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STATUTORY INSTRUMENTS

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**2024 No. 733**

The A1 in Northumberland: Morpeth to  
Ellingham Development Consent Order 2024

PART 5

POWERS OF ACQUISITION AND POSSESSION

**Time limit for exercise of authority to acquire land compulsorily**

**29.**—(1) After the end of the period of 5 years beginning on the day on which this Order is made—

- (a) no notice to treat is to be served under Part 1 of the 1965 Act; and
- (b) no declaration is to be executed under section 4 of the 1981 Act<sup>(1)</sup> as applied by article 33 (application of the 1981 Act).

(2) The authority conferred by article 36 (temporary use of land for carrying out the authorised development) ceases at the end of the period referred to in paragraph (1), except that nothing in this paragraph prevents the undertaker remaining in possession of land after the end of that period, if the land was entered and possession was taken before the end of that period.

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<sup>(1)</sup> Section 4 was amended by sections 184, 185 and 199(2) of, and paragraph 2 of Schedule 18 to, the Housing and Planning Act 2016.