

## SCHEDULES

### SCHEDULE 5

Section 52

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Countryside Act 1968 (c. 41)*

- 1 (1) The Countryside Act 1968 is amended as follows.
- (2) In section 9(6), for the definition of “common land” substitute—
  - ““common land” means—
  - (a) land registered as common land in a register of common land kept under Part 1 of the Commons Act 2006;
  - (b) land to which Part 1 of that Act does not apply and which is subject to rights of common within the meaning of that Act;”.
- (3) In Schedule 2, in paragraph 7, for the words from “section 22(1)” to the end substitute “the principal section”.

##### *Animals Act 1971 (c. 22)*

- 2 In section 11 of the Animals Act 1971, for the definitions of “common land” and “town or village green” substitute—
  - ““common land” means—
  - (a) land registered as common land in a register of common land kept under Part 1 of the Commons Act 2006;
  - (b) land to which Part 1 of that Act does not apply and which is subject to rights of common within the meaning of that Act;

“town or village green” means land registered as a town or village green in a register of town or village greens kept under Part 1 of the Commons Act 2006;”.

##### *Wildlife and Countryside Act 1981 (c. 69)*

- 3 In section 52(2C) of the Wildlife and Countryside Act 1981—
  - (a) for “common land” (in the first place where it occurs) substitute “subject to rights of common (within the meaning of the Commons Act 2006)”;
  - (b) for the words from “the commoners” to the end of the subsection substitute “the persons with such rights or any of them and any commons council established under Part 2 of the Commons Act 2006 for that land”.

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*Status: This is the original version (as it was originally enacted).*

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*Norfolk and Suffolk Broads Act 1988 (c. 4)*

- 4 In Schedule 3 to the Norfolk and Suffolk Broads Act 1988, in paragraph 38(1)(d), for “section 9 of the Commons Registration Act 1965” substitute “section 45 of the Commons Act 2006”.

*Criminal Justice and Public Order Act 1994 (c. 33)*

- 5 In section 61(9) of the Criminal Justice and Public Order Act 1994—
- (a) for the definition of “common land” substitute—
    - ““common land” means—
    - (a) land registered as common land in a register of common land kept under Part 1 of the Commons Act 2006; and
    - (b) land to which Part 1 of that Act does not apply and which is subject to rights of common as defined in that Act;”;
  - (b) in the definition of “commoner”, for the words from “as defined” to the end substitute “as so defined;”;
  - (c) in the definition of “the local authority”, for “section 9 of the Commons Registration Act 1965” substitute “section 45 of the Commons Act 2006”.

*Environment Act 1995 (c. 25)*

- 6 In Schedule 9 to the Environment Act 1995, in paragraph 1—
- (a) in sub-paragraph (2)(d), for “section 9 of the Commons Registration Act 1965” substitute “section 45 of the Commons Act 2006”;
  - (b) in sub-paragraph (6), for “the Commons Registration Act 1965” substitute “Part 1 of the Commons Act 2006”.

*Countryside and Rights of Way Act 2000 (c. 37)*

- 7 (1) The Countryside and Rights of Way Act 2000 is amended as follows.
- (2) In section 1, in subsection (3)—
    - (a) for paragraph (a) substitute “land which is registered as common land in a register of common land kept under Part 1 of the Commons Act 2006.”;
    - (b) omit paragraph (b).
  - (3) In that section, omit subsection (4).
  - (4) In section 45(1), in the definition of “rights of common”, for “the Commons Registration Act 1965” substitute “the Commons Act 2006”.
  - (5) In section 46(2), for “section” substitute “subsection”.

*Land Registration Act 2002 (c. 9)*

- 8 (1) The Land Registration Act 2002 is amended as follows.
- (2) In section 27(2)(d), for “the Commons Registration Act 1965 (c. 64)” substitute “Part 1 of the Commons Act 2006”.
  - (3) In section 33(d), for “the Commons Registration Act 1965 (c. 64)” substitute “Part 1 of the Commons Act 2006”.

- (4) In Schedule 3, in paragraph 3(1), for “the Commons Registration Act 1965 (c. 64)” substitute “Part 1 of the Commons Act 2006”.