

1 renewal of it de novo so to speak, I would expect the
2 court to hold that the continuation of it beginning on
3 July 1, 1969, would be compensable under this section.

4 DELEGATE WILLONER: I have another question
5 that I may be wrong about. You referred to the General
6 Assembly defining damages in this situation. I thought
7 they could except areas of damage, that was the intent
8 of the amendment, I thought, and in that case, if they
9 did not act, the damage would be left up to development
10 by the court, is that correct?

11 DELEGATE HARDWICKE: I don't propose to make
12 any substitute definitions. As I read the amendment
13 which was proposed, the limitation restriction could cut
14 damages down to practically nothing.

15 DELEGATE WILLONER: I won't disagree with
16 that but I mean it is a matter of restriction opposed
17 to definition, is it not?

18 DELEGATE JAMES: Mr. Kiefer.

19 DELEGATE KIEFER: Mr. Chairman, what Delegate
20 Willoner says is correct but the legislature still has
21 to have opportunity to act if it wants to. That's why we