

## SCHEDULES

### SCHEDULE 16

#### TEMPORARY POSSESSION AND USE OF LAND

#### PART 3

#### SUSPENSION OF RIGHTS AND ENFORCEMENT

##### *Suspension of rights relating to land*

- 10 (1) All general rights over land of which the nominated undertaker takes possession under paragraph 1(1) or (2) or 7 are suspended and unenforceable for as long as the nominated undertaker remains in lawful possession of the land.
- (2) The nominated undertaker may, in relation to a general right, direct—
- (a) that sub-paragraph (1) does not apply to the right, or
  - (b) that sub-paragraph (1) applies to the right only to the extent specified in the direction.
- (3) In this paragraph, references to “general rights” over land are to—
- (a) rights to access land (however expressed) which are exercisable as a result of section 2(1) of the Countryside and Rights of Way Act 2000 or an enactment mentioned in section 15 of that Act,
  - (b) other public rights over land which are conferred by an enactment, and
  - (c) rights exercisable as a result of trusts or incidents to which a common, town or village green, open space or allotment is subject.