

*Changes to legislation: There are currently no known outstanding effects for the Opencast Coal Act 1958, Part III. (See end of Document for details)*

## SCHEDULES

### <sup>F1</sup>TENTH SCHEDULE

#### TRANSITIONAL PROVISIONS

##### Textual Amendments

**F1** Sch. 10 repealed by 1986 c. 63, s. 39(4), Sch. 12 Pt. II

##### Modifications etc. (not altering text)

**C1** “The Minister” means Minister of Power whose functions are now exercisable by Secretary of State: S.I. 1969/1498, art. 2(1) and 1970/1537, art. 2(2)

### PART III

#### STORAGE SITES

##### *Termination of emergency powers*

<sup>F1</sup>42 Where a compulsory rights order is made in respect of land requisitioned as an opencast storage site, any power to retain possession of land in the exercise of emergency powers shall cease to apply to that land as from the operative date of the order.

##### Textual Amendments

**F1** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), Sch. 12 Pt. II; S.I. 1987/1939, arts. 1, 2

##### *Certification of payments under existing arrangements*

<sup>F2</sup>43 Paragraphs 13 to 16 of this Schedule shall apply in relation to land which, at the commencement of this Act, is land requisitioned as an opencast storage site as they apply in relation to land which, at the commencement of this Act, is land already requisitioned for opencast operations.

##### Textual Amendments

**F2** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), Sch. 12 Pt. II; S.I. 1987/1939, arts. 1, 2

##### *Annual compensation*

<sup>F3</sup>44 Paragraphs 18 to 23 of this Schedule shall apply in relation to land which, at the commencement of this Act, is land requisitioned as an opencast storage site as they

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apply in relation to land which, at the commencement of this Act, is land already requisitioned for opencast operations.

**Textual Amendments**

**F3** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), Sch. 12 Pt. II; S.I. 1987/1939, arts. 1, 2

*Terminal compensation and tenant's improvements*

<sup>F4</sup>45 Paragraphs 24, 26, 27, 28 and 31 of this Schedule shall have effect in relation to any land which, at the commencement of this Act, is land requisitioned as an opencast storage site, as if any reference in those paragraphs to land already requisitioned for opencast operations were a reference to land requisitioned as an opencast storage site.

**Textual Amendments**

**F4** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), Sch. 12 Pt. II; S.I. 1987/1939, arts. 1, 2

*Depreciation of other land in same ownership*

<sup>F5</sup>46 In sub-paragraph (1) of paragraph 32 of this Schedule, the reference to land requisitioned for opencast operations shall include a reference to land requisitioned as an opencast storage site; and the power to make regulations under that paragraph shall be exercisable accordingly.

**Textual Amendments**

**F5** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), Sch. 12 Pt. II; S.I. 1987/1939, arts. 1, 2

*Concurrent requisitions*

<sup>F6</sup>47 In paragraph 41 of this Schedule, the reference to two or more parcels of land which are at the same time land requisitioned for opencast operations shall include references—

- (a) to two or more parcels of land of which one or more are land requisitioned for opencast operations and the other or others are at the same time land requisitioned as opencast storage sites, and
- (b) to two or more parcels of land both or all of which are at the same time land requisitioned as opencast storage sites;

and the power to make regulations under that paragraph shall be exercisable accordingly.

**Textual Amendments**

**F6** Sch. 10 repealed (11.12.1987) by 1986 c. 63, s. 39(4), Sch. 12 Pt. II; S.I. 1987/1939, arts. 1, 2

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