

SCHEDULES

SCHEDULE 2

ACQUISITION OF LAND

PART II

SUPPLEMENTARY

Acquisition of rights

- 2 (1) The Secretary of State may under section 2 of this Act acquire easements or other rights in or over land by creating them as well as acquiring easements or other rights already in existence.
- (2) In relation to the compulsory acquisition of a right by virtue of sub-paragraph (1) above the provisions of the 1980 Act specified in sub-paragraph (3) below shall apply—
- (a) as if references to such a compulsory acquisition were included in references to the compulsory acquisition of a right by virtue of section 250 of that Act; and
 - (b) as if any such acquisition were made by a compulsory purchase order made in the exercise of highway land acquisition powers.
- (3) The provisions are—
- (a) section 250(4) and (5) and Part II of Schedule 19 (adaptations of Compulsory Purchase Act 1965 and the enactments relating to compensation for compulsory purchase);
 - (b) section 251 (rights acquired to be binding on successive owners of the land); and
 - (c) sections 252 and 261(2) (power of land owners affected by rights acquisition to compel acquisition of whole interest).