

SCHEDULES

SCHEDULE 6

ORDERS UNDER SECTIONS 39 AND 41

PART 1

ORDERS UNDER SECTION 39 AND LAND ORDERS

Objections to a proposed order

- 3 (1) This paragraph applies if a person served with a notice under paragraph 1 or 2 makes an objection, which has not been withdrawn, in accordance with the notice.
- (2) Before making the relevant order, the Secretary of State must either—
- (a) cause a public local inquiry to be held, or
 - (b) give the person who made the objection the opportunity to appear before and be heard by a person appointed by the Secretary of State for that purpose.
- (3) The Secretary of State may make the relevant order if he or she thinks it appropriate to do so after considering—
- (a) the objection, and
 - (b) the report of the person holding the inquiry or the person appointed under sub-paragraph (2)(b) (as the case may be).