



Edinburgh Airport Rail Link Act 2007

2007 asp 16

PART 3

MISCELLANEOUS AND GENERAL

44 Interpretation of sections 45 and 46

(1) In sections 45 and 46—

“currency”, in relation to a financial support contract, means the period during which—

- (a) a financial support contract is in force; and
- (b) financial obligations under the financial support contract relating to the provision of the authorised works remain to be discharged;

“developer contribution” means a developer contribution obtained under section 45(3);

“financial support contract” means—

- (a) an agreement under which a party to the agreement makes a commitment to—
 - (i) procure funding for the provision of the authorised works;
 - (ii) approve any of the relevant planning authorities incurring expenditure or entering into any financial obligation for that purpose;
- (b) a contract under which a party to the contract is obliged to provide money to pay for providing the authorised works and the authorised undertaker is obliged to pay interest or otherwise give monetary consideration for that money; or
- (c) a contract under which a party to the contract is obliged to provide, or to procure the provision of, all or part of the authorised works for a consideration all or part of which is represented by the transfer or grant to that person of assets or benefits in either case other than money;

“provision”, in relation to any part of the authorised works, means the design, construction or financing of those works, and includes maintenance and operation so far as provided in conjunction with design, construction or financing; and

Status: This is the original version (as it was originally enacted).

“section 75 agreement” means an agreement entered into by a planning authority under section 75 of the 1997 Act.

- (2) For the purposes of subsection (1) and of sections 45 and 46 the relevant planning authorities are the City of Edinburgh Council and West Lothian Council.