



High Speed Rail (London - West Midlands) Act 2017

2017 CHAPTER 7

Temporary possession and use of land

18 Enforcement of restrictions on land use

- (1) This section applies where—
 - (a) a prohibition or restriction on the use of land is imposed by a covenant or agreement between a person interested in the land (“the promisor”) and the Secretary of State, and
 - (b) the covenant or agreement is made for Phase One purposes.
- (2) The Secretary of State may enforce the prohibition or restriction against persons deriving title from or under the promisor in respect of land to which it relates as if—
 - (a) the Secretary of State were possessed of adjacent land, and
 - (b) the covenant or agreement had been expressed to be made for the benefit of such land.
- (3) Section 2(c) of the Local Land Charges Act 1975 (under which a prohibition or restriction enforceable by a Minister of the Crown under a covenant or agreement is not a local land charge if binding on successive owners because made for the benefit of land of the Minister) does not apply to the prohibition or restriction.