

Status: Point in time view as at 15/06/2023. This version of this cross heading contains provisions that are prospective.

Changes to legislation: Historic Environment (Wales) Act 2023, Cross Heading: Acquisition of monuments of special historic interest is up to date with all changes known to be in force on or before 15 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)



Historic Environment (Wales) Act 2023

2023 asc 3

PART 2

MONUMENTS OF SPECIAL HISTORIC INTEREST

CHAPTER 6

ACQUISITION, GUARDIANSHIP AND PUBLIC ACCESS

PROSPECTIVE

Acquisition of monuments of special historic interest

43 Compulsory acquisition of monuments of special historic interest

- (1) The Welsh Ministers may acquire compulsorily any monument of special historic interest for the purpose of securing its preservation.
- (2) The [Acquisition of Land Act 1981 \(c. 67\)](#) applies to an acquisition under this section.
- (3) Subsection (4) applies for the purpose of assessing compensation for any acquisition under this section of a monument which is a scheduled monument immediately before the day the compulsory purchase order is made.
- (4) Where this subsection applies, it is to be assumed that scheduled monument consent would not be granted for any works which would or might result in the demolition, destruction or removal of the monument or any part of it.

Commencement Information

II S. 43 not in force at Royal Assent, see [s. 212\(2\)](#)

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44 Acquisition by agreement or gift of monuments of special historic interest

- (1) The Welsh Ministers may acquire by agreement any monument of special historic interest.
- (2) A local authority may acquire by agreement any monument of special historic interest in or in the vicinity of its area.
- (3) The Welsh Ministers or any local authority may accept a gift (whether by deed or will) of any monument of special historic interest.
- (4) Part 1 of the [Compulsory Purchase Act 1965 \(c. 56\)](#) applies (so far as relevant) to an acquisition under this section, other than sections 4 to 8, section 10 and section 31 of that Act.

Commencement Information

- I2** S. 44 not in force at Royal Assent, see [s. 212\(2\)](#)

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