

SCHEDULES

SCHEDULE 6

FURTHER MODIFICATIONS OF THE 1991 ACT

- 1 (1) Where—
- (a) a damage notice is received by a person with responsibility for subsidence affecting any land, and
 - (b) that person is neither the Authority nor the person who is or would be the responsible person in relation to the damage with respect to which the notice is given,
- the person who has received the notice shall, as soon as reasonably practicable after receiving it, forward the notice to the Authority.
- (2) Where—
- (a) a damage notice is received by the Authority (whether as a result of being forwarded under sub-paragraph (1) above or otherwise), and
 - (b) the Authority is not itself the person who is or would be the responsible person in relation to the damage with respect to which the notice is given,
- the Authority shall, as soon as reasonably practicable after receiving it, forward the notice to the person appearing to the Authority to be the person who is or would be the responsible person in relation to that damage.
- (3) The person to whom a notice is forwarded under this paragraph shall be deemed for the purposes of the 1991 Act—
- (a) to have been given that notice by the person whose notice it is; and
 - (b) to have received the notice within the period allowed by section 3 of the 1991 Act if it was or is deemed to have been so received by the person who forwarded it.
- (4) In this paragraph “damage notice” has the same meaning as in the 1991 Act.