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*Changes to legislation: There are currently no known outstanding effects for the Channel Tunnel Rail Link Act 1996, Paragraph 12. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 4

#### ACQUISITION OF LAND WITHIN LIMITS SHOWN ON DEPOSITED PLANS

#### PART III

#### SUPPLEMENTARY PROVISIONS

##### *Acquisition of part only of certain properties*

- 12 (1) Where under paragraph 11 above a notice to treat is deemed by virtue of a determination of the<sup>[F1]</sup>Upper Tribunal] to be a notice to treat for less land or more land than that specified in the notice, the Secretary of State may, within the period of 6 weeks beginning with the day on which the determination is made, withdraw the notice.
- (2) If the Secretary of State withdraws a notice to treat under sub-paragraph (1) above, he shall pay the person on whom the notice was served compensation for any loss or expense occasioned to that person by the giving and withdrawal of the notice, such compensation to be determined in case of dispute by the <sup>[F2]</sup>Upper Tribunal].
- (3) Where under paragraph 11 above a person is required to sell part only of a house, building or factory or of land consisting of a house with a park or garden, the Secretary of State shall pay him compensation for any loss sustained by him due to the severance of that part in addition to the value of the interest acquired.
- (4) A notice to treat shall have the effect which it is deemed to have under paragraph 11(4), (9), (10) or (11) above whether or not the additional land is, apart from that provision, land which the Secretary of State is authorised to acquire compulsorily under this Part of this Act.

#### Textual Amendments

- F1** Words in Sch. 4 para. 12(1) substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 1, **Sch. 1 para. 262(5)** (with Sch. 5)
- F2** Words in Sch. 4 para. 12(2) substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 1, **Sch. 1 para. 262(5)** (with Sch. 5)

#### Modifications etc. (not altering text)

- C1** Sch. 4 para. 12 applied (with modifications) (19.2.1999) by [S.I. 1999/537](#), art. 13(1), **Sch. 3 para. 1-8**  
Sch. 4 para. 12 applied (with modifications) (22.3.2001) by [S.I. 2001/1451](#), art. 15(1), **Sch. 3 para. 1(d)**

**Changes to legislation:**

There are currently no known outstanding effects for the Channel Tunnel Rail Link Act 1996, Paragraph 12.