

Status: Point in time view as at 19/11/2004.

Changes to legislation: There are currently no known outstanding effects for the Compulsory Purchase Act 1965, SCHEDULE 8. (See end of Document for details)

SCHEDULES

SCHEDULE 8

Section 39(4).

REPEALS

PART I

ENACTMENTS CONSOLIDATED

Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 5. c. 59.	The Land Settlement Facilities Act 1919.	Section 12(3).
16 & 17 Geo. 5. c. 52.	The Small Holdings and Allotments Act 1926.	Section 17(1).
8 & 9 Geo. 6. c. 42.	The Water Act 1945.	In Schedule 2, in paragraph 1, sub-paragraph (a) and (b), and in paragraph 2 the words “the Land Clauses Acts and” and sub-paragraph (b).
9 & 10 Geo. 6. c. 49	The Acquisition of Land (Authorisation Procedure) Act 1946.	In section 1(3), the words “Land Clauses Acts and other” and the words “I and” in both places. In Schedule 2, Part I except for paragraph 1 (a) as applied by paragraph 7(2) of that Schedule.
11 & 12 Geo. 6. c. 22.	The Water Act 1948.	In Schedule 4, in the entry amending the Land Settlement Facilities Act 1919 the words “In section 12, subsection (3) shall not apply to land purchased compulsorily” . In the Schedule, in paragraph 1, the words from the beginning to “those Acts and”, the words “I and” and the proviso, and paragraph 8(2).

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5 & 6 Eliz. 2. c. 56.	The Housing Act 1957.	In Schedule 1, paragraph 1(2). In Schedule 3, paragraph 7(1) (a) and sub-paragraphs (1) to (4), (6) and (8) of paragraph 8, and paragraph 9. In Schedule 7, paragraph 1(2).
10 & 11 Eliz. 2. c. 38.	The Town and Country Planning Act 1962.	In section 75(7), the words from “by the Second” to “1946 and”. In section 86(6) the words from “(notwithstanding” to “1946”). In Schedule 4, paragraph 6(3).
10 & 11 Eliz. 2. c. 58.	The Pipe-lines Act 1962.	In Schedule 3, paragraphs 1 and 2.
1963 c. 38.	The Water Resources Act 1963.	In Schedule 8, paragraph 12(1)(2)(3).
1964 c. 56.	The Housing Act 1964.	Section 59(3).

The repeals in this Part of this Schedule do not apply—

- (a) in relation to a compulsory purchase order confirmed before the commencement of this Act under Part I of Schedule 1 to the Act of 1946 or section 24 of the ^{M1}Water Act 1945 or Part III of the ^{M2}Housing Act 1957, or
- (b) in relation to a compulsory purchase order made before the commencement of this Act under Part II of Schedule 1 to the Act of 1946, or section 9 or section 23 of the Water Act 1945 or section 67 of the ^{M3}Water Resources Act 1963, or section 11 of the ^{M4}Pipe-lines Act 1962, or
- (c) in relation to a notice served under section 59 of the ^{M5}Housing Act 1964 before the commencement of this Act.

Marginal Citations

- M1** 1945 c. 42.
M2 1957 c. 56.
M3 1963 c. 38.
M4 1962 c. 58.
M5 1964 c. 56.

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M3 1963 c. 38.
M4 1962 c. 58.
M5 1964 c. 56.

PART II

SPENT PROVISIONS IN LANDS CLAUSES CONSOLIDATION ACT 1845

Chapter	Short Title	Extent of Repeal
8 & 9 Vict. c. 18.	The Land Clauses Consolidation Act 1845.	<p>In section 7 the words from “married women” where they first occur to “idiots” where that word first occurs, the words “any estate in dower or to”, the words “for life, or for lives and years, or”, the words “married women entitled to dower or”, the words “for life or for lives and years or”, the words from “and as to such married women” to the word “disability” (before the words “and as to such trustees”).</p> <p>In section 8 the words from the beginning to “as well as” and the word “other”.</p> <p>In section 69 the words from “married woman” to “idiot”.</p> <p>In section 70 the words from first “three” to “annuities or in”.</p> <p>In section 71 the words “coverture, infancy, lunacy or other” and the words “husbands, guardians, committees or”.</p> <p>In section 72 the words “coverture, infancy, lunacy or other” and the words “husbands, guardians, committees or”.</p> <p>In section 74 the words from first “a life” to “lives and”.</p> <p>In section 77 the words from “the Cashier” to “been paid in and”.</p>

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In section 81 the words from “to merge” to “conveyed and” and the words from “but although” to the end of the section.

In section 87 the words “bank annuities or”.

Section 88.

The enacting words prefacing sections 95 to 98, and those sections.

In the enacting words prefacing sections 115 to 118 the words “or chief or other rent”.

In section 116 the words “chief or other rent”.

In section 117 the words “chief or other rent”.

Section 139.

Section 143.

Section 147.

The repeals in this Part of this Schedule take effect as from the expiration of a period of one month beginning with the passing of this Act, and extend to the provisions of the Act of 1845 as incorporated in any other Act or provision having effect under an Act.

PART III

PROVISIONS SUPERSEDED BY LANDS TRIBUNAL ACT 1949 AND LAND COMPENSATION ACT 1961

Chapter	Short Title	Extent of Repeal
8 & 9 Vict. c. 18	The Land Clauses Consolidation Act 1845.	In section 21 the word “hereinafter”. Section 22 except as applied by section 30 of the Railways Clauses Consolidation Act 1845. Sections 23 to 57. In section 58 the words from “or who shall” to “notice thereof” and the words from

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		“as two” to the end of the section.
		In section 59 from the beginning to “as aforesaid and”.
		In section 68 the words “and if the compensation claimed in such case shall exceed the sum of fifty pounds” and the words from “either” to the end of the section.
		In section 76 the words “or fail to appear on the inquiry before a jury as herein provided for”.
		In section 106 the words from “to be appointed” to the end of the section.
		In section 121 the words from “and the amount” to “differ about the same”.
		Section 145.
10 & 11 Vict. c. 27.	The Harbours, Docks and Piers Clauses Act 1847.	In section 6 the words from “and except where” to “provided by”, the words from “for determining” to “last mentioned Acts” and the words “and to enforcing the payment or other satisfaction thereof”.
46 & 47 Vict. c. 15.	The Lands Clauses (Umpire) Act 1883.	The whole Act.
58 & 59 Vict. c. 11.	The Lands Clauses (Taxation of Costs) Act 1895.	The whole Act.
12, 13 & 14 Geo. 6. c. 27.	The Juries Act 1949.	Section 12 In section 18(1) proviso (a).
12, 13 & 14 Geo. 6. c. 42.	The Lands Tribunal Act 1949.	In section 1, in subsection (3) (c) the words “on an acquisition by any such authority”, and in subsection (6) the words from “instead of” to “therewith”.

The repeals in this Part of this Schedule take effect as from the expiration of a period of one month beginning with the passing of this Act and those in the ^{M6}Lands Clauses Consolidation

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Act 1845, and the ^{M7}Harbours, Docks and Piers Clauses Act 1847 extend to the provisions of those Acts as incorporated in any Act or provision passed or made after the passing of this Act.

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Marginal Citations

M6 1845 c. 18.

M7 1847 c. 27.

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