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## SCHEDULES

### SCHEDULE 2

#### MINERALS

##### Modifications etc. (not altering text)

- C1** Sch. 2 excluded by [Water Act 1989 \(c. 15, SIF 130\)](#), **s. 159**, (with ss. 58(7), 101(1), 141(6), 160(1)(2) (4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)  
Sch. 2 excluded (1.12.1991) by [Water Resources Act 1991 \(c. 57, SIF 130\)](#), **ss.182**, 225(2) (with ss. 16(6), 179, 222(3), Sch. 22 para. 1, Sch. 23 para. 6)
- C1** Sch. 2 incorporated (with modifications) (11.3.2015) by [The Dogger Bank Creyke Beck Offshore Wind Farm Order 2015 \(S.I. 2015/318\)](#), **arts. 1**, 22 (with arts. 40, 41, Sch. 12 Pt. 1 paras. 49(2), 10, Pt. 2 paras. 4(2)(3), 19, Pt. 4 paras. 3, 4, 16)

#### PART II

##### Modifications etc. (not altering text)

- C1** Sch. 2 Pts. 2, 3 applied by [Channel Tunnel Act 1987 \(c. 53, SIF 102\)](#), s. 37(2), **Sch. 5 Pt. III para. 4**
- C2** Sch. 2 Pts. 2, 3 applied (with modifications) (13.2.1992) by [Severn Bridges Act 1992 \(c. 3\)](#), s. 2(6), **Sch. 2 Pt. II para.3**
- C3** Sch. 2 Pt. 2 applied (16.3.1992) by [Avon Weir Act 1992 \(c. v\)](#), **s. 4(2)** (with s. 61)
- C4** Sch. 2 Pts. 2, 3 applied (16.7.1992) by [Cattewater Reclamation Act 1992 \(c. xiv\)](#), **s. 3(3)**  
Sch. 2 Pts. 2, 3 applied (5.11.1993) by [1993 c. 42, s. 5](#), **Sch. 4 para. 2** (with s. 30(1), Sch. 2 para. 9).  
Sch. 2 Pt. 2 applied (28.7.1998) by [1998 c. iv, s. 7\(1\)](#) (with s. 41)
- C5** Sch. 2 Pts. 2, 3 applied (with modifications) by [Dartford-Thurrock Crossing Act 1988 \(c. 20, SIF 59\)](#), s. 2(5), **Sch. 2 Pt. II para. 4(1)**  
Sch. 2 Pts. 2, 3 applied (with modifications) (3.6.1999) by [S.I. 1999/1555](#), **art. 9**  
Sch. 2 Pt. 2 applied (with modifications) (E.) (29.3.2001) by [S.I. 2001/1347](#), **art. 36(1)** (with arts. 15, 37, 38(2))  
Sch. 2 Pt. 2 applied (with modifications) (E.) (29.3.2001) by [S.I. 2001/1348](#), **art. 12(1)**
- C6** Sch. 2 Pt. 2 modified (18.12.1996) by [1996 c. 61, s. 4](#), **Sch. 4 Pt. III para. 13**
- C7** Sch. 2 Pt. 2 applied (with modifications) (12.8.2002) by [The Channel Tunnel Rail Link \(Thames Tunnel Approach\) Order 2002 \(S.I. 2002/1943\)](#), **art. 6(2)**  
Sch. 2 Pt. 2 applied (with modifications) (14.3.2002) by [The Chester Guided Busway Order 2002 \(S.I. 2002/412\)](#), **art. 39(1)** (with art. 38)
- C8** Sch. 2 Pts. 2, 3 applied (with modifications) (22.3.2005) by [The Midland Metro \(Wednesbury to Brierley Hill and Miscellaneous Amendments\) Order 2005 \(S.I. 2005/927\)](#), **art. 50** (with art. 51)
- C9** Sch. 2 Pts. 2, 3 applied (with modifications) (22.7.2005) by [The Midland Metro \(Birmingham City Centre Extension, etc.\) Order 2005 \(S.I. 2005/1794\)](#), arts. 1, **46(1)** (with art. 47)
- C10** Sch. 2 Pt. 2 applied (with modifications) (22.7.2008) by [Crossrail Act 2008 \(c. 18\)](#), **Sch. 6 para. 17**
- C11** Sch. 2 Pts. 2, 3 incorporated (with modifications) (15.8.2013) by [The North Blyth Biomass Power Station Order 2013 \(S.I. 2013/1873\)](#), arts. 1, **14** (with art. 30)

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- C12** Sch. 2 Pt. 2 incorporated (with modifications) (7.5.2014) by The National Grid (North London Reinforcement Project) Order 2014 (S.I. 2014/1052), arts. 1, **23**  
Sch. 2 Pt. 2 incorporated (with modifications) (24.9.2014) by The Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014 (S.I. 2014/2384), arts. **1**, 40
- C13** Sch. 2 Pts. 1-3 applied (with modifications) (2.10.2014) by The Clocaenog Forest Wind Farm Order 2014 (S.I. 2014/2441), arts. 1, **22** (with art. 33)
- C14** Sch. 2 Pt. 2 incorporated (with modifications) (29.10.2014) by The Able Marine Energy Park Development Consent Order 2014 (S.I. 2014/2935), art. **32** (with arts. 30(4), 53)
- C15** Sch. 2 Pts. 2, 3 incorporated (with modifications) (2.2.2015) by The Northumberland County Council (A1 – South East Northumberland Link Road (Morpeth Northern Bypass)) Development Consent Order 2015 (S.I. 2015/23), arts. 1, **21(1)**
- C16** Sch. 2 Pt. 2 incorporated (with modifications) (25.2.2015) by The A160/A180 (Port of Immingham Improvement) Development Consent Order 2015 (S.I. 2015/129), arts. 1, **20**
- C17** Sch. 2 Pt. 2 incorporated (with modifications) (1.4.2015) by The Knottingley Power Plant Order 2015 (S.I. 2015/680), arts. 1, **19** (with Sch. 8 para. 10)
- C18** Sch. 2 Pts. 2, 3 incorporated (with modifications) (9.6.2015) by The White Moss Landfill Order 2015 (S.I. 2015/1317), arts. 1, **13** (with art. 5)
- C19** Sch. 2 Pts. 2, 3 incorporated (with modifications) (23.6.2015) by The Norfolk County Council (Norwich Northern Distributor Road (A1067 to A47(T))) Order 2015 (S.I. 2015/1347), arts. 1, **21**
- C20** Sch. 2 Pts. 2, 3 incorporated in part (with modifications) (14.8.2015) by The Hirwaun Generating Station Order 2015 (S.I. 2015/1574), arts. 1, **17(1)** (with art. 30)
- C21** Sch. 2 Pt. 2 incorporated (with modifications) (26.8.2015) by The Dogger Bank Teesside A and B Offshore Wind Farm Order 2015 (S.I. 2015/1592), arts. 1, **23** (with arts. 40, 41)
- C22** Sch. 2 Pt. 2 incorporated in part (with modifications) (30.12.2015) by The Port Talbot Steelworks Generating Station Order 2015 (S.I. 2015/1984), arts. 1, **14** (with art. 26)
- C23** Sch. 2 Pts. 2, 3 incorporated (with modifications) (2.2.2016) by The East Midlands Gateway Rail Freight Interchange and Highway Order 2016 (S.I. 2016/17), arts. 1, **27**
- C24** Sch. 2 Pt. 2 incorporated in part (with modifications) (9.2.2016) by The National Grid (Hinkley Point C Connection Project) Order 2016 (S.I. 2016/49), arts. 1, **20** (with art. 32)
- C25** Sch. 2 Pt. 2 incorporated (with modifications) (18.2.2016) by The A19/A1058 Coast Road (Junction Improvement) Development Consent Order 2016 (S.I. 2016/73), arts. 1, **19** (with art. 37)
- C26** Sch. 2 Pts. 2, 3 incorporated in part (with modifications) (25.3.2016) by The Thorpe Marsh Gas Pipeline Order 2016 (S.I. 2016/297), arts. **1**, 21 (with art. 39)
- C27** Sch. 2 Pts. 2, 3 incorporated (with modifications) (1.6.2016) by The A14 Cambridge to Huntingdon Improvement Scheme Development Consent Order 2016 (S.I. 2016/547), arts. 1, **21** (with arts. 4, 5(3))
- C28** Sch. 2 Pts. 2, 3 applied (with modifications) (14.6.2016) by The Midland Metro (Birmingham City Centre Extension, etc.) (Land Acquisition and Variation) Order 2016 (S.I. 2016/545), arts. 1, **38** (with art. 39)
- C29** Sch. 2 Pts. 2, 3 incorporated (with modifications) (10.8.2016) by The York Potash Harbour Facilities Order 2016 (S.I. 2016/772), arts. 1, **26** (with arts. 35, 36)
- C30** Sch. 2 Pts. 2, 3 incorporated (with modifications) (15.9.2016) by The River Humber Gas Pipeline Replacement Order 2016 (S.I. 2016/853), arts. 1, **37** (with art. 43)
- C31** Sch. 2 Pts. 2, 3 incorporated in part (with modifications) (23.9.2016) by The M4 Motorway (Junctions 3 to 12) (Smart Motorway) Development Consent Order 2016 (S.I. 2016/863), arts. 1, **33**
- C32** Sch. 2 Pt. 2 modified (23.2.2017) by High Speed Rail (London - West Midlands) Act 2017 (c. 7), s. 70(1), Sch. 6 para. 4(2)(**3**)
- C33** Sch. 2 Pt. 2 incorporated (with modifications) (24.8.2017) by The National Grid (Richborough Connection Project) Development Consent Order 2017 (S.I. 2017/817), arts. 1, **19** (with art. 22)
- C34** Sch. 2 Pts. 2, 3 incorporated (with modifications) (22.12.2017) by The M20 Junction 10a Development Consent Order 2017 (S.I. 2017/1202), arts. 1, **22** (with arts. 4, 37)
- C35** Sch. 2 Pts. 2, 3 incorporated (with modifications) (31.5.2018) by The Silvertown Tunnel Order 2018 (S.I. 2018/574), arts. 1(2), **20**
- C36** Sch. 2 Pt. 2 incorporated (with modifications) (3.10.2018) by The A19/A184 Testos Junction Alteration Development Consent Order 2018 (S.I. 2018/994), arts. 1, **21** (with arts. 3(3), 5)

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- C37 Sch. 2 Pt. 2 applied (with modifications) (7.5.2019) by The Midland Metro (Birmingham City Centre Extension, etc.) (Edgbaston Extension Land Acquisition) Order 2019 (S.I. 2019/882), arts. 1, **14** (with art. 18)
- C38 Sch. 2 Pt. 2 incorporated (with modifications) (10.10.2019) by The Abergelli Power Gas Fired Generating Station Order 2019 (S.I. 2019/1268), arts. 1, **19**
- C39 Sch. 2 Pt. 2 incorporated (with modifications) (25.10.2019) by The Drax Power (Generating Stations) Order 2019 (S.I. 2019/1315), arts. 1, **33**
- C40 Sch. 2 Pt. 2 incorporated in part (with modifications) (30.10.2019) by The Northampton Gateway Rail Freight Interchange Order 2019 (S.I. 2019/1358), arts. 1, **28** (with Sch. 13 Pt. 1 para. 19)
- C41 Sch. 2 Pt. 2 incorporated (with modifications) (27.2.2020) by The A30 Chiverton to Carland Cross Development Consent Order 2020 (S.I. 2020/121), arts. 1, **24** (with art. 3(1))
- C42 Sch. 2 Pt. 2 incorporated (with modifications) (14.4.2020) by The Reinforcement to the North Shropshire Electricity Distribution Network Order 2020 (S.I. 2020/325), arts. 1, **17** (with art. 7)
- C43 Sch. 2 Pt. 2 incorporated (with modifications) (30.4.2020) by The A585 Windy Harbour to Skippool Highway Development Consent Order 2020 (S.I. 2020/402), arts. 1, **21** (with arts. 5, 44)
- C44 Sch. 2 Pt. 2 incorporated in part (with modifications) (25.5.2020) by The West Midlands Rail Freight Interchange Order 2020 (S.I. 2020/511), arts. 1, **28(1)** (with art. 28(2))
- C45 Sch. 2 Pt. 2 incorporated (with modifications) (11.6.2020) by The M42 Junction 6 Development Consent Order 2020 (S.I. 2020/528), arts. 1, **25** (with art. 37)
- C46 Sch. 2 Pt. 2 incorporated (with modifications) (18.6.2020) by The A63 (Castle Street Improvement, Hull) Development Consent Order 2020 (S.I. 2020/556), arts. 1, **21** (with arts. 5, 44)
- C47 Sch. 2 Pt. 2 incorporated (with modifications) (6.8.2020) by The A19 Downhill Lane Junction Development Consent Order 2020 (S.I. 2020/746), arts. 1, **21** (with art. 5)
- C48 Sch. 2 Pt. 2 applied (with modifications) (23.9.2020) by The Midland Metro (Wednesbury to Brierley Hill Land Acquisition) Order 2020 (S.I. 2020/1067), **art. 13**
- C49 Sch. 2 Pt. 2 incorporated (with modifications) (15.10.2020) by The Great Yarmouth Third River Crossing Development Consent Order 2020 (S.I. 2020/1075), arts. 1, **26(b)**
- C50 Sch. 2 Pt. 2 incorporated (with modifications) (9.2.2021) by The A1 Birtley to Coal House Development Consent Order 2021 (S.I. 2021/74), arts. 1, **24** (with art. 5, Sch. 27 para. 36)
- C51 Sch. 2 Pt. 2 applied (with modifications) (11.2.2021) by High Speed Rail (West Midlands - Crewe) Act 2021 (c. 2), s. 64(1), Sch. 7 para. 4(3)(4)
- C52 Sch. 2 Pt. 2 incorporated (with modifications) (19.2.2021) by The A303 Sparkford to Ilchester Dualling Development Consent Order 2021 (S.I. 2021/125), arts. 1, **24** (with arts. 4, 47)
- C53 Sch. 2 Pt. 2 incorporated (with modifications) (22.12.2021) by The Morlais Demonstration Zone Order 2021 (S.I. 2021/1478), arts. 1, **30** (with arts. 15, 50, Sch. 11 para. 29)
- C54 Sch. 2 Pt. 2 incorporated (with modifications) (12.5.2022) by The M54 to M6 Link Road Development Consent Order 2022 (S.I. 2022/475), arts. 1, **21**
- C55 Sch. 2 Pt. 2 incorporated (with modifications) (2.6.2022) by The M25 Junction 10/A3 Wisley Interchange Development Consent Order 2022 (S.I. 2022/549), arts. 1, **23** (with arts. 6, 34)
- C56 Sch. 2 Pts. 2, 3 incorporated (with modifications) (6.6.2022) by The M25 Junction 28 Development Consent Order 2022 (S.I. 2022/573), arts. 1, **26** (with arts. 5, 36)
- C57 Sch. 2 Pts. 2, 3 incorporated (with modifications) (13.7.2022) by The A47 Blofield to North Burlingham Development Consent Order 2022 (S.I. 2022/738), arts. 1, **25** (with arts. 4, 50)
- C58 Sch. 2 Pt. 2 incorporated (with modifications) (11.8.2022) by The Sizewell C (Nuclear Generating Station) Order 2022 (S.I. 2022/853), arts. 1, **29** (with arts. 62, 76, 87)
- C59 Sch. 2 Pt. 2 incorporated (with modifications) (2.9.2022) by The A47 North Tuddenham to Easton Development Consent Order 2022 (S.I. 2022/911), arts. 1, **24** (with arts. 4, 53)
- C60 Sch. 2 Pt. 2 incorporated (with modifications) (8.9.2022) by The Manston Airport Development Consent Order 2022 (S.I. 2022/922), arts. 1, **20** (with arts. 5, 40)
- C61 Sch. 2 Pt. 2 incorporated (with modifications) (8.9.2022) by The A428 Black Cat to Caxton Gibbet Development Consent Order 2022 (S.I. 2022/934), arts. 1, **25**
- C62 Sch. 2 Pts. 2, 3 incorporated (with modifications) (4.11.2022) by The A47/A11 Thickthorn Junction Development Consent Order 2022 (S.I. 2022/1070), arts. 1, **25** (with arts. 4, 52, Sch. 9 para. 82)

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- C63** Sch. 2 Pt. 2 incorporated (with modifications) (7.12.2022) by The A57 Link Roads Development Consent Order 2022 (S.I. 2022/1206), arts. 1, **23** (with art. 5)
- C64** Sch. 2 Pt. 2 incorporated (with modifications) (7.12.2022) by The A417 Missing Link Development Consent Order 2022 (S.I. 2022/1248), arts. 1, **25** (with art. 4)
- C65** Sch. 2 Pt. 2 incorporated (with modifications) (10.3.2023) by The A47 Wansford to Sutton Development Consent Order 2023 (S.I. 2023/218), arts. 1, **25** (with arts. 4, 50)
- C66** Sch. 2 Pt. 2 incorporated (with modifications) (18.7.2023) by The Longfield Solar Farm Order 2023 (S.I. 2023/734), arts. 1, **44** (with art. 19)
- C67** Sch. 2 Pt. 2 incorporated (with modifications) (27.7.2023) by The Boston Alternative Energy Facility Order 2023 (S.I. 2023/778), arts. 1, **26** (with arts. 5, 53, Sch. 8 paras. 6, 64)
- C68** Sch. 2 Pt. 2 incorporated (with modifications) (3.8.2023) by The Hornsea Four Offshore Wind Farm Order 2023 (S.I. 2023/800), arts. 1, **19** (with arts. 42, 43, Sch. 9 Pt. 1 para. 4, Pt. 3 para. 6(1), Pt. 4 para. 2, Pt. 9 para. 4)
- C69** Sch. 2 Pt. 2 incorporated (with modifications) (4.8.2023) by The A303 (Amesbury to Berwick Down) Development Consent Order 2023 (S.I. 2023/834), arts. 1, **20** (with arts. 6(2), 18, Sch. 11 paras. 5, 30)
- C70** Sch. 2 Pts. 2, 3 incorporated (with modifications) (7.9.2023) by The A38 Derby Junctions Development Consent Order 2023 (S.I. 2023/923), arts. 1, **24** (with arts. 4, 45, Sch. 9 paras. 6, 46, 54(1))
- C71** Sch. 2 Pts. 2, 3 incorporated (with modifications) (11.10.2023) by The Awel y Môr Offshore Wind Farm Order 2023 (S.I. 2023/1033), arts. 1, **21** (with arts. 36, 37, Sch. 9 para. 14, 44(1), 76, 103)
- C72** Sch. 2 Pts. 2, 3 incorporated (with modifications) (7.2.2024) by The Drax Power Station Bioenergy with Carbon Capture and Storage Extension Order 2024 (S.I. 2024/70), arts. 1, **30** (with art. 43, Sch. 12 paras. 5, 24)
- C73** Sch. 2 Pts. 2, 3 incorporated (with modifications) (9.2.2024) by The A12 Chelmsford to A120 Widening Development Consent Order 2024 (S.I. 2024/60), arts. 1, **28** (with arts. 4, 52, Sch. 11 paras. 6, 24, 39(1), 55(1), 84)
- C74** Sch. 2 Pts. 2, 3 incorporated (with modifications) (11.3.2024) by The Net Zero Teesside Order 2024 (S.I. 2024/174), arts. 1, **36** (with arts. 42, 43, Sch. 12)
- C75** Sch. 2 Pts. 2, 3 incorporated (with modifications) (13.3.2024) by The Medworth Energy from Waste Combined Heat and Power Facility Order 2024 (S.I. 2024/230), arts. 1, **47** (with Sch. 11)
- C76** Sch. 2 Pts. 2, 3 incorporated (with modifications) (28.3.2024) by The A66 Northern Trans-Pennine Development Consent Order 2024 (S.I. 2024/360), arts. 1, **20** (with arts. 18, 35, Sch. 9)
- C77** Sch. 2 Pts. 2, 3 incorporated (with modifications) (5.4.2024) by The National Grid (Yorkshire Green Energy Enablement Project) Development Consent Order 2024 (S.I. 2024/393), arts. 1, **23** (with art. 44, Sch. 15)
- C78** Sch. 2 Pts. 2, 3 incorporated (with modifications) (11.4.2024) by The HyNet Carbon Dioxide Pipeline Order 2024 (S.I. 2024/436), arts. 1(2), **28** (with arts. 21, 41, Sch. 10)
- C79** Sch. 2 Pt. 2 incorporated (with modifications) (14.6.2024) by The A1 in Northumberland: Morpeth to Ellingham Development Consent Order 2024 (S.I. 2024/733), arts. 1, **28** (with art. 6, Sch. 10)

- 2 (1) The acquiring authority shall not be entitled to any mines under the land comprised in the compulsory purchase order unless they have been expressly purchased, and all mines under the land shall be deemed to be excepted out of the conveyance of that land unless expressly named and conveyed.
- (2) Sub-paragraph (1) above shall not apply to minerals necessarily extracted or used in the construction of the undertaking.

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

- Sch. 2 Pt. 2 incorporated (with modifications) by [S.I. 2021/51 art. 24](#) (This amendment not applied to [legislation.gov.uk](#). S.I. 2021/51 removed from the website by request from the Department of Transport dated 12th July 2021 which followed the decision of the High Court of Justice to quash these Regulations in the judgement dated 8th July 2021 (High Court of Justice — Planning Court — The Queen (on the application of Mair Bain) v. Secretary of State for Transport — Case No. CO/642/2021).)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act applied by [2023 asc 3 s. 43\(2\)](#)
- Act applied by [2023 asc 3 s. 50\(13\)](#)
- Act applied by [2023 asc 3 s. 137\(6\)](#)

**Whole provisions yet to be inserted into this Act (including any effects on those provisions):**

- s. 7(4) inserted by [2023 c. 55 Sch. 18 para. 3\(2\)\(b\)](#)
- s. 26(1A)-(3) substituted for s. 26(1)(2) by [2023 c. 55 Sch. 18 para. 3\(3\)](#)