



Acquisition of Land Act 1981

1981 CHAPTER 67

PART I

GENERAL

Compulsory purchase

4 Assessment of compensation.

- (1) In relation to a compulsory purchase the ^{M1}Land Compensation Act 1961 shall have effect subject to the provisions of this section.
- (2) The [^{F1}Upper Tribunal] shall not take into account any interest in land, or any enhancement of the value of any interest in land, by reason of any building erected, work done or improvement or alteration made, whether on the land purchased or on any other land with which the claimant is, or was at the time of the erection, doing or making of the building, works, improvement or alteration, directly or indirectly concerned, if the [^{F1}Upper Tribunal] is satisfied that the creation of the interest, the erection of the building, the doing of the work, the making of the improvement or the alteration, as the case may be, was not reasonably necessary and was undertaken with a view to obtaining compensation or increased compensation.

Textual Amendments

- F1** Words in s. 4(2) substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 1, **Sch. 1 para. 150** (with Sch. 5)

Modifications etc. (not altering text)

- C1** S. 4 applied (with modifications) by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 155(3)(4)(7), **Sch. 20 para. 6(1)(b)(c)** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)
- C2** S. 4 applied by [Dartford-Thurrock Crossing Act 1988 \(c. 20, SIF 59\)](#), ss. 2(2), 19, **Sch. 2 Pt. II para. 6**
S. 4 applied (5.11.1993) by [1993 c. 42, s. 5](#), **Sch. 4 para. 4** (with s. 30(1), Sch. 2 para. 9).

Changes to legislation: Acquisition of Land Act 1981, Section 4 is up to date with all changes known to be in force on or before 07 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) View outstanding changes

- C3** S. 4 modified (13. 2. 1992) by Severn Bridges Act 1992 (c. 3), s. 2(6), **Sch. 2 Pt. II para.5**
S. 4 modified (28.7.1998) by 1998 c. iv, **s. 9** (with s. 41)
- C4** S. 4 applied (with modifications) (1.12.1991) by Water Industry Act 1991 (c. 56, SIF 130), ss. 167, 223(2), **Sch. 11 para. 6(1)(b)** (with ss. 82(3), 186(1), 222(1), Sch. 14 para. 6)
S. 4 applied (with modifications) (1.12.1991) by Water Resources Act 1991 (c. 57, SIF 130), ss. 168, 225(2), **Sch. 19 para. 6(1)(b)** (with ss. 16(6), 179, 222(3), Sch. 22 para. 1, Sch. 23 para. 6)
- C5** S. 4 extended (18.12.1996) by 1996 c. 61, s. 4, **Sch. 4 Pt. III para. 16**
- C6** S. 4 applied (12.8.2002) by The Channel Tunnel Rail Link (Thames Tunnel Approach) Order 2002 (S.I. 2002/1943), **art. 7**
- C7** S. 4 applied (22.7.2008) by Crossrail Act 2008 (c. 18), **Sch. 6 para. 20**
- C8** S. 4 modified (23.2.2017) by High Speed Rail (London - West Midlands) Act 2017 (c. 7), s. 70(1), **Sch. 6 para. 4(1)**
- C9** S. 4 modified (11.2.2021) by High Speed Rail (West Midlands - Crewe) Act 2021 (c. 2), s. 64(1), **Sch. 7 para. 4(1)**

Marginal Citations

- M1** 1961 c. 33.

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied by [2023 asc 3 s. 43\(2\)](#)
- Act applied by [2023 asc 3 s. 50\(13\)](#)
- Act applied by [2023 asc 3 s. 137\(6\)](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 7(4) inserted by [2023 c. 55 Sch. 18 para. 3\(2\)\(b\)](#)
- s. 26(1A)-(3) substituted for s. 26(1)(2) by [2023 c. 55 Sch. 18 para. 3\(3\)](#)