
Changes to legislation: There are currently no known outstanding effects for the Coal Industry Act 1994, Cross Heading: Limitations on effect of orders. (See end of Document for details)

SCHEDULES

SCHEDULE 8

AMENDMENTS OF THE OPENCAST COAL ACT 1958

Limitations on effect of orders

- 4 In section 7 (rights not affected by order)—
- (a) in subsection (2)(c)—
 - (i) for “authorisation” there shall be substituted “ opencast planning permission ”;
 - (ii) for “the Corporation have” there shall be substituted “ the person entitled to the rights conferred by the compulsory rights order has ”; and
 - (iii) for the words from “under” to “applied” there shall be substituted “ under the provisions of the Act of 1990, applied ”;
 - (b) in subsection (3)(a)—
 - (i) for “made by the Corporation and” there shall be substituted “ to which the person entitled to the rights conferred by the compulsory rights order is or is deemed to be a party and which is ”; and
 - (ii) for “the Corporation are” there shall be substituted “ that person is ”;
- and
- (c) for subsections (8) and (9) of that section there shall be substituted—
 - “(8) In this section—
 - “statutory water undertakers” means—
 - (i) in England and Wales, the National Rivers Authority, a water undertaker or a sewerage undertaker; and
 - (ii) in Scotland, a water authority within the meaning of the Water (Scotland) Act 1980;
 - “local enactment”—
 - (i) in England and Wales, means any local statutory provision within the meaning of the Water Industry Act 1991; and
 - (ii) in Scotland, has the same meaning as in the Water (Scotland) Act 1980;
- and, in the application of this section to Scotland, for any reference to the Act of 1990 there shall be substituted a reference to the Town and Country Planning (Scotland) Act 1972.”

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Limitations on effect of orders.