

# NATIONAL ASSEMBLY FOR WALES

## MEMORANDUM OF CORRECTIONS PURSUANT TO STANDING ORDER 24.13

### The Compulsory Purchase of Land (Prescribed Forms) (National Assembly for Wales) Regulations 2004

#### **Background**

The draft Regulations to which this Memorandum relates were laid before the National Assembly for Wales on 6 October 2004, considered by the Business Committee on 28 September 2004 and by the Legislation Committee on 12 October 2004.

The need for drafting changes was identified by the Legal Advisers to the Legislation Committee prior to the Committee's meeting and amendments suggested in consequence.

The following matters were reported and agreed by the Legislation Committee in its meeting on 12 October 2004 as being appropriate for correction under Standing Order 24.13.

#### **Amendment 1**

In the English language text of the definition of "clearance compulsory purchase order", the Welsh language text in brackets is corrected so as to read "gorchymyn prynu gorfodol clirio".

#### **Reason for the amendment**

To correct a minor grammatical error.

#### **Amendment 2**

In the English language text of paragraph (o) of the notes after Form 3, on the fourth line, delete "Parliamentary" and, on the seventh line, delete "which is of a type set out in section 18 of the 1981 Act" and substitute "to which section 18(2) of the 1981 Act applies".

The same changes are made to paragraph (l) of the Welsh language text.

#### **Reason for the amendment**

The word "Parliamentary" has been deleted so as not to confuse the National Assembly's special procedure with the UK Parliament's special procedure.

The other wording has been modified to more accurately reflect the fact that the UK Parliament's special procedure applies only if an objection is made by the National Trust and does not automatically apply by virtue of the land belonging to the National Trust.

#### **Amendment 3**

In the English language text of paragraph (n) of the notes after Form 6, on the fourth line, delete "Parliamentary" and, on the seventh line, delete "which is of a type set out in section 18 of the 1981 Act" and substitute "to which section 18(2) of the 1981 Act applies".

The same changes are made to paragraph (j) of the Welsh language text.

**Reason for the amendments**

The word “Parliamentary” has been deleted so as not to confuse the National Assembly’s special procedure with the UK Parliament’s special procedure.

The other wording has been modified to more accurately reflect the fact that the UK Parliament’s special procedure applies only if an objection is made by the National Trust and does not automatically apply by virtue of the land belonging to the National Trust.

**Amendment 4**

In paragraph 1 of Form 9, on the first line, the word “[have]” is deleted and, on the third line, the words “[He is] [They are]” are deleted and, for the latter, there is substituted the words “It is”.

The Welsh language text is unaffected.

**Reason for the amendment**

The first deletion is necessary to delete an unnecessary plural reference and the latter deletion and substitution is necessary to correct a grammatical error in using gender specific and plural references.

**Amendment 5**

In the alternative paragraph 4 of Form 10, on the second line, delete “parliamentary” and substitute “Parliamentary” and, on the eighth line, delete “that Act” and substitute “the 1945 Act”.

The same change is made to the Welsh language text.

**Reason for the amendment**

The first amendment corrects a typographical error and the second amendment clarifies the Act to which the reference to “section 6” is intended to apply, i.e. the 1945 Act and not the 1998 Act.

**Amendment 6**

In the English language text of paragraph (j) of the notes after Form 10, on the fourth line, delete “Parliamentary” and, on the seventh line, delete “which is of a type set out in section 18 of the 1981 Act” and substitute “to which section 18(2) of the 1981 Act applies”.

The same changes are made to paragraph (g) of the Welsh language text.

**Reason for the amendment**

The word “Parliamentary” has been deleted so as not to confuse the National Assembly’s special procedure with the UK Parliament’s special procedure.

The other wording has been modified to more accurately reflect the fact that the UK Parliament’s special procedure applies only if an objection is made by the National Trust and does not automatically apply by virtue of the land belonging to the National Trust.

Minister for Environment, Planning and the Countryside  
October 2004