

ACQUISITION OF LAND ACT 1981

NOTICE OF A PROPOSED COMPULSORY PURCHASE OF LAND OVER A FIELD GARDEN ALLOTMENT AT GREEN MOOR LANE, MAGOR IN THE COUNTY OF MONMOUTHSHIRE

THE WELSH MINISTERS (THE M4 MOTORWAY (JUNCTION 23 (EAST OF MAGOR) TO WEST OF JUNCTION 29 (CASTLETON) AND CONNECTING ROADS) AND THE M48 MOTORWAY (JUNCTION 23 (EAST OF MAGOR) CONNECTING ROAD) AND THE LONDON TO FISHGUARD TRUNK ROAD (EAST OF MAGOR TO CASTLETON)) COMPULSORY PURCHASE ORDER 201-

1. The Welsh Ministers have published the above-named draft compulsory purchase order, which, if made, will authorise the purchase of land which forms part of a Field Garden Allotment, as defined in section 19 of the Acquisition of Land Act 1981 ("the 1981 Act"). The areas of Field Garden Allotment to be purchased are described in the First Schedule hereto ("the First Schedule land") and are shown coloured pink on the plan referred to in paragraph 5 below. The areas of land to be given in exchange for the First Schedule land are described in the Second Schedule hereto and shown coloured green on the said plan.

2. Section 19 of the 1981 Act contains provisions to the effect that the Order shall be subject to special parliamentary procedure insofar as it authorises the purchase of land forming part of a field garden allotment unless the Secretary of State certifies that he is satisfied

"that there has been or will be given in exchange for such land, other land, not being less in area and being equally advantageous to the persons, if any, entitled to rights of Field Garden Allotment or other rights, and to the public, and that the land given in exchange has been or will be vested in the persons in whom the land purchased was vested, and subject to the like rights, trusts and incidents as attach to the land purchased"

3. The Secretary of State's functions under section 19 of the 1981 Act were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 (SI 1999/672) and has subsequently been transferred to the Welsh Ministers by virtue of paragraph 30(1) of Schedule 11 to the Government of Wales Act 2006. By virtue of paragraph 33(4) of that Schedule, any instrument made in the exercise of those functions is subject to special Assembly procedure as specified by Standing Order 28 of the National Assembly for Wales, unless the Welsh Ministers are satisfied on those matters set out in section 19 (1) to the 1981 Act and certify accordingly.

4. The Welsh Ministers are required to give formal notice of the intention to issue a certificate before reaching a decision, to give an opportunity for representations and objections to be made. They hereby give such notice. Any representations and objections in relation to this intention should be made in writing and addressed to The Planning Inspectorate, Crown Buildings, Cathays Park, Cardiff CF10 3NQ or emailed to wales@pins.gsi.gov.uk before 4 May 2016 quoting reference 516174.

5. A plan showing the areas of Field Garden Allotment land to be acquired and the area of land to be given in exchange may be seen at all reasonable hours at the following venues:-

- Orders Branch, Transport, Welsh Government, Cathays Park, Cardiff. CF10 3NQ

- Monmouthshire County Council, County Hall, Rhadyr, Usk, Monmouthshire. NP15 1GA
- Monmouthshire County Council, Innovation House, Wales1 Business Park, Magor, Monmouthshire. NP26 3DG
- Newport City Council, Civic Centre, Godfrey Rd, Newport. NP20 4UR
- Newport Central Library, John Frost Square, Newport. NP20 1PA

6. The Welsh Ministers will hold a public local inquiry into the case where it appears to them expedient to do so.

CHRIS LEA
Deputy Director,
Land, Nature & Forestry Division
Welsh Government

Signed under authority of the Minister for Natural Resources, one of the Welsh Ministers.

**FIRST SCHEDULE
FIELD GARDEN ALLOTMENT TO BE PURCHASED**

15/12	1458 square metres of part of registered allotments located north of the main South Wales to London Railway Line and Green Moor Lane, and south west of the junction of the B4245 and Blenheim Avenue. Enclosure Nos. X077
15/12a	522 square metres of part of registered allotments located north of the main South Wales to London Railway Line and Green Moor Lane, and south west of the junction of the B4245 and Blenheim Avenue. Enclosure Nos. X077, Y077
15/12b	308 square metres of part of allotments (public open space) located north of the main South Wales to London Railway Line and Green Moor Lane, and west of the junction of the B4245 and Blenheim Avenue. Enclosure Nos. X077, X078

**SECOND SCHEDULE
LAND TO BE GIVEN IN EXCHANGE**

15/17	5483 square metres of part of pastureland located north of the main South Wales to London Railway Line, south west of the junction of the B4245 and Blenheim Avenue, and south of Green Moor Lane. Enclosure Nos. W078, X077, X078
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