
STATUTORY INSTRUMENTS

2021 No. 125

The A303 Sparkford to Ilchester Dualling
Development Consent Order 2021

PART 5

POWERS OF ACQUISITION

Modification of Part 1 of the 1965 Act

29.—(1) Part 1 of the 1965 Act, as applied to this Order by section 125 (application of compulsory acquisition provisions) of the 2008 Act, is modified as follows.

(2) In section 4A(1)^{M1} (extension of time limit during challenge) for “section 23 of the Acquisition of Land Act 1981 (application to High Court in respect of compulsory purchase order), the three year period mentioned in section 4” substitute “ section 118 of the Planning Act 2008 (legal challenges relating to applications for orders granting development consent), the five year period mentioned in article 25 (time limit for exercise of authority to acquire land compulsorily) of the A303 Sparkford to Ilchester Dualling Development Consent Order 2021 ”.

(3) In section 11A^{M2} (powers of entry: further notice of entry)—

- (a) in subsection (1)(a), after “land” insert “ under that provision ”;
- (b) in subsection (2), after “land” insert “ under that provision ”.

(4) In section 22(2) (expiry of time limit for exercise of compulsory purchase power not to affect acquisition of interests omitted from purchase), for “section 4 of this Act” substitute “ article 25 of the A303 Sparkford to Ilchester Dualling Development Consent Order 2021 ”.

(5) In Schedule 2A (counter-notice requiring purchase of land not in notice to treat)—

- (a) for paragraphs 1(2) and 14(2) substitute—

“(2) But see article 31(3) (acquisition of subsoil or airspace only) of the A303 Sparkford to Ilchester Dualling Development Consent Order 2021, which excludes the acquisition of subsoil or airspace only from this Schedule;” and

- (b) after paragraph 29, end insert—

“PART 4

INTERPRETATION

30. In this Schedule, references to entering on and taking possession of land do not include doing so under articles 21 (protective works to buildings), 33 (temporary use of land for carrying out the authorised development) or 34 (temporary use of land for maintaining the authorised development) of the A303 Sparkford to Ilchester Dualling Development Consent Order 2021.”.

Changes to legislation: There are currently no known outstanding effects for the The A303 Sparkford to Ilchester Dualling Development Consent Order 2021, Section 29. (See end of Document for details)

Commencement Information

I1 Art. 29 in force at 19.2.2021, see [art. 1](#)

Marginal Citations

M1 [Section 4A\(1\)](#) was inserted by section 202(1) of the [Housing and Planning Act 2016 \(c. 22\)](#).

M2 [Section 11A](#) was inserted by section 186(3) of the Housing and Planning Act 2016.

Changes to legislation:

There are currently no known outstanding effects for the The A303 Sparkford to Ilchester Dualling Development Consent Order 2021, Section 29.