
Changes to legislation: There are currently no known outstanding effects for the Channel Tunnel Rail Link Act 1996, Paragraph 34. (See end of Document for details)

SCHEDULES

SCHEDULE 6

PLANNING CONDITIONS

PART IV

SUPPLEMENTARY

Appeals

- 34 (1) Unless the [^{F1}Secretary of State][^{F2}directs] otherwise, [^{F2}his] functions in relation to the determination of an appeal under paragraph 32 above shall, instead of being carried out by [^{F2}him], be carried out by a person appointed by [^{F2}him] for the purpose.
- (2) The [^{F1}Secretary of State] may by a further direction revoke a direction under sub-paragraph (1) above at any time before the determination of the appeal.
- (3) A direction under sub-paragraph (1) or (2) above shall be served on the nominated undertaker and the planning authority whose decision is appealed against.
- (4) At any time before the determination of an appeal by a person appointed for the purpose under this paragraph, the [^{F1}Secretary of State] may revoke his appointment and appoint another person to determine the appeal instead.
- (5) Where the function of determining an appeal under paragraph 32 above is transferred from one person to another, the person to whom the function is transferred shall consider the matter afresh, but the fact that the function is transferred shall not entitle any person to make fresh representations or to modify or withdraw any representations already made.
- (6) If the [^{F1}Secretary of State][^{F3}determines] an appeal which another person was previously appointed to determine, [^{F3}he] may, in determining it, take into account any report made to [^{F3}him] by that person.

Textual Amendments

- F1** Words in Sch. 6 para. 34(1)(2)(4)(6) substituted (26.1.1998) by S.I. 1997/2971, art. 6(1), Sch. paras. 25, 32(f)(i)
- F2** Words in Sch. 6 para. 34(1) substituted (26.1.1998) by S.I. 1997/2971, art. 6(1), Sch. paras. 25, 32(f)(ii)-(iv)
- F3** Words in Sch. 6 para. 34(6) substituted (26.1.1998) by S.I. 1997/2971, art. 6(1), Sch. paras. 25, 32(f)(v)-(vii)

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