



# Pipe-lines Act 1962

## 1962 CHAPTER 58

### *Avoidance of Damage to Pipe-lines by Buildings, &c*

- 29 Execution of remedial works by the Minister in default of compliance with order to execute them, and recovery of expenses incurred in executing such works**
- (1) If a person on whom an order is served under subsection (4) or (5) of section twenty-seven of this Act fails, before the expiration of six weeks from the date on which the order was served, or such longer period as the Minister may on his application allow, to execute the works specified in the order, the Minister may enter and execute the works.
  - (2) Where works for the safeguarding of a pipe-line are executed—
    - (a) in pursuance of the foregoing subsection in default of compliance with such an order as is therein mentioned, or
    - (b) in compliance with an order under the said subsection (5),the expenses reasonably incurred by the Minister or owner of the pipe-line, as the case may be in executing the works may be recovered by him from the owner of the building or structure the erection or construction of which was the cause of the making of the order or, if there is more than one owner, from the owners thereof in such shares as the judge may determine to be just and equitable; and an owner of the building or structure who pays to the Minister or owner of the pipe-line the full amount of his claim may recover from any other owner of the building or structure such contribution, if any, as the judge may determine to be just and equitable.
  - (3) The county court within whose jurisdiction the building or structure is situated shall have jurisdiction to hear and determine any proceedings under the last foregoing subsection; and in determining for the purposes of that subsection the shares in which any expenses shall be paid or contributed by two or more owners of any building or structure, a county court judge shall have regard to their respective interests in the building or structure and all the other circumstances of the case.
  - (4) In the application of this section to Scotland, for references to a county court or a county court judge there shall be substituted references to the sheriff.