

Status: Point in time view as at 31/03/2024.

Changes to legislation: Highways Act 1980, Cross Heading: Holding of inquiries and other hearings by appointed persons is up to date with all changes known to be in force on or before 12 September 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

[^{F1}SCHEDULE 12ZA

DELEGATION OF FUNCTION OF MAKING DETERMINATION

Textual Amendments

- F1** Sch. 12ZA inserted (12.2.2003 and 21.5.2007 for E. for certain purposes, 31.5.2005 for W. and otherwise *prosp.*) by 2000 c. 37, ss. 57, 103(3), Sch. 6 Pt. I. para. 24; S.I. 2003/272, art. 2(a)(q); S.I. 2005/1314, art. 2(b)(vii); S.I. 2007/1493, art. 2

Holding of inquiries and other hearings by appointed persons

- 4 (1) If either of the following persons—
- (a) the statutory undertakers to which the question relates, and
 - (b) in the case of an order to be made on an application under section 118ZA, 118C, 119ZA or 119C of this Act, the person who made the application,
- express a wish to appear before and be heard by the appointed person, the appointed person shall give them an opportunity of appearing and being heard.
- (2) Whether or not sub-paragraph (1) above applies, the appointed person—
- (a) may hold an inquiry or other hearing in connection with the determination of the question, and
 - (b) shall, if the appropriate Minister so directs, hold an inquiry in connection with that determination.
- (3) Where an appointed person holds an inquiry or other hearing by virtue of this Schedule, an assessor may be appointed by the appropriate Minister to sit with the appointed person at the inquiry or hearing and advise him on any matters arising, notwithstanding that the appointed person is to determine the question.
- (4) Subject to paragraph 7 below, the costs of an inquiry or other hearing held under this Schedule shall be defrayed by the appropriate Minister.]

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