



**Cynulliad Cenedlaethol Cymru
The National Assembly for Wales**

ADRODDIAD GAN Y PWYLLGOR DEDDFAU

LEGISLATION COMMITTEE REPORT

The Highways Noise Payments (Moveable Homes) (Wales) Regulations 2001

Background

These Regulations give highway authorities the power to make payments of up to £1,650 to the occupiers of caravans and houseboats where they are affected, or are likely to be affected, to a significant degree, by noise caused by the construction or use of new or altered roads.

The enabling power is in section 20A of the Land Compensation Act 1973.

Standing Order 11.5

No points have been identified as matters in respect of which the Committee needs to invite the Assembly to pay special attention.

General Observations

A number of typographical errors have been noted. These should be corrected prior to publication.

- Explanatory Note, first paragraph – reference to Land Compensation Act requires upper case L.
- Regulation 10 of “payments” in Arrangement of Regulations and “payment” in the heading in the text.
- Regulation 1(1) – citation of title has 2000 instead of 2001.
- Regulation 4 – “in” mis-spelt.

Regulation 7(3)

Paragraph (3), in contrast to paragraph (2), refers to payments arising out of “relevant works”.

Given the definition of “relevant works” in Regulation 2, it was initially thought that this might cause Regulation 7(3) to be interpreted as applying only in relation to payments under Regulation 3(3).

It is apparent from subsequent use of the term “relevant works” in Regulations 8 and 10(1)(h), however, that references to payment as a result of “relevant works” are intended to include payments under Regulation 3(1) as well as under Regulation 3(3).

Mick Bates AM
Chair, Legislation Committee

6 February 2001