



Transport and Works Act 1992

1992 CHAPTER 42

PART I

ORDERS AUTHORISING WORKS ETC

Miscellaneous

22 Validity of orders under section 1 or 3.

- (1) If a person aggrieved by an order under section 1 or 3 above desires to question the validity of it, or of any provision contained in it, on the ground—
- that it is not within the powers of this Act, or
 - that any requirement imposed by or under this Act or the ^{M1}Tribunals and Inquiries Act [^{F1}1992] has not been complied with,
- he may, within the period of 42 days beginning with the day on which the notice required by section 14(1)(b) above is published, make an application for the purpose to the High Court.
- (2) On any such application, the court—
- may by interim order suspend the operation of the order, or of any provision contained in it, either generally or in so far as it affects any property of the applicant, until the final determination of the proceedings, and
 - if satisfied that the order or any provision contained in it is not within the powers of this Act, or that the interests of the applicant have been substantially prejudiced by a failure to comply with any requirement imposed by or under this Act or the ^{M2}Tribunals and Inquiries Act [^{F2}1992], may quash the order or any provision contained in it, either generally or in so far as it affects any property of the applicant.
- (3) Subject to subsections (1) and (2) above, an order under section 1 or 3 above shall not, either before or after it has been made, be questioned in any legal proceedings whatever.

Changes to legislation: There are currently no known outstanding effects for the Transport and Works Act 1992, Section 22. (See end of Document for details)

Textual Amendments

- F1** Word in s. 22(1)(b) substituted (1.11.2007) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\), s. 148, Sch. 8 para. 21](#); [S.I. 2007/2709, art. 3\(b\)\(i\)](#)
- F2** Word in s. 22(2)(b) substituted (1.11.2007) by [Tribunals, Courts and Enforcement Act 2007 \(c. 15\), s. 148, Sch. 8 para. 21](#); [S.I. 2007/2709, art. 3\(b\)\(i\)](#)
-

Commencement Information

- I1** Pt. I (ss. 1-25) wholly in force at 1. 1. 1993 see s. 70 and [S.I. 1992/2784, art. 2, Sch. 1](#).
-

Marginal Citations

- M1** [1971 c. 62.](#)
- M2** [1971 c. 62.](#)

Changes to legislation:

There are currently no known outstanding effects for the Transport and Works Act 1992, Section 22.