



# Land Compensation Act 1973

## 1973 CHAPTER 26

### PART V

#### PLANNING BLIGHT

##### *Extension of classes of blighted land*

#### **68 Land affected by proposed structure and local plans etc.**

- (1) In paragraph (a) of section 192(1) of the Act of 1971 (land indicated in a structure plan in force for the relevant district as land which may be required for the purposes of functions of public authorities or as land which may be included in an action area) the reference to a structure plan in force shall include a reference to—
  - (a) a structure plan which has been submitted to the Secretary of State under section 7 of that Act;
  - (b) proposals for alterations to a structure plan which have been submitted to the Secretary of State under section 10 of that Act;
  - (c) modifications proposed to be made by the Secretary of State in any such plan or proposals as are mentioned in the preceding paragraphs, being modifications of which he has given notice in accordance with regulations under Part II of that Act.
- (2) In paragraph (b) of the said section 192(1) (land allocated for the purposes of functions of public authorities by a local plan in force for the relevant district and land defined in such a plan as the site of proposed development for the purposes of any such functions) the reference to a local plan in force shall include a reference to—
  - (a) a local plan of which copies have been made available for inspection under section 12(2) of the Act of 1971 ;
  - (b) proposals for alterations to a local plan of which copies have been made available for inspection, under section 15(3) of that Act;
  - (c) modifications proposed to be made by the local planning authority or the Secretary of State in any such plan or proposals as are mentioned in the preceding paragraphs, being modifications of which notice has been given by

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*Status: This is the original version (as it was originally enacted).*

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the authority or the Secretary of State in accordance with regulations under Part II of that Act.

- (3) In section 138(1)(b) of the Town and Country Planning Act 1962 as it has effect by virtue of paragraph 58 of Schedule 24 to the Act of 1971 (provisions corresponding to section 192(1)(b) of the Act of 1971 pending coming into force of local plans) the reference to a development plan shall include a reference to—
- (a) proposals for alterations to a development plan submitted to the Secretary of State under paragraph 3 or 9 of Schedule 5 to the Act of 1971;
  - (b) modifications proposed to be made by the Secretary of State in any such proposals, being modifications of which notice has been given by the Secretary of State by advertisement.
- (4) No blight notice shall be served by virtue of subsection (1) or (2) above at any time after the copies of the plan or proposals made available for inspection have been withdrawn under—
- (a) section 8(6) or 12(5) of the Act of 1971 (directions by Secretary of State requiring further publicity); or
  - (b) section 10B of that Act (withdrawal of structure plans);
- but so much of the said section 10B as provides that a structure plan which has been withdrawn shall be treated as never having been submitted shall not invalidate any blight notice served by virtue of subsection (1)(a) above before the withdrawal of the structure plan.
- (5) No blight notice shall be served by virtue of this section after the relevant plan or alterations have come into force (whether in their original form or with modifications) or the Secretary of State has decided to reject or, in the case of a local plan, the local planning authority have decided to abandon the plan or alterations and notice of the decision has been given by advertisement.
- (6) Where an appropriate authority have served a counter-notice objecting to a blight notice served by virtue of this section, then, if the relevant plan or alterations come into force (whether in their original form or with modifications) the appropriate authority may serve on the claimant, in substitution for the counter-notice already served, a further counter-notice specifying different grounds of objection, and section 195 of the Act of 1971 (reference of objections to Lands Tribunal) shall have effect in relation to the further counter-notice as it has effect in relation to the counter-notice already served:
- Provided that a further counter-notice under this subsection shall not be served—
- (a) at any time after the end of the period of two months beginning with the date on which the relevant plan or alterations come into force; or
  - (b) if the objection in the counter-notice already served has been withdrawn or the Lands Tribunal has already determined whether or not to uphold that objection.
- (7) References in subsections (1) to (3) above to anything done under any of the provisions there mentioned include references to anything done under those provisions as they apply by virtue of section 17 of, or paragraph 4 of Schedule 5 to, the Act of 1971 (default powers of Secretary of State).
- (8) In the application of this section to Greater London—
- (a) the reference to section 10 of the Act of 1971 shall include a reference to paragraph 6 of Schedule 4 to that Act;

- (b) for the reference to section 12(2) of that Act there shall be substituted a reference to paragraphs 12(2) and 13(2) of that Schedule;
  - (c) for the reference to section 12(5) of that Act there shall be substituted a reference to paragraph 14(3) of that Schedule;
  - (d) for the reference to section 15(3) of that Act there shall be substituted a reference to the said section 15(3) as substituted by paragraph 16(1), and to paragraph 16(4), of that Schedule.
- (9) In this section references to alterations to a local plan include references to its replacement, and references to alterations to a development plan include references to additions to it.
- (10) In relation to land tailing within section 192(1)(b) of the Act of 1971 or section 138(1)(b) of the Town and Country Planning Act 1962, as extended by this section, "the appropriate enactment" for the purposes of sections 192 to 207 of the Act of 1971 shall be determined in accordance with section 206(2) of that Act as if references therein to the development plan were references to any such plan, proposal or modifications as are mentioned in subsection (2)(a), (b) or (c) and subsection (3)(a) or (b) above.

## **69 Land affected by proposed highway orders**

- (1) In section 192(1)(d) of the Act of 1971 (land on or adjacent to line of highway proposed to be constructed etc. as indicated in an order or scheme which has come into operation under the provisions of Part II of the Highways Act 1959 relating to trunk roads or special roads or in an order which has come into operation under section 1 of the Highways Act 1971) the reference to an order or scheme which has come into operation as aforesaid shall include a reference to—
- (a) an order or scheme which has been submitted for confirmation to, or been prepared in draft by, the Secretary of State under the provisions of Part II of the said Act of 1959 relating to trunk roads or special roads and in respect of which a notice has been published under paragraph 1, 2 or 7 of Schedule 1 to that Act;
  - (b) an order which has been submitted for confirmation to the Secretary of State under the said section 1 and in respect of which a notice has been published under paragraph 2 of that Schedule.
- (2) No blight notice shall be served by virtue of this section at any time after the relevant order or scheme has come into operation (whether in its original form or with modifications) or the Secretary of State has decided not to confirm or make the order or scheme.
- (3) Subsection (6) of section 68 above shall have effect in relation to a blight notice served by virtue of this section as it has effect in relation to a blight notice served by virtue of that section taking references to the relevant plan or alterations as references to the relevant order or scheme.

## **70 Land affected by proposed compulsory purchase orders**

- (1) Section 192(1)(g) and (f) of the Act of 1971 (land in respect of which a compulsory purchase order is in force where a notice to treat has not been served) shall apply also to land in respect of which a compulsory purchase order has been submitted for confirmation to, or been prepared in draft by, a Minister and in respect of which a notice has been published under paragraph 3(1)(a) of Schedule 1 to the Acquisition

of Land (Authorisation Procedure) Act 1946 or under any corresponding enactment applicable thereto.

- (2) No blight notice shall be served by virtue of this section at any time after the relevant compulsory purchase order has come into force (whether in its original form or with modifications) or the Minister concerned has decided not to confirm or make the order.
- (3) In relation to land falling within the said section 192(1)(g) or (i) by virtue of this section " the appropriate enactment" for the purposes of sections 192 to 207 of the Act of 1971 shall be the enactment which would provide for the compulsory acquisition of the land or of the rights over the land if the relevant compulsory purchase order were confirmed or made.

## **71 Land affected by resolution of planning authority or directions of Secretary of State**

- (1) Section 192(1) of the Act of 1971 shall have effect as if the land specified therein included land which—
  - (a) is land indicated in a plan (not being a development plan) approved by a resolution passed by a local planning authority for the purpose of the exercise of their powers under Part III of that Act as land which may be required for the purposes of any functions of a government department, local authority or statutory undertakers; or
  - (b) is land in respect of which a local planning authority have resolved to take action to safeguard it for development for the purposes of any such functions or been directed by the Secretary of State to restrict the grant of planning permission in order to safeguard it for such development.
- (2) Paragraph (a) of the said section 192(1) shall not apply to land within subsection (1) above.
- (3) In relation to land falling within subsection (1) above " the appropriate enactment" for the purposes of sections 192 to 207 of the Act of 1971 shall be determined in accordance with section 206(2) of that Act as if references therein to the development plan were references to the resolution or direction in question.

## **72 Land affected by orders relating to new towns**

- (1) Section 192(1) of the Act of 1971 shall have effect as if the land specified therein included land which—
  - (a) is land within an area described as the site of a proposed new town in the draft of an order in respect of which a notice has been published under paragraph 2 of Schedule 1 to the New Towns Act 1965 ; or
  - (b) is land within an area designated as the site of a proposed new town by an order which has come into operation under section 1 of the said Act of 1965.
- (2) No blight notice shall be served by virtue of subsection (1)(a) above at any time after the order there mentioned has come into operation (whether in the form of the draft or with modifications) or the Secretary of State has decided not to make the order.
- (3) Until such time as a development corporation is established for the new town, sections 192 to 207 of the Act of 1971 shall have effect in relation to land within subsection (1) above as if " the appropriate authority " and " the appropriate enactment" were the Secretary of State and subsection (4) below respectively.

- (4) Until such time as aforesaid the Secretary of State shall have power to acquire compulsorily any interest in land in pursuance of a blight notice served by virtue of subsection (1) above; and where he acquires an interest as aforesaid, then—
  - (a) if the land is or becomes land within subsection (1)(b) above, the interest shall be transferred by him to the development corporation established for the new town ; and
  - (b) in any other case, the interest may be disposed of by him in such manner as he thinks fit.
- (5) The Land Compensation Act 1961 shall have effect in relation to the compensation payable in respect of the acquisition of an interest by the Secretary of State under subsection (4) above as if the acquisition were by a development corporation under the New Towns Act 1965 and as if, in the case of land within subsection (1)(a) above, the land formed part of an area designated as the site of a new town by an order which has come into operation under section 1 of the said Act of 1965.
- (6) Section 11 of the said Act of 1965 (right to require development corporation to acquire land within area designated as the site of a new town) shall cease to have effect except in relation to any notice served under that section before the coming into force of this section.

### **73 Land affected by slum clearance resolution**

- (1) Section 192(1) of the Act of 1971 shall have effect as if the land specified therein included land which—
  - (a) is land within an area declared to be a clearance area by a resolution under section 42 of the Housing Act 1957; or
  - (b) is land surrounded by or adjoining an area declared as aforesaid to be a clearance area, being land which a local authority have determined to purchase under section 43 of that Act.
- (2) The grounds on which objection may be made in a counter-notice to a blight notice served by virtue of subsection (1) above shall not include those specified in section 194(2)(b) or (c) of the Act of 1971 (no intention to acquire the land).
- (3) In relation to land within subsection (1) above " the appropriate enactment" for the purposes of sections 192 to 207 of the Act of 1971 shall be section 43 of the Housing Act 1957.
- (4) Where an interest in land is acquired in pursuance of a blight notice served by virtue of subsection (1)(a) above the compensation payable for the acquisition shall be assessed in accordance with section 59(2) of the said Act of 1957 (site value) and paragraph 2 of Schedule 2 to the Land Compensation Act 1961 shall not apply.
- (5) Where the land in which an interest is acquired as aforesaid comprises a house—
  - (a) section 60 of, and Part I of Schedule 2 to, the said Act of 1957 (payments in respect of well-maintained houses) shall have effect as if the house had been made the subject of a compulsory purchase order under Part III of that Act as being unfit for human habitation;
  - (b) Part II of Schedule 2 to the said Act of 1957 and Schedule 5 to the Housing Act 1969 (payments to owner-occupiers) shall have effect as if the house had been purchased at site value in pursuance of a compulsory purchase order made by virtue of the said Part III;

and references in the said Schedules 2 and 5 to the date of the making of the compulsory purchase order and the date when the house was purchased compulsorily shall be respectively construed as references to the date of service of the blight notice and the date of acquisition in pursuance of that notice.

#### **74 Land affected by proposed exercise of powers under section 22**

- (1) in section 192(1)(d) of the Act of 1971—
- (a) the reference to a power of compulsory acquisition conferred by any of the provisions there mentioned shall include a reference to the power of compulsory acquisition conferred by section 22(1) above ;
  - (b) the reference to land required for purposes of construction, improvement or alteration as indicated in an order or scheme there mentioned shall include a reference to land required for the purposes of the said section 22(1).
- (2) Section 192(1) of the Act of 1971 shall have effect as if the land specified therein included land which—
- (a) is land shown on plans approved by a resolution of a local highway authority as land proposed to be acquired by them for the purposes of the said section 22(1); or
  - (b) is land shown in a written notice given by the Secretary of State to the local planning authority as land proposed to be acquired by him for those purposes in connection with a trunk road or special road which he proposes to provide.

#### **75 Land affected by compulsory purchase orders providing for acquisition of rights over land**

- (1) Section 192(1)(g) of the Act of 1971 (land in respect of which there is in force a compulsory purchase order made by a highway authority in the exercise of highway land acquisition powers and providing for the acquisition of rights over land) shall apply generally to land in respect of which there is in force a compulsory purchase order providing for the acquisition of a right or rights over that land, and the provisions of that Act mentioned in subsections (2) and (3) below shall accordingly be amended in accordance with those subsections.
- (2) In the said section 192(1)(g)—
- (a) in sub-paragraph (i) for the words from "made by" to " 1971" there shall be substituted the word " providing ";
  - (b) in sub-paragraph (ii) for the words " highway authority " there shall be substituted the words " appropriate authority ".
- (3) In section 194—
- (a) in subsection (4) for the words " is one of the enactments conferring highway land acquisition powers" there shall be substituted the words " confers power to acquire rights over land ";
  - (b) in subsection (6), in paragraphs (a) and (b), after the word "acquire" there shall be inserted the words " or to acquire any rights over " and the words following paragraph (b) as far as the semi-colon shall be omitted.

## **76 Land affected by new street orders**

- (1) Section 192(1) of the Act of 1971 shall have effect as if the land specified therein included land which—
  - (a) either—
    - (i) is within the outer lines prescribed by an order under section 159 of the Highways Act 1959 (orders prescribing minimum width of new streets); or
    - (ii) has a frontage to a highway declared to be a new street by an order under section 30 of the Public Health Act 1925 and lies within the minimum width of the street prescribed by any byelaws or local Act applicable by virtue of the order; and
  - (b) is, or is part of—
    - (i) a dwelling erected before, or under construction on, the date on which the order is made; or
    - (ii) the curtilage of any such dwelling.
- (2) The grounds on which objection may be made in a counter-notice to a blight notice served by virtue of subsection (1) above shall not include those specified in section 194(2)(b) or (c) of the Act of 1971.
- (3) In relation to land within subsection (1) above " the appropriate authority " and " the appropriate enactment " for the purposes of sections 192 to 207 of the Act of 1971 shall be the highway authority for the highway in relation to which the order mentioned in that subsection was made and section 214(8) of the said Act of 1959 respectively.
- (4) This section shall not enable a blight notice to be served in respect of any land in which the appropriate authority have previously acquired an interest either in pursuance of a blight notice served by virtue of this section or by agreement in circumstances such that they could have been required to acquire it in pursuance of such a notice.

### *Attempts to sell blighted property*

## **77 Amended requirements about attempts to sell blighted property**

- (1) In section 193(1)(c) and section 201(1)(b) of the Act of 1971 (which require a person serving a blight notice to have made reasonable endeavours to sell his interest since the relevant date, that is to say, the date on which the land became blighted) the words " since the relevant date " and " since the relevant date (within the meaning of section 193 of this Act) " shall be omitted.
- (2) In sections 193(1)(d) and 201(1)(c) of the Act of 1971 (which require a person serving a blight notice to have been unable to sell his interest except at a price lower than if the land had not been blighted) for the words from " he has been unable to sell " onwards there shall be substituted the words " in consequence of the fact that the hereditament or unit or a part of it was, or was likely to be, comprised in land of any of the specified descriptions, he has been unable to sell that interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the hereditament or unit were, or were likely to be, comprised in such land ".
- (3) This section does not affect any blight notice served before the passing of this Act.

*Blight notices by personal representatives***78 Power of personal representative to serve blight notice**

- (1) Where the whole or part of a hereditament or agricultural unit is comprised in land of any of the specified descriptions, and a person claims that—
- (a) he is the personal representative of a person (" the deceased ") who at the date of his death was entitled to an interest in that hereditament or unit; and
  - (b) the interest was one which would have qualified for protection under sections 192 to 207 of the Act of 1971 if a notice under section 193 of that Act had been served in respect thereof on that date ; and
  - (c) he has made reasonable endeavours to sell that interest; and
  - (d) in consequence of the fact that the hereditament or unit or a part of it was, or was likely to be, comprised in land of any of the specified descriptions, he has been unable to sell that interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the hereditament or unit were, or were likely to be, comprised in such land; and
  - (e) one or more individuals are (to the exclusion of any body corporate) beneficially entitled to that interest,

he may serve on the appropriate authority a notice in the prescribed form requiring that authority to purchase that interest to the extent specified in, and otherwise in accordance with, the said sections 192 to 207.

- (2) Subsection (1) above shall apply in relation to an interest in part of a hereditament or agricultural unit as it applies in relation to an interest in the entirety of a hereditament or agricultural unit:

Provided that this subsection shall not enable any person—

- (a) if the deceased was entitled to an interest in the entirety of a hereditament or agricultural unit, to make any claim or serve any notice under this section in respect of the deceased's interest in part of the hereditament or unit; or
  - (b) if the deceased was entitled to an interest only in part of the hereditament or agricultural unit, to make or serve any such claim or notice in respect of the deceased's interest in less than the entirety of that part.
- (3) Subject to sections 73(2) and 76(2) above and 80(2) below, the grounds on which objection may be made in a counter-notice under section 194 of the Act of 1971 to a notice under this section are those specified in paragraphs (a) to (c) of subsection (2) of that section and, in a case to which it applies, the grounds specified in paragraph (d) of that subsection and also the following grounds—
- (a) that the claimant is not the personal representative of the deceased or that, on the date of the deceased's death, the deceased was not entitled to an interest in any part of the hereditament or agricultural unit to which the notice relates;
  - (b) that (for reasons specified in the counter-notice) the interest of the deceased is not such as is specified in subsection (1) above;
  - (c) that the conditions specified in subsection (1)(c), (d) or (e) above are not fulfilled.

- (4) For the purpose of section 201(4) and (5) of the Act of 1971 (which prevent the service of concurrent blight notices under sections 193 and 201 of that Act) a notice served under this section shall be treated as a notice served under the said section 193.



- (5) In section 139(1)(c) of the Transport Act 1968 (compensation where land acquired for special road service area) the reference to a notice under section 193 of the Act of 1971 shall include a reference to a notice under this section.

*Blight notices in respect of agricultural units*

**79 Blight notice requiring purchase of whole agricultural unit**

- (1) Where a blight notice is served in respect of an interest in the whole or part of an agricultural unit and on the date of service that unit or part contains land (hereafter referred to as " the unaffected area ") which does not fall within any of the specified descriptions as well as land (hereafter referred to as " the affected area ") which does so, the claimant may include in the notice—
- (a) a claim that the unaffected area is not reasonably capable of being farmed, either by itself or in conjunction with other relevant land, as a separate agricultural unit; and
  - (b) a requirement that the appropriate authority shall purchase his interest in the whole of the unit or, as the case may be, in the whole of the part of it to which the notice relates.
- (2) Subject to section 80(3) below, " other relevant land " in subsection (1) above means—
- (a) land comprised in the remainder of the agricultural unit if the blight notice is served only in respect of part of it;
  - (b) land comprised in any other agricultural unit occupied by the claimant on the date of service, being land in respect of which he is then entitled to an owner's interest as defined in section 203(4) of the Act of 1971.

**80 Objection to blight notice requiring purchase of whole agricultural unit**

- (1) The grounds on which objection may be made in a counter-notice to a blight notice served by virtue of section 79 above shall include the grounds that the claim made in the notice is not justified.
- (2) Objection shall not be made to a blight notice served by virtue of section 79 above on the grounds mentioned in section 194(2)(c) of the Act of 1971 (part only of affected area proposed to be acquired) unless it is also made on the grounds mentioned in subsection (1) above; and the Lands Tribunal shall not uphold an objection to any such notice on the grounds mentioned in the said section 194(2)(c) unless it also upholds the objection on the grounds mentioned in subsection (1) above.
- (3) Where objection is made to a blight notice served by virtue of section 79 above on the grounds mentioned in subsection (1) above and also on those mentioned in the said section 194(2)(c), the Lands Tribunal, in determining whether or not to uphold the objection, shall treat that part of the affected area which is not specified in the counter-notice as included in " other relevant land " as defined in section 79(2) above.
- (4) If the Lands Tribunal upholds an objection but only on the grounds mentioned in subsection (1) above, the Tribunal shall declare that the blight notice is a valid notice in relation to the affected area but not in relation to the unaffected area.
- (5) If the Tribunal upholds an objection both on the grounds mentioned in subsection (1) above and on the grounds mentioned in the said section 194(2)(c) (but not on any other

grounds) the Tribunal shall declare that the blight notice is a valid notice in relation to the part of the affected area specified in the counter-notice as being the part which the appropriate authority propose to acquire as therein mentioned but not in relation to any other part of the affected area or in relation to the unaffected area.

- (6) In a case falling within subsection (4) or (5) above, the Tribunal shall give directions specifying a date on which notice to treat (as mentioned in section 81 below and section 196 of the Act of 1971) is to be deemed to have been served.
- (7) Section 195(5) of the Act of 1971 shall not apply to any blight notice served by virtue of section 79 above.

## **81 Effect of blight notice requiring purchase of whole agricultural unit**

- (1) In relation to a blight notice served by virtue of section 79 above, subsection (1) of section 196 of the Act of 1971 shall have effect as if for the words " or (in the case of an agricultural unit) the interest of the claimant in so far as it subsists in the affected area " there were substituted the words " or agricultural unit " and subsection (3) of that section shall not apply to any such blight notice.

- (2) Where the appropriate authority have served a counter-notice objecting to a blight notice on the grounds mentioned in section 80(1) above, then if either—

- (a) the claimant, without referring that objection to the Lands Tribunal, and before the time for so referring it has expired, gives notice to the appropriate authority that he withdraws his claim as to the unaffected area: or
- (b) on a reference to the Tribunal, the Tribunal makes a declaration in accordance with section 80(4) above,

the appropriate authority shall be deemed to be authorised to acquire compulsorily under the appropriate enactment the interest of the claimant in so far as it subsists in the affected area (but not in so far as it subsists in the unaffected area) and to have served a notice to treat in respect thereof on the date mentioned in subsection (3) below.

- (3) The said date—

- (a) in a case falling within paragraph (a) of subsection (2) above, is the date on which notice is given in accordance with that paragraph; and
- (b) in a case falling within paragraph (b) of that subsection, is the date specified in directions given by the Tribunal in accordance with section 80(6) above.

- (4) Where the appropriate authority have served a counter-notice objecting to a blight notice on the grounds mentioned in section 80(1) above and also on the grounds mentioned in section 194(2)(c) of the Act of 1971 then if either—

- (a) the claimant, without referring that objection to the Lands Tribunal, and before the time for so referring it has expired, gives notice to the appropriate authority that he accepts the proposal of the authority to acquire the part of the affected area specified in the counter-notice, and withdraws his claim as to the remainder of that area and as to the unaffected area; or
- (b) on a reference to the Tribunal, the Tribunal makes a declaration in accordance with section 80(5) above in respect of that part of the affected area,

the appropriate authority shall be deemed to be authorised to acquire compulsorily under the appropriate enactment the interest of the claimant in so far as it subsists in the part of the affected area specified in the counter-notice (but not in so far as it subsists in any other part of that area or in the unaffected area) and to have served a notice to treat in respect thereof on the date mentioned in subsection (5) below.

- (5) The said date-to) in a case falling within paragraph—
  - (a) of subsection (4) above, is the date on which notice is given in accordance with that paragraph ; and
  - (b) in a case falling within paragraph (b) of that subsection, is the date specified in directions given by the Tribunal in accordance with section 80(6) above.
- (6) The compensation payable in respect of the acquisition by virtue of this section of an interest in land comprised in—
  - (a) the unaffected area of an agricultural unit; or
  - (b) if the appropriate authority have served a counter-notice objecting to the blight notice on the grounds mentioned in the said section 194(2)(c), so much of the affected area of the unit as is not specified in the counter-notice,shall be assessed on the assumptions mentioned in section 5(2), (3) and (4) above.
- (7) In relation to a blight notice served by virtue of section 79 above references to " the appropriate authority " and " the appropriate enactment" shall be construed as if the unaffected area of an agricultural unit were part of the affected area.
- (8) The provisions mentioned in section 200(2) of the Act of 1971 (operation of blight provisions where claimant dies after serving blight notice) shall include subsections (2) and (4) above.

### *Supplementary*

## **82 Supplementary provisions for Part V**

- (1) In this Part of this Act " the Act of 1971 " means the Town and Country Planning Act 1971.
- (2) In section 192(6) of the Act of 1971 (definition of " blight notice ") there shall be added at the end the words " or section 78 of the Land Compensation Act 1973 ".
- (3) In section 194(5) of the Act of 1971 (which requires a counter-notice to state the grounds of objection) after the words " section 201(6) of this Act" there shall be inserted the words " or section 78(3) or 80(1) of the Land Compensation Act 1973 ".
- (4) In sections 192 to 207 of the Act of 1971 references to " these provisions " shall include references to this Part of this Act, and references to " the specified descriptions " shall include references to the descriptions contained in section 192(1)(a), (b), (d), (g) and (f) of that Act as extended by this Part of this Act and to the descriptions contained in sections 71, 72, 73, 74(2) and 76 above.
- (5) The Act of 1971 shall have effect as if this Part of this Act were included in the said sections 192 to 207.

## **83 Application of" Part V to Scotland**

This Part of this Act shall have effect in relation to Scotland as set out in Schedule 2 to this Act.