

SCHEDULES

SCHEDULE 13

REGULATIONS AS TO COMPENSATION IN RESPECT OF ORDERS RELATING TO MINERAL WORKING

Power to modify compensation provisions

- 1 (1) The Secretary of State may by regulations made with the consent of the Treasury provide, in relation to orders made under—
- (a) section 65 modifying planning permission for development consisting of the winning or working of minerals or involving the depositing of mineral waste, or
 - (b) section 71, and paragraph 1, 3, 5 or 6 of Schedule 8 with respect to such winning and working or depositing,
- that sections 76, 83, 87, 232 and 233 shall have effect subject, in such cases as may be prescribed, to such modifications as may be prescribed.
- (2) Without prejudice to the generality of sub-paragraph (1), such regulations may make provision—
- (a) as to circumstances in which compensation is not to be payable;
 - (b) for the modification of the basis on which any amount to be paid by way of compensation is to be assessed;
 - (c) for the assessment of any such amount on a basis different from that on which it would otherwise have been assessed,
- and may also make different provision for different cases, and incidental or supplementary provision.
- (3) Such regulations shall be of no effect unless approved by a resolution of each House of Parliament.
- (4) Before making any such regulations, the Secretary of State shall consult such persons as appear to him to be representative of—
- (a) persons carrying out mining operations;
 - (b) owners of interests in land containing minerals;
 - (c) planning authorities.