

# HIGHWAYS, WALES

2011 No.46

## **THE WELSH MINISTERS (THE CAERSWS TO MACHYNLLETH TRUNK ROAD (A489) PENEGOES TO MACHYNLLETH COMBINED FOOTWAY/CYCLEWAY) COMPULSORY PURCHASE ORDER 2011**

### **THE HIGHWAYS ACT 1980 and THE ACQUISITION OF LAND ACT 1981**

*Made 7 October 2011*

The Welsh Ministers (in this Order called ‘the acquiring authority’) make the following Order-

1. Subject to the provisions of this Order, the acquiring authority is, under section 239 of the Highways Act 1980 (1) and under section 2 of, and paragraph 1(1) (b), (3) and (4) of Part 1 of Schedule 2 to, the Acquisition of Land Act 1981(2), and all other enabling powers(3), hereby authorised to purchase compulsorily the land described in paragraph 2 for the purpose of:

- a) the construction of a combined footway/cycleway in the Community of Penegoes in the County of Powys;
- b) use by the Welsh Ministers in connection with the execution of the works mentioned above.

2. The land authorised to be purchased compulsorily under this Order is the land described in the accompanying Schedule and delineated and shown coloured pink edged red on the map prepared in duplicate and marked “The Welsh Ministers (The Caersws to Machynlleth Trunk Road (A489) Penegoes to Machynlleth Combined Footway/Cycleway) Compulsory Purchase Order 2011”.

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(1) 1980 c.66

(2) 1981 c.67

(3) By virtue of S.I. 1999/672 article 2 and Schedule 1, and paragraph 30 of Schedule 11 to the Government of Wales Act 2006, these powers are now transferred to the Welsh Ministers in relation to Wales.

3. Parts II and III of Schedule 2 to the Acquisition of Land Act 1981 are hereby incorporated with this Order subject to the modifications that references in the said Parts of the said Schedule to the undertaking shall be construed as references to the land authorised to be purchased.

4. For the purpose of the provisions of Schedule 2 to the Acquisition of Land Act 1981, as incorporated in this Order, the prescribed distance in relation to any seam of minerals lying under land adjoining the works to be constructed upon the land described in the Schedule to this Order shall be such a lateral distance from the said works on every side thereof as is equal at every point along the said works to one half of the depth of the seam below the natural surface of the ground at that point or 37 metres whichever is the greater.

5. In this Order:

“the map’ (‘y map’) means the map marked “The Welsh Ministers (The Caersws to Machynlleth Trunk Road (A489) Penegoes to Machynlleth Combined Footway/Cycleway) Compulsory Purchase Order 2011” signed by an official of the acquiring authority ;

‘the trunk road’ (‘y gefnffordd’) means the Caersws to Machynlleth Trunk Road (A489).

6. The title of this Order is “The Welsh Ministers (The Caersws to Machynlleth Trunk Road (A489) Penegoes to Machynlleth Combined Footway/Cycleway) Compulsory Purchase Order 2011”.

Signed by an official of the Welsh Government on behalf of the Welsh Ministers

G Morgan

Head of Infrastructure Specialist Services

Welsh Government

Dated: 7 October 2011