

*Changes to legislation: There are currently no known outstanding effects for the Opencast Coal Act 1958, Paragraph 17. (See end of Document for details)*

## SCHEDULES

### <sup>F1</sup>TENTH SCHEDULE

#### TRANSITIONAL PROVISIONS

##### Textual Amendments

**F1** Sch. 10 repealed by 1986 c. 63, s. 39(4), **Sch. 12 Pt. II**

##### Modifications etc. (not altering text)

**C1** “The Minister” means Minister of Power whose functions are now exercisable by Secretary of State: **S.I. 1969/1498, art. 2(1)** and 1970/1537, art. 2(2)

#### PART II

#### OPENCAST SITES

##### *Annual and initial compensation*

- <sup>F1</sup>17 In respect of any land hereafter requisitioned for opencast operations—
- (a) no compensation shall be payable under any of paragraphs (a), (c) and (d) of subsection (1) of section two of the <sup>M1</sup>Compensation (Defence) Act 1939;
  - (b) annual compensation under this Act shall be payable as if the land were comprised in a compulsory rights order which became operative on the date of requisition of the land;
  - (c) compensation under section twenty-six of this Act (or under that section as extended by section twenty-eight of this Act) shall, where applicable, be payable as if the land were comprised in a compulsory rights order and the date of requisition of the land were the date of entry under that order; and
  - (d) compensation under section twenty-seven of this Act (or under the provisions of that section as applied by section twenty-nine of this Act) shall, where applicable, be payable as if the land were comprised in a compulsory rights order which became operative on the date of requisition of the land, and as if anything done in consequence of the taking of possession of the land in the exercise of emergency powers had been done in consequence of the confirmation of that order.

##### Textual Amendments

**F1** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), **Sch. 12 Pt. II**; **S.I. 1987/1939, arts. 1, 2**

##### Marginal Citations

**M1** 1939 c. 75.

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