

Status: Point in time view as at 25/02/2020.

Changes to legislation: New Roads and Street Works Act 1991, Paragraph 3 is up to date with all changes known to be in force on or before 09 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 1

SUPPLEMENTARY PROVISIONS AS TO TERMINATION OF CONCESSION

Recovery of property taken in distress, &c.

- 3 (1) Where before the ending of the concession possession of any property vesting in the highway authority has been taken in pursuance of any legal process or distress [^{F1}or under any power to use the procedure in Schedule 12 to the Tribunals, Courts and Enforcement Act 2007 (taking control of goods)], the highway authority may recover it from any person in possession of it without being required to discharge the liability in respect of which the process or distress was issued or levied [^{F2}or that power was exercised].
- (2) [^{F3}Sub-paragraph (1)] does not affect the liability in respect of which the process or distress was issued or levied [^{F4}or the power mentioned there was exercisable].

Textual Amendments

- F1** Words in Sch. 1 para. 3(1) inserted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 92(2)(a) (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F2** Words in Sch. 1 para. 3(1) inserted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 92(2)(b) (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F3** Words in Sch. 1 para. 3(2) substituted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 92(3)(a) (with s. 89); S.I. 2014/768, art. 2(1)(b)
- F4** Words in Sch. 1 para. 3(2) inserted (6.4.2014) by Tribunals, Courts and Enforcement Act 2007 (c. 15), s. 148, Sch. 13 para. 92(3)(b) (with s. 89); S.I. 2014/768, art. 2(1)(b)

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