
Changes to legislation: There are currently no known outstanding effects for the Opencast Coal Act 1958, Paragraph 14. (See end of Document for details)

SCHEDULES

SECOND SCHEDULE

PROCEDURE RELATING TO COMPULSORY RIGHTS ORDERS

PART II

Notification of date of entry

- 14 (1) If, after the first publication of a notice in accordance with sub-paragraph (2) of the last preceding paragraph, any person who, in relation to the order referred to in the notice, is a person directly concerned claims that any of the relevant requirements have not been complied with, he may, at any time not later than the end of the period of six weeks beginning with the date of the first publication of that notice, make an application to the High Court.
- (2) On any such application, the court may by interim order direct, either generally or in relation to any part of the land comprised in the compulsory rights order, that such rights (if any) as may be conferred by the order shall not be exercised until the final determination of the proceedings.
- (3) Where, on determining such an application, the court is satisfied that any of the relevant requirements have not been complied with, and that the interests of the applicant have been substantially prejudiced by the failure to comply with them, the court may, by an order made either generally or with respect to so much of the land comprised in the compulsory rights order as may be specified in the order under this sub-paragraph,—
- (a) declare that the rights which (if all the relevant requirements had been complied with) would have been conferred by the compulsory rights order have not become exercisable, and
 - (b) direct that the compulsory rights order shall cease to have effect as from such date as may be specified in the order under this sub-paragraph.

Changes to legislation:

There are currently no known outstanding effects for the Opencast Coal Act 1958, Paragraph 14.