



Compulsory Purchase Act 1965

CHAPTER 56

COMPULSORY PURCHASE ACT 1965

PART I

COMPULSORY PURCHASE UNDER ACQUISITION OF LAND ACT OF 1946

Preliminary

- 1 Application of Part I and interpretation
- 2 Persons without power to sell their interests.
- 3 Acquisition by agreement in pursuance of compulsory purchase order.

Compulsory Purchase

- 4 Time limit.
- 5 Notice to treat, and untraced owners.
- 6 Reference to Lands Tribunal.
- 7 Measure of compensation in case of severance.
- 8 Other provisions as to divided land.

Deposit of compensation and execution of deed poll

- 9 Refusal to convey, failure to make title, etc.

Further provision as to compensation for injurious affection

- 10 Further provision as to compensation for injurious affection.

Entry on the land

- 11 Powers of entry.
- 12 Unauthorised entry.
- 13 Refusal to give possession to acquiring authority.

Status: Point in time view as at 29/12/2003.

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Acquisition of special interests

- 14 Mortgages.
- 15 Mortgage debt exceeding value of mortgaged land.
- 16 Acquisition of part of land subject to mortgage.
- 17 Compensation where mortgage paid off before stipulated time.
- 18 Rentcharges.
- 19 Apportionment of rent under leases.
- 20 Tenants at will, etc.
- 21 Common land.

Supplemental

- 22 Interests omitted from purchase.
- 23 Costs of conveyances etc.
- 24 Power to sell in consideration of a rentcharge.
- 25 Payment into court.
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- 27 (1)
- 28 General provisions as to deeds poll.
- 29 Irregularities in proceedings under the Act.
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- 32 Commencement of Part I.

PART II

APPLICATION OF PART I IN OTHER CASES AND SUPPLEMENTAL PROVISIONS

- 33 Compulsory purchase orders under Water Acts 1945 and 1948.
- 34 Compulsory purchase orders under Part III of Housing Act 1957.
- 35
- 36 Orders relating to acquisition of land under s. 67 of Water Resources Act 1963.
- 37 Compulsory purchase orders under s. 11 of Pipe-lines Act 1962.
- 38 Application to enactments authorising acquisition of land by agreement.
- 39 Consequential amendments and repeals.
- 40 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — Persons without Power to sell their Interests

Preliminary

- 1 (1) The provisions of this Schedule have effect subject to...

Power to sell and convey to the acquiring authority

- 2 (1) It shall be lawful for all persons who are...

Additional powers of entering into transactions with acquiring authority

- 3 The following powers, that is— (a) any power conferred on...

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Valuation on purchase by agreement

- 4 (1) Subject to this paragraph, the compensation to be paid...

Sale in consideration of rentcharge

- 5 (1) On a sale under section 24(1)(b) of this Act...

Application of compensation payable in respect of interest of person under disability

- 6 (1) This paragraph applies to the compensation in respect of...

Alternative method of disposing of compensation between £200 and £20

- 7 (1) If the amount of the compensation exceeds twenty pounds...

Compensation not exceeding £20

- 8 If the compensation does not exceed twenty pounds, it shall...

Sums payable under contract with persons not absolutely entitled

- 9 (1) All sums of money exceeding twenty pounds payable by...

Conveyance of the land or interest

- 10 (1) When the compensation agreed or awarded in respect of...

SCHEDULE 2 — Absent and Untraced Owners

- 1 (1) The compensation to be paid for any land subject...
2 (1) The acquiring authority may pay into court the compensation...
3 (1) On the application of any person claiming any part...
4 (1) If the person mentioned in paragraph 1(1) of this...

SCHEDULE 3. — Alternative Procedure for obtaining Right of Entry

- 1 Before entering on any of the land the acquiring authority...
2 (1) The acquiring authority shall pay into court by way...
3 (1) The acquiring authority shall also give or tender to...
4 (1) Money paid into court under paragraph 2 of this...

SCHEDULE 4 — Common Land

General

- 1 (1) The compensation in respect of the right in the...

Duty of owner of right in the soil to convey on payment of compensation

- 2 (1) On payment or tender to the lord of the...

Compensation for common land not held of a manor

- 3 The compensation in respect of any of the land subject...

Appointment of committee of commoners

- 4 (1) The acquiring authority may convene a meeting of the...

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Negotiations with committee

5 (1) The committee may agree on behalf of themselves and...

Settlement of compensation where no committee is appointed

6 If there is a failure to hold an effective meeting...

Execution of deed poll

7 (1) On payment or tender to the committee, or any...

SCHEDULE 5 — Forms of Conveyance

General

I, of, in consideration of the sum of...

Conveyance on rentcharge

I, of, in consideration of the rentcharge to...

SCHEDULE 6 — POWERS OF PURCHASING LAND BY AGREEMENT

— THE SMALL HOLDINGS AND ALLOTMENTS ACT 1908

In section 38 for the words from “the Land Clauses...

— THE SALMON AND FRESHWATER FISHERIES ACT 1923

.....

— THE LOCAL GOVERNMENT ACT 1933

.....

— THE WATER ACT 1945

.....

— THE CIVIL AVIATION ACT 1949

.....

— THE MINERAL WORKINGS ACT 1951

.....

— THE PRISON ACT 1952

In section 36(3) for the words from “the Lands Clauses...

— THE HIGHWAYS ACT 1959

.....

— THE TOWN AND COUNTRY PLANNING ACT 1962

.....

— THE AIRPORTS AUTHORITY ACT 1965

In section 17(2) for the words from “the Lands Clauses Acts”...

SCHEDULE 7 — Consequential Amendments of References to Enactments Re-enacted in this Act

— THE RAILWAYS CLAUSES CONSOLIDATION ACT 1845

In section 6 as incorporated in any Act, or in...

— THE COMMONS ACT 1899

In Schedule 1 there shall be included a reference to...

— THE AGRICULTURE ACT 1947

...

— THE LANDLORD AND TENANT ACT 1954

...

— THE HOUSING ACT 1957

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...
— THE LAND COMPENSATION ACT 1961
In section 19(1) the reference to section 58 of the...
— THE TOWN AND COUNTRY PLANNING ACT 1962

...
— REFERENCES TO SECTIONS 63 AND 68 OF LANDS CLAUSES
CONSOLIDATION ACT 1845
References to section 63 or section 68 of the Lands...

SCHEDULE 8 — Repeals

Part I — ENACTMENTS CONSOLIDATED

The repeals in this Part of this Schedule do not...

Part II — SPENT PROVISIONS IN LANDS CLAUSES CONSOLIDATION ACT 1845

The repeals in this Part of this Schedule take effect...

Part III — PROVISIONS SUPERSEDED BY LANDS TRIBUNAL ACT 1949 AND LAND COMPENSATION ACT 1961

The repeals in this Part of this Schedule take effect...

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