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STATUTORY INSTRUMENTS

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**2020 No. 419**

**The Riverside Energy Park Order 2020**

**PART 3**

**POWERS OF ACQUISITION AND POSSESSION OF LAND**

*Powers of acquisition*

**Modification of Part 1 of the 1965 Act**

**29.**—(1) Part 1 (compulsory purchase under Acquisition of Land Act of 1946) of the 1965 Act, as applied to this Order by section 125 (application of compulsory acquisition provisions) of the 2008 Act, is modified as follows.

(2) In section 4A(1) <sup>M1</sup> (extension of time limit during challenge) for “section 23 of the Acquisition of Land Act 1981 (application to High Court in respect of compulsory purchase order), the three year period mentioned in section 4” substitute “ section 118 (legal challenges relating to applications for orders granting development consent) of the Planning Act 2008, the five year period mentioned in article 23 (time limit for exercise of authority to acquire land compulsorily) of the Riverside Energy Park Order 2020 ”.

(3) In section 11A <sup>M2</sup> (powers of entry: further notices of entry)—

- (a) in subsection (1)(a) after “land” insert “ under that provision ”; and
- (b) in subsection (2) after “land” insert “ under that provision ”.

(4) In section 22(2) (interests omitted from purchase), for “section 4 of this Act” substitute “ article 23 (time limit for exercise of authority to acquire land compulsorily) of the Riverside Energy Park Order 2020 ”.

(5) In Schedule 2A <sup>M3</sup> (counter-notice requiring purchase of land not in notice to treat)—

- (a) for paragraphs 1(2) and 14(2) substitute—
  - “(2) But see article 25(3) (acquisition of subsoil only) of the Riverside Energy Park Order 2020, which excludes the acquisition of subsoil only from this Schedule.”; and
- (b) after paragraph 29 insert—

**“PART 4**

**INTERPRETATION**

**30.** In this Schedule, references to entering on and taking possession of land do not include doing so under article 20 (protective work to buildings) or article 31 (temporary use of land for carrying out the authorised development) or article 32 (temporary use of land for maintaining the authorised development) of the Riverside Energy Park Order 2020.”.

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**Changes to legislation:** There are currently no known outstanding effects for the The  
Riverside Energy Park Order 2020, Section 29. (See end of Document for details)

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**Commencement Information**

**I1** Art. 29 in force at 1.5.2020, see **art. 1**

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**Marginal Citations**

**M1** Inserted by section 202(1) of the [Housing and Planning Act 2016 \(c.22\)](#).

**M2** Inserted by section 186(3) of the [Housing and Planning Act 2016 \(c.22\)](#).

**M3** Inserted by schedule 17(1) paragraph 3 to the [Housing and Planning Act 2016 \(c.22\)](#).

**Changes to legislation:**

There are currently no known outstanding effects for the The Riverside Energy Park Order 2020, Section 29.