

## SCHEDULES

### SCHEDULE 5

#### TEMPORARY POSSESSION AND USE OF LAND

##### *Occupation and use for construction of works*

- 3 (1) Where the power under paragraph 1 above to take possession of land is exercised in relation to any land to which section 4(1) above applies, the relevant powers of compulsory acquisition shall thereupon cease to be exercisable in relation to that land.
- (2) Sub-paragraph (1) above shall not apply to compulsory acquisition by virtue of paragraph 8(1) of Schedule 4 to this Act.
- (3) In sub-paragraph (1) above, the reference to the relevant powers of compulsory acquisition is to—
- (a) the power to serve a notice to treat under Part I of the Compulsory Purchase Act 1965, as applied to the acquisition of land under section 4(1) above, and
  - (b) the power to execute a declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981, as applied by paragraph 4 of Schedule 4 to this Act.