

*These notes refer to the Planning and Compulsory Purchase Act 2004 (c.5) which received Royal Assent on 13th May 2004*

# **PLANNING AND COMPULSORY PURCHASE ACT 2004**

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## **EXPLANATORY NOTES**

### **COMMENTARY ON SECTIONS**

#### **Part 8: Compulsory Purchase**

##### ***Section 100: Procedure for authorisation by authority other than a Minister***

129. **Section 100** amends the procedure for the making and confirmation of non-ministerial compulsory purchase orders set out in the Acquisition of Land Act 1981 to achieve the following :
- extend the categories of persons with interests in land who are entitled to be served with notice of the making of the order and who have a right to have any objections heard at a public local inquiry;
  - require the fixing of notices of the making of an order on or near the order land;
  - provide for objections to an order to be considered by means of written representations in accordance with a prescribed procedure (as an alternative to an inquiry or hearing) where all those with remaining objections consent, and to provide for awards of costs where the written representations procedure is followed;
  - allow confirmation of orders in stages; and
  - extend the existing requirement to give notice of confirmation of an order to include fixing a notice on or near the order land.
130. The intention behind all these changes is to make the statutory procedures fairer and quicker.