

Adran Seilwaith yr Economi
Department for Economic Infrastructure



Llywodraeth Cymru
Welsh Government

CARMS C.C.

22 DEC 2017

PRIF WEITHREDWR
CHIEF EXECUTIVE

Head of Administration and Law
Carmarthenshire County Council
County Hall
Carmarthen
SA31 1JP

For the attention of Mrs Ann Evans

Our Ref:
Your Ref: MAE/HP/HTCP-387

Date: 19 December 2017

Dear Madam,

ACQUISITION OF LAND ACT 1981

THE CARMARTHENSHIRE COUNTY COUNCIL (CARMARTHEN WESTERN LINK ROAD) COMPULSORY PURCHASE ORDER 2017

DELEGATION ARRANGEMENTS

1. The function of deciding whether or not to confirm this Order has been transferred to the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006. This falls under the authority of Ken Skates AM, Cabinet Secretary for Economy and Transport, one of the Welsh Ministers ("the Minister"). This letter conveys the Minister's decision.

INTRODUCTION

2. Your letter of 26 June 2017, submitted the above mentioned Order to the Welsh Ministers for confirmation.

THE ORDERS

3. The Compulsory Purchase Order ("the CPO") will enable Carmarthenshire County Council ("the Council") to acquire land and rights compulsorily for the construction and maintenance of the Carmarthen Western Link Road Scheme.

MINISTER'S CONSIDERATION AND DECISION

4. Section 14A(1) of the Acquisition of Land Act 1981 enables the confirming authority (in this case the Welsh Ministers) to confer the power to confirm a CPO on the acquiring authority, provided the land does not fall within the categories of land mentioned in section 14A(2) of the Act and the Welsh Ministers are content that the requirements of section 14A(3) of the said Act are satisfied (i.e. the notice requirements have been complied with; no objections have been received or, if received, have been withdrawn and the Order is capable of being confirmed without modification).

5. The Planning Inspectorate have confirmed that the notice requirements have been met and the objections received have been withdrawn. The Minister is satisfied that the land does not fall within the categories of land mentioned in section 14A(2) of the Act and that all the requirements described in paragraph 4 have been met and has therefore decided that the confirmation of this CPO is one that can be undertaken by the Council.

CONVEYANCE OF DECISION

6. Please arrange for copies of this letter to be placed on deposit for public inspection at the Customer Service Centre of the Carmarthenshire County Council at Number 3 Spilman Street, Carmarthen SA31 1JP.

PROCEDURAL MATTERS

7. The CPO will come into effect on the date when the Council first publishes the Notice of the Confirmation of the Order in the local newspaper. The notice should specify the right of challenge to the confirmation of the Order. The Council's attention is drawn to the requirements of section 15(3A) of The Acquisition of Land Act 1981. At the coming into force stage, would you please arrange for a copy of the confirmed Order to be made available at the deposit location listed at paragraph 6 above.

8. Please send, as soon as possible, 2 copies of the Order and map, as confirmed, to the Planning Inspectorate, Crown Buildings, Cathays Park, Cardiff CF10 3NQ.

COMPENSATION ISSUES

9. The Council is required to negotiate and pay any compensation arising as a consequence of the confirmed CPO. If parties fail to agree the amount of compensation, then they may refer the matter to the Lands Tribunal for determination under the provisions of the Lands Tribunal Act 1949 and the Land Compensation Act 1961.

Yours faithfully



SHEENA HAGUE

Deputy Director, Network Management, Transport