
STATUTORY INSTRUMENTS

2023 No. 923

The A38 Derby Junctions Development Consent Order 2023

PART 5

POWERS OF ACQUISITION

Time limit for exercise of authority to acquire land compulsorily

- 25.**—(1) After the end of the period of 5 years beginning on the day on which this Order is made—
- (a) no notice to treat is to be served under Part 1 of the 1965 Act as modified by article 29 (modification of Part 1 of the 1965 Act); and
 - (b) no declaration is to be executed under section 4 (execution of declaration) of the 1981 Act as applied by article 30 (application of the 1981 Act).
- (2) The authority conferred by article 33 (temporary use of land for carrying out the authorised development) ceases at the end of the period referred to in paragraph (1), except that nothing in this paragraph prevents the undertaker from remaining in possession of land after the end of that period, if the land was entered and possession was taken before the end of that period.