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*Changes to legislation: There are currently no known outstanding effects for the Opencast Coal Act 1958, Paragraph 1. (See end of Document for details)*

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## SCHEDULES

### THIRD SCHEDULE

#### PROVISIONS AS TO COMPENSATION BY WAY OF PAYMENT OF COST OF WORKS

1 In this Schedule—

“compensation” means compensation under section twenty-two of this Act;

[<sup>F1</sup> “ final operator ” means the person who immediately before the end of the period of occupation is the person entitled to the rights conferred by the order; ]

“former use”, in relation to any land, means the use for which it was used immediately before the operative date of the order in question;

“proper cost”, in relation to any work, means such cost as is reasonable, having regard to the prices of materials and rates of remuneration for services current at the time when the work is carried out;

“the Tribunal” means the [<sup>F2</sup>Upper Tribunal or, in the application of this Act to Scotland, the Lands Tribunal for Scotland].

#### Textual Amendments

- F1** Definition in Sch. 3 para. 1 inserted (31.10.1994) by 1994 c. 21, s. 52, **Sch. 8 para. 40(1)(a)**
- F2** Words in Sch. THIRD para. 1 substituted (1.6.2009) by The Transfer of Tribunal Functions (Lands Tribunal and Miscellaneous Amendments) Order 2009 (S.I. 2009/1307), art. 1, **Sch. 1 para. 34** (with Sch. 5)

**Changes to legislation:**

There are currently no known outstanding effects for the Opencast Coal Act 1958, Paragraph 1.