

SCHEDULE 5

Environmental permits

PART 2

Compensation in relation to conditions affecting certain interests in land

Application for compensation

- 5.—(1) An application for compensation under this Part must be made by the grantor—
- (a) within 12 months after the date on which the entitlement to compensation arises; or
 - (b) within 6 months after the date on which the rights are first exercised.
- (2) An application must be—
- (a) made in writing;
 - (b) made to the operator to whom the rights were granted; and
 - (c) delivered at or sent by pre-paid post to the last known address for correspondence of that operator.
- (3) The application must contain, or be accompanied by—
- (a) a copy of the grant of rights in respect of which the grantor's entitlement arises and any plans attached to that grant;
 - (b) a description of the exact nature of any interest in land in respect of which compensation is applied for;
 - (c) a statement of the amount of compensation applied for—
 - (i) distinguishing the amounts applied for under each of paragraphs 3(a) to (e), and
 - (ii) showing how the amount applied for under each paragraph has been calculated; and
 - (d) if the date on which the entitlement to compensation arises is ascertained in accordance with paragraph 4(2), a copy of the notice of the final determination of the appeal.