
STATUTORY INSTRUMENTS

2013 No. 1933

The Leeds Railway Station (Southern Entrance) Order 2013

PART 2

WORKS PROVISIONS

Navigation

Temporary closure of, and works in the Aire and Calder Navigation

- 16.**—(1) The promoter may, in connection with the construction of the authorised works—
- (a) temporarily interfere with the relevant part of the waterway by constructing or maintaining caissons, cofferdams or other temporary works at any point within the relevant part of the waterway as the promoter considers necessary or expedient;
 - (b) temporarily moor or anchor barges or other vessels or craft in the relevant part of the waterway;
 - (c) load or unload into and from such barges, other vessels or craft as are referred to in subparagraph (b) equipment, machinery, soil and any other materials;
 - (d) temporarily close to navigation the relevant part of the waterway; and
 - (e) temporarily remove the water from the relevant part of the waterway that is so interfered with or closed.
- (2) During the period of any closure referred to in paragraph (1)(d), all rights of navigation and other rights relating to, and any obligations of the Trust to manage, the relevant part of the waterway so closed are to be suspended and unenforceable against the Trust.
- (3) The power conferred by paragraph (1) must be exercised in a way which secures—
- (a) that no more of the relevant part of the waterway is closed to navigation at any time than is necessary in the circumstances; and
 - (b) that, if complete closure to navigation of the relevant part of the waterway becomes necessary, reasonable steps are taken to secure that the period of closure is kept to a minimum and that the minimum obstruction, delay or interference is caused to vessels or craft which may be using or intending to use the part so closed.
- (4) Any person who suffers loss or damage as a result of the suspension or interruption of any right under this article is entitled to compensation to be determined, in case of dispute, under Part 1 of the 1961 Act.