
STATUTORY INSTRUMENTS

2022 No. 549

The M25 Junction 10/A3 Wisley Interchange Development Consent Order 2022

PART 5

POWERS OF ACQUISITION AND POSSESSION OF LAND

Crown Rights

34.—(1) Nothing in this Order affects prejudicially any estate, right, power, privilege, authority or exemption of the Crown and, in particular, nothing in this Order authorises the undertaker to take, use, enter on or in any other manner interfere with any land or rights of any description including any part of any river, channel or creek—

- (a) belonging [^{F1}to] Her Majesty in right of the Crown and forming part of the Crown Estate without the consent in writing of the Crown Estate Commissioners;
- (b) belonging to Her Majesty in right of the Crown and not forming part of the Crown Estate without the consent in writing of the government department having the management of that land; or
- (c) belonging to a government department or held in trust for Her Majesty for the purposes of a government department without the consent in writing of that government department.

(2) Paragraph (1) does not apply to the exercise [^{F2}of] any right under this Order for the [^{F3}compulsory] acquisition of an interest in any Crown land (as defined in section 227 of the 2008 Act) which is for the time being held otherwise than by or on behalf of the Crown.

(3) A consent under paragraph (1) may be given unconditionally or subject to terms and conditions, and is deemed to have been given in writing where it is sent electronically.

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| F1 | Word in art. 34(1)(a) inserted (19.1.2023) by The M25 Junction 10/A3 Wisley Interchange Development Consent (Correction) Order 2023 (S.I. 2023/46) , arts. 1, 2(6)(a) |
| F2 | Word in art. 34(2) inserted (19.1.2023) by The M25 Junction 10/A3 Wisley Interchange Development Consent (Correction) Order 2023 (S.I. 2023/46) , arts. 1, 2(6)(b)(i) |
| F3 | Word in art. 34(2) substituted (19.1.2023) by The M25 Junction 10/A3 Wisley Interchange Development Consent (Correction) Order 2023 (S.I. 2023/46) , arts. 1, 2(6)(b)(ii) |

Commencement Information

- II** Art. 34 in force at 2.6.2022, see [art. 1](#)

Changes to legislation:

There are currently no known outstanding effects for the The M25 Junction 10/A3 Wisley Interchange Development Consent Order 2022, Section 34.