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WELSH STATUTORY INSTRUMENTS

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**2010 No. 2136 (W.192)**

**TRANSPORT AND WORKS, WALES**

**The Llangollen and Corwen Railway Order 2010**

*Made* - - - - - *25 August 2010*

*Coming into force* *27 August 2010*

**THE LLANGOLLEN AND CORWEN RAILWAY ORDER 2010**

PART 1

PRELIMINARY

1. Citation and commencement
2. Interpretation
3. Incorporation of Railways Clauses Consolidation Act 1845

PART 2

WORKS PROVISIONS

*Principal powers*

4. Power to construct and maintain works
5. Power to construct and maintain ancillary works
6. Power to deviate

*Streets*

7. Access to works
8. Level crossing, etc.

*Supplemental powers*

9. Discharge of water

PART 3

MISCELLANEOUS AND GENERAL

10. Defence to proceedings in respect of statutory nuisance
11. Planning permission and supplementary matters
12. Power to lop trees overhanging the authorised works

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13. Power to operate and use railway
  14. Power to charge fares
  15. Application of enactments
  16. Application of byelaws to extension railway
  17. Transfer of railways by undertaker
  18. Application of landlord and tenant law
  19. Obstruction of construction of authorised works
  20. Trespass
  21. For protection of the Environment Agency
  22. For protection of Dŵr Cymru Cyfyngedig
  23. Certification of plans, etc.
  24. Service of notices
  25. No double recovery
  26. Arbitration
- Signature

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#### SCHEDULES

- |          |   |
|----------|---|
| SCHEDULE | SCHEDULED WORK  |
| 1        |   |
| SCHEDULE | ADDITIONAL WORKS  |
| 2        |   |
| SCHEDULE | ACCESS TO WORKS   |
| 3        |   |
| SCHEDULE | FOR THE PROTECTION OF THE ENVIRONMENT AGENCY                                    |
| 4        |   |
| 1.       | (1) The following provisions shall apply for the protection of...               |
| 2.       | (1) Before beginning to construct any specified work, the undertaker...         |
| 3.       | In particular the requirements which the Environment Agency may make...         |
| 4.       | (1) Subject to sub-paragraph (2), any specified work, and all...                |
| 5.       | (1) Subject to the provisions of this Schedule and except...                    |
| 6.       | Subject to paragraph 8, if by reason of the construction...                     |
| 7.       | (1) The undertaker shall take all such measures as may...                       |
| 8.       | Nothing in paragraphs 4(4), 5(3), 6, 7(3) and (4) shall...                      |
| 9.       | The undertaker shall indemnify the Environment Agency in respect of...          |
| 10.      | (1) Without affecting the other provisions of this Schedule, the...             |
| 11.      | The fact that any work or thing has been executed...                            |
| 12.      | For the purposes of Chapter 2 of Part 2 of...                                   |
| 13.      | Any dispute arising between the undertaker and the Environment Agency...        |
| SCHEDULE | FOR THE PROTECTION OF DŴR CYMRU CYFYNGEDIG                                      |
| 5        |   |
| 1.       | For the protection of Dŵr Cymru Cyfyngedig (“the Company) the...                |
| 2.       | In this Schedule— “the 1991 Act” (“Deddf 1991”) means the...                    |
| 3.       | This Schedule does not apply to apparatus in respect of...                      |
| 4.       | Nothing in this Order shall authorise the undertaker to raise,...               |
| 5.       | Before commencing the construction, alteration or reconstruction of any work... |
| 6.       | If within 56 days of plans being furnished to the...                            |

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7. The Company may as a condition of its approval of...
  8. The approval of the Company of any plans under this...
  9. Where a relevant pipe is situated in or under any...
  10. Nothing in paragraph 9 shall have the effect of requiring...
  11. The undertaker shall afford reasonable facilities to the Company for...
  12. (1) Where, in accordance with the provisions of this Schedule,...
  13. (1) Subject to the following provisions of this paragraph, the...
  14. (1) Subject to sub-paragraphs (2) and (3), if by reason...
  15. Nothing in this Schedule shall affect the provisions of any...
  16. Any difference arising between the undertaker and the Company under...
- Explanatory Note