

SCHEDULE 1

Amendments of Part 1 of the CROW Act

PART 1

Excepted land for purposes of Part 1 of the CROW Act

9. In paragraph 14—

- (a) renumber the existing provision as sub-paragraph (1),
- (b) before the definition of “building” insert—
“approved section of the English coastal route” means a route in relevant approved proposals, other than an official alternative route,
- (c) for the definition of “building” substitute—

““building”—

- (a) includes any structure or erection and any part of a building as so defined, but
- (b) does not include any fence or wall, anything which is a means of access as defined by section 34 or, in the case of land which is coastal margin, any slipway, hard or quay;

and for this purpose “structure” includes any tent, caravan or other temporary or moveable structure;”,

(d) after that definition insert—

““burial ground” means a place which, for the time being, is set apart as a churchyard, cemetery or other ground (whether or not consecrated) in which bodies are interred;

“coastal route strip” means—

- (a) land over which the line of an approved section of the English coastal route, or an official alternative route, passes, and
- (b) subject to sub-paragraph (2), land which is adjacent to and within 2 metres either side of such a line;”,

(e) after the definition of “development” and “minerals” insert—

““official alternative route” has the same meaning as in section 3A;”,

(f) after the definition of “ploughing” and “drilling” insert—

““regulated caravan or camping site” means—

- (a) land which is used for the purposes of a caravan site (within the meaning of section 1(4) of the Caravan Sites and Control of Development Act 1960(1)) by virtue of—
 - (i) a site licence issued under Part 1 of that Act (caravan site licences),
 - (ii) a certificate issued under paragraph 5 of Schedule 1 to that Act (sites approved by exempted organisations), or
 - (iii) paragraph 11 of that Schedule (land occupied by a local authority as a caravan site), or

(1) 1960 c. 62.

Changes to legislation: There are currently no known outstanding effects for the The Access to the Countryside (Coastal Margin) (England) Order 2010, Paragraph 9. (See end of Document for details)

- (b) land which is used for the purposes of a site for tents or other moveable dwellings (within the meaning of section 269 of the Public Health Act 1936⁽²⁾) by virtue of a licence issued under subsection (1)(i) of that section (disregarding any certificate under subsection (6) of that section which has the effect of a licence);

“relevant approved proposals” has the same meaning as in section 3A;”, and

- (g) after sub-paragraph (1) add—

“(2) Where relevant approved proposals contain a proposal under section 55D(2)(c) of the National Parks and Access to the Countryside Act 1949⁽³⁾ for the landward or seaward boundary of any part of a coastal route strip excluded from a description of excepted land by paragraph 1, 7, 13A or 13C to coincide with a physical feature identified in the proposal, the boundary in question is to coincide with that feature.”.

⁽²⁾ 1936 c. 49.

⁽³⁾ Section 55D was inserted by section 302 of the 2009 Act.

Changes to legislation:

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