

## SCHEDULE

Regulation 3(3)

### [ (A)] COMPULSORY PURCHASE ORDER

#### CONSENT TO THE WRITTEN REPRESENTATIONS PROCEDURE

(under the Compulsory Purchase of Land (Written  
Representations Procedure) (National Assembly for  
Wales) Regulations 2004)

The National Assembly for Wales ("the National Assembly") acknowledges receipt of your objection to the [confirmation] [making](b) of the above Order. It is considering whether objections should be dealt with by a written representations procedure.

The National Assembly accepts that you are a remaining objector for the purposes of [section 13A of][paragraph 4A of Schedule 1 to](b) the Acquisition of Land Act 1981. This means that you have a right to have your representations objecting to the [confirmation] [making](b) of the Order heard at an inquiry.

Such a right means that you, or your representative, has the right at such an inquiry to-

- explain orally why you object to the [confirmation] [making](b) of the Order;
- cross-examine any witness called by the acquiring authority; and
- give oral evidence yourself and to call any witnesses in support of your objection.

The National Assembly may only permit objections to the [confirmation] [making](b) of the Order being dealt with by the written representations procedure if you, and all the other remaining objectors, consent to this.

The written representations procedure is set out in The Compulsory Purchase of Land (Written Representations Procedure) (National Assembly for Wales) Regulations 2004. A summary of the procedure is set out in the Annex to this notice.

If you consent to the use of the written representations procedure, please complete the statement at the end of this notice to indicate that you do. Please sign and date in the spaces given and return it to [ (c)] by [ (d)].

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

If you do not do so, the National Assembly will be entitled to proceed on the basis that you do not consent to the written representations procedure and a public inquiry (or other hearing) will be held.

If you do consent, and the National Assembly decides that it is appropriate to use the written representations procedure, it will not be possible for you to withdraw your consent and be heard orally at an inquiry or hearing unless the National Assembly determines that there are extenuating circumstances to justify the holding of an inquiry or hearing. If you consent, but it is nonetheless decided to hold an inquiry or hearing, you will still have a right to attend and take part at the inquiry or hearing.

You may wish to seek legal or other advice before consenting. The National Assembly is not able to give you any advice as to whether or not you should consent.

If you do not consent, arrangements will be made for the holding of an inquiry or hearing, at which you will have the opportunity to make representations. The procedure at an inquiry is set out in the [Compulsory Purchase by Non-Ministerial Acquiring Authorities (Inquiries Procedure) Rules 1990 (S.I. 1990/512)] [Compulsory Purchase by Ministers (Inquiries Procedure) Rules 1994 (S.I. 1994/3264)](b).

I, [ ], have read the above which I understand. I consent/do not consent to the use of the written representations procedure instead of an inquiry being held.

Signed.....

Name.....

(in block capitals)

Address.....

Dated.....

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## NOTES ON THE USE OF THE CONSENT FORM

- (a) Insert full title of the Order.
- (b) Delete material which is inapplicable.
- (c) Insert address to which the notice is to be returned.
- (d) Insert date by which the notice is to be returned.

## ANNEX

### Summary of the written representations procedure

(1) If the National Assembly decides that the use of the written representations procedure is appropriate, it will send a consent form to all remaining objectors to seek their consent to the use of the procedure. The National Assembly can only decide whether to use the written representations procedure if all remaining objectors consent. If the procedure is to be used, the National Assembly will set a starting date for the commencement of the procedure and will indicate what existing documents are to be taken into account in addition to the subsequent representations.

(2) If the acquiring authority wishes to make representations, it must do so not later than 14 working days after the starting date (such representations may be disregarded if received more than 14 working days after the starting date) and must copy the representations to each remaining objector.

(3) Each remaining objector has a right then to provide representations in response, which may be disregarded if received more than 15 working days after the National Assembly sends a copy of the acquiring authority's representations to the objector under paragraph (2) above.

(4) The acquiring authority may then provide representations in response, which may be disregarded if received more than 10 working days after the National Assembly sends a copy of the remaining objectors' representations to the authority under paragraph (3) above.

(5) The National Assembly has a discretion to extend these time limits, where appropriate.

(6) Oral representations are not permitted, but written representations by third parties may be permitted by the National Assembly.