

Copy of Section 18 of the *Expropriation Act*

Certificate of approval

18(1) The approving authority shall consider the report of the inquiry officer and shall approve or disapprove the proposed expropriation or approve the proposed expropriation with any modifications that the approving authority considers proper, but no approval shall be modified so as to affect land of a person who was not a party to the inquiry.

(2) Subject to subsection (3), the approving authority shall give written reasons for its decision and shall cause a copy of its decision, together with the reasons for it, to be served on all the parties within 30 days after the date on which the report of the inquiry officer is received by the approving authority.

(3) When the Tribunal is carrying out the functions of an inquiry officer under this Act, it shall, in its capacity as the approving authority,

- (a) approve or disapprove the proposed expropriation or approve the proposed expropriation with modifications,
- (b) give written reasons for its decision, and
- (c) cause a copy of its decision, together with the reasons for it, to be served on all the parties,

within 60 days after its appointment to carry out the functions of the inquiry officer.

(4) If the approving authority approves the expropriation, it shall also provide the expropriating authority with a certificate of approval in the prescribed form.

(5) When the approving authority and expropriating authority are one and the same, the requirements of subsections (2) and (4) respecting service on the expropriating authority are inapplicable.

RSA 2000 cE-13 s18;2020 cL-2.3 s23