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STATUTORY INSTRUMENTS

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**2006 No. 3471**

**The Network Rail (West Coast  
Main Line) (Stowe Hill) Order 2006**

*Supplementary*

**Extinction of private rights of way**

**8.—(1)** All private rights of way over plot 11a shall be extinguished —

- (a) as from the use by Network Rail of the land for the purposes of the pressure relief shaft;
- (b) as from the acquisition of the land by Network Rail, whether compulsorily or by agreement; or
- (c) on the entry on the land by Network Rail under section 11(1) of the 1965 Act,

whichever is sooner.

(2) Any person who suffers loss by the extinguishment of any private right of way under this article shall be entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.

(3) This article does not apply in relation to any right of way to which section 271 or 272 of the Town and Country Planning Act 1990<sup>(1)</sup> (extinguishment of rights of statutory undertakers etc.) or paragraph 2 of Schedule 12 to the 2003 Order (as applied by article 10 (application of provisions of Network Rail (West Coast Main Line) Order 2003)) applies.

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<sup>(1)</sup> 1990 c. 8.