
STATUTORY INSTRUMENTS

2010 No. 2356

The Commons Act 2006 (Commencement No. 1 and Savings (England and Wales) and Commencement No. 5 (England) (Amendment)) Order 2010

Amendment of the Commons Act 2006 (Commencement No. 5) (England) Order 2010

2.—(1) With effect from 1st December 2010, the Commons Act 2006 (Commencement No. 5) (England) Order 2010(1) is amended as follows.

(2) After article 2 add —

“Extension of application of sections 26 to 37

3.—(1) This article applies to any area in England in relation to which—

- (a) section 1 of the Commons Act 2006 (“the Act”) is not yet in force, and
- (b) the application of sections 26 to 37 (“Part 2”) of the Act depends on the coming into force of section 1 in relation to that area.

(2) Until the coming into force of section 1 of the Act in relation to any area in England to which this article applies—

- (a) Part 2 of the Act and any order made under Part 2 are to apply in relation to that area as if, in section 61(2)(b) of the Act, for the words “Part 1 of this Act” there were substituted “sections 1 and 3 of the Commons Registration Act 1965(2)”, and
- (b) any regulations made under section 29 or 30 of the Act are to apply in relation to commons councils established under Part 2 by virtue of this Order.”.

(1) [S.I. 2010/61 \(C.10\)](#).

(2) [1965 c. 64](#); section 1 was amended by paragraph 7(1) and (2) of Schedule 11 to the Land Registration Act [2002 \(c. 9\)](#).