
STATUTORY INSTRUMENTS

2017 No. 75

**The Housing and Planning Act 2016 (Commencement
No. 4 and Transitional Provisions) Regulations 2017**

Transitional provisions: compulsory purchase

5.—(1) The amendments made by the relevant provisions of the Act, in so far as they are brought into force by regulation 3, only apply in relation to a compulsory purchase of land which is authorised on or after 3rd February 2017.

(2) The relevant provisions are—

- (a) sections 184 to 189;
- (b) section 191;
- (c) paragraphs 1 to 7 of Schedule 15;
- (d) paragraphs 1 to 3 and 5 to 8 of Schedule 17;
- (e) paragraphs 1 to 8 of Schedule 18.

(3) For the purposes of this regulation, a compulsory purchase of land is authorised—

- (a) by a compulsory purchase order, on the day on which the order is—
 - (i) confirmed by a Minister, the Welsh Ministers or another authority; or
 - (ii) made by a Minister or the Welsh Ministers.
- (b) by an order under section 1 or 3 of the Transport and Works Act 1992⁽¹⁾, on the day on which the Secretary of State or the Welsh Ministers determine under section 13(1) of that Act to make the order;
- (c) by a harbour revision order, a harbour empowerment order or a harbour closure order under the Harbours Act 1964⁽²⁾, on the day on which the order is made by a Minister, the Welsh Ministers or a person who is designated in an order made under section 42A⁽³⁾ of that Act;
- (d) by any other order, on the day on which the order is made by a Minister or the Welsh Ministers; or
- (e) by a special enactment, on the day on which the special enactment is enacted.

(1) 1992 c. 42.

(2) 1964 c. 40.

(3) Section 42A was inserted by section 315 of, and paragraphs 1 and 3(1) of Schedule 21 to, the Marine and Coastal Access Act 2009 (c. 23).