

*Status: Point in time view as at 30/04/2005.*

*Changes to legislation: Town and Country Planning Act 1990, Cross Heading: Highways is up to date with all changes known to be in force on or before 14 July 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

### SCHEDULE 13

#### BLIGHTED LAND

##### *Highways*

- 13 Land indicated in a development plan (otherwise than by being dealt with in a manner mentioned in [F1 paragraph 1A]) as—
- (a) land on which a highway is proposed to be constructed, or
  - (b) land to be included in a highway as proposed to be improved or altered.

##### **Textual Amendments**

- F1** Words in Sch. 13 para. 13 substituted (28.9.2004 for E.) by [Planning and Compulsory Purchase Act 2004 \(c. 5\)](#), ss. 118, 120, 121, [Sch. 6 para. 18\(6\)](#) (with s. 111); S.I. 2004/2202, [art. 2](#)

##### **Commencement Information**

- II** This version of this provision extends to England only; a separate version has been created for Wales only

- 13 Land indicated in a development plan (otherwise than by being dealt with in a manner mentioned in paragraphs 1, 2, 3 and 4) as—
- (a) land on which a highway is proposed to be constructed, or
  - (b) land to be included in a highway as proposed to be improved or altered.

##### **Extent Information**

- E1** This version of this provision extends to Wales only; a separate version has been created for England only

- 14 Land on or adjacent to the line of a highway proposed to be constructed, improved or altered, as indicated in an order or scheme which has come into operation under Part II of the <sup>M1</sup>Highways Act 1980 (or under the corresponding provisions of Part II of the <sup>M2</sup>Highways Act 1959 or section 1 of the <sup>M3</sup>Highways Act 1971), being land in relation to which a power of compulsory acquisition conferred by any of the provisions of Part XII of that Act of 1980 (including a power compulsorily to acquire any right by virtue of section 250) may become exercisable, as being land required for purposes of construction, improvement or alteration as indicated in the order or scheme.

##### *Notes*

- (1) In this paragraph the reference to an order or scheme which has come into operation includes a reference to an order or scheme which has been submitted for confirmation

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to, or been prepared in draft by, the Minister of Transport or the Secretary of State under Part II of that Act of 1980 and in respect of which a notice has been published under paragraph 1, 2 or 10 of Schedule 1 to that Act.

- (2) Note (1) shall cease to apply when—
- (a) the relevant order or scheme comes into operation (whether in its original form or with modifications), or
  - (b) the Secretary of State decides not to confirm or make the order or scheme.
- (3) In this paragraph the reference to land required for purposes of construction, improvement or alteration as indicated in an order or scheme includes a reference to land required for the purposes of section 246(1) of the Highways Act 1980.

#### Marginal Citations

- M1** 1980 c. 66.  
**M2** 1959 c. 25.  
**M3** 1971 c. 41.

- 15 Land shown on plans approved by a resolution of a local highway authority as land comprised in the site of a highway as proposed to be constructed, improved or altered by that authority.
- [<sup>F2</sup>16 Land comprised in the site of a highway as proposed to be constructed, improved or altered by the Secretary of State if he has given written notice of the proposal, together with maps or plans sufficient to identify the land in question, to the local planning authority.]

#### Textual Amendments

- F2** Sch. 13 para. 16 substituted (25.9.1991) by [Planning and Compensation Act 1991 \(c. 34, SIF 123:1\)](#), s. 70, [Sch. 15 Pt. I para. 14\(1\)](#); S.I. 1991/2067, [art.3](#) (subject to art. 4)

- 17 Land shown on plans approved by a resolution of a local highway authority as land proposed to be acquired by them for the purposes of section 246(1) of the <sup>M4</sup>Highways Act 1980.

#### Marginal Citations

- M4** 1980 c. 66

- 18 Land shown in a written notice given by the Secretary of State to the local planning authority as land proposed to be acquired by him for the purposes of section 246(1) of the Highways Act 1980 in connection with a [<sup>F3</sup>highway] which he proposes to provide.

#### Textual Amendments

- F3** Words in Sch. 13 para. 18 substituted (25.9.1991) by [Planning and Compensation Act 1991 \(c. 34, SIF 123:1\)](#), s. 70, [Sch. 15 Pt. I para. 14\(2\)](#)(with s. 84(5)); S.I. 1991/2067, [art.3](#) (subject to art. 4)

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