

## SCHEDULES

### SECOND SCHEDULE

#### APPLICATIONS FOR GRANT OF COMPULSORY PURCHASE ORDERS AND COMPULSORY RIGHTS ORDERS

##### PART I

###### APPLICATIONS FOR GRANT OF COMPULSORY PURCHASE ORDERS

- 8 Where application is made to the Minister for (the making of a compulsory purchase order applicable to land which includes land which has been acquired by statutory undertakers for the purposes of their undertaking, then if on a representation made to the appropriate Minister before the expiration of the time specified in the notice published, as regards that application, in pursuance of sub-paragraph (a) of paragraph 3 of this Schedule that Minister is satisfied—
- (a) that any of the said land is used for the purposes of the carrying on of their undertaking, or
  - (b) that an interest in any of the said land is held for those purposes,
- the order shall not be made so as to authorise the purchase of any land as to which that Minister is satisfied as aforesaid except land as to which he is satisfied that its nature and situation are such—
- (i) that it can be purchased and not replaced without serious detriment to the carrying on of the undertaking, or
  - (ii) that, if purchased, it can be replaced by other land belonging to, or available for acquisition by, the undertakers without such detriment as aforesaid,
- and certifies accordingly.