## SCHEDULES

## SCHEDULE 8

Amendments of the Opencast Coal Act 1958

## Limitations on effect of orders

In section 7 (rights not affected by order)-
(a) in subsection (2)(c)-
(i) for "authorisation" there shall be substituted " opencast planning permission ";
(ii) for "the Corporation have" there shall be substituted " the person entitled to the rights conferred by the compulsory rights order has $"$; and
(iii) for the words from "under" to "applied" there shall be substituted " under the provisions of the Act of 1990, applied ";
(b) in subsection (3)(a)-
(i) for "made by the Corporation and" there shall be substituted " to which the person entitled to the rights conferred by the compulsory rights order is or is deemed to be a party and which is "; and
(ii) for "the Corporation are" there shall be substituted " that person is ";
and
(c) for subsections (8) and (9) of that section there shall be substituted-
"(8) In this section-
"statutory water undertakers" means-
(i) in England and Wales, the National Rivers Authority, a water undertaker or a sewerage undertaker; and
(ii) in Scotland, a water authority within the meaning of the Water (Scotland) Act 1980;
"local enactment"-
(i) in England and Wales, means any local statutory provision within the meaning of the Water Industry Act 1991; and
(ii) in Scotland, has the same meaning as in the Water (Scotland) Act 1980;
and, in the application of this section to Scotland, for any reference to the Act of 1990 there shall be substituted a reference to the Town and Country Planning (Scotland) Act 1972."

## Changes to legislation:

There are currently no known outstanding effects for the Coal Industry Act 1994, Paragraph 4.

