1) Before making a storage authorisation order with any modifications...

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*Approval for planning purposes of works associated with storage*

- 13 (1) The application under paragraph 6 of this Schedule may...  
 Part III — CASES WHERE PROCEDURE UNDER PART II NEED NOT BE FOLLOWED

*Orders transferring functions from one public gas supplier to another*

- 14 (1) Part II of this Schedule shall not apply to...

*Orders varying nature of gas stored*

- 15 Part II of this Schedule shall not apply to an...  
 16 (1) If any such order is an order the effect...  
 Part IV — GENERAL APPLICATION OF SCHEDULE TO SCOTLAND  
 17 In the application of this Schedule to Scotland—

SCHEDULE 3 — Certificates as Respects Planning Permission and Grant of Statutory Licences to Abstract Water

*Certificates as respects planning permission*

- 1 (1) At any time after an application has been made...  
 2 (1) Where the local planning authority have issued a certificate...  
 3 .....

*Certificates as respects statutory licences to abstract water*

- 4 (1) At any time after an application has been made...  
 5 (1) Where the appropriate agency has issued a certificate under...  
 6 In entertaining an application under paragraph 4 of this Schedule,...

*Procedure on application for certificate*

- 7 (1) The Secretary of State and the planning Minister acting jointly...

*Interpretation*

- 8 References in this Schedule to cases of controlled operations for...  
 8A In this Schedule, “the appropriate agency” means—  
 9 In the application of this Schedule to Scotland—

SCHEDULE 4 —

Part I — APPLICATION OF ACQUISITION OF LAND ACT AND LANDS CLAUSES ACTS TO COMPULSORY PURCHASE OF CERTAIN RIGHTS

- 1 Subject to this Schedule, in relation to the compulsory purchase—...  
 2 In relation to the compulsory purchase of a right to...  
 3 In the application of this Part of this Schedule to...

Part II — COMPULSORY PURCHASES AFFECTING SUPPLIES OF WATER

- 4 This Part of this Schedule shall apply where the land...  
 5 (1) Where the persons entitled to exercise the right are...  
 6 Where paragraph 5 of this Schedule does not apply, then...  
 7 Any dispute arising under this Part of this Schedule as...  
 8 Without prejudice to the generality of the principles on which...  
 9 In the application of this Part of this Schedule to...

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#### SCHEDULE 5 — Inquiries into Accidents

- 1 An inquiry in pursuance of a direction under section 17...
- 2 The Minister may pay to the person appointed to hold...
- 3 The person appointed to hold the inquiry (hereafter in this...
- 4 The tribunal shall, for the purposes of the inquiry, have...
- 5 A person attending as a witness before the tribunal shall...
- 6 The tribunal shall make a report to the Minister stating...
- 7 If any person— (a) without reasonable excuse (proof whereof shall...
- 8 Any sums to be paid by the Minister under paragraph...
- 9 In the application of this Schedule to Scotland, for references...

#### SCHEDULE 6 — Power to Enter on Land and to Prospect and Survey Land

##### *Search for underground storage sites*

- 1 (1) Where it appears to the Minister to be expedient...
- 2 (1) Subject to this paragraph, while a direction under the...

##### *Entry for purposes of survey*

- 3 (1) Subject to this paragraph, any person authorised in writing...

##### *Detection and supervision of controlled operations in storage area and protective area*

- 4 (1) The powers conferred by this paragraph may be exercised...

##### *Warrants to authorise entry*

- 5 The Rights of Entry (Gas and Electricity Boards) Act 1954...

##### *Compensation*

- 6 Where in the exercise of any power conferred by this...

##### *Duty to reinstate land*

- 7 (1) Subject to this paragraph, it shall be the duty...

##### *Obstruction*

- 8 A person who wilfully obstructs a person acting in the...

##### *Restriction on disclosure of information*

- 9 If a person discloses (otherwise than in the performance of...

##### *Supplemental*

- 10 Any power conferred on a person by virtue of this...
- 11 In the general application of this Schedule to Scotland—

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**Changes and effects yet to be applied to :**

- Sch. 3 para. 7(2) words inserted by [2004 c. 5 Sch. 7 para. 1](#)
- Sch. 6 para. 9 words repealed by [2003 c. 44 Sch. 37 Pt. 9](#)