



# Compulsory Purchase Act 1965

## 1965 CHAPTER 56

### PART I

#### COMPULSORY PURCHASE UNDER ACQUISITION OF LAND ACT OF 1946

##### *Supplemental*

#### **23 Costs of conveyances etc.**

- (1) The costs of all conveyances of the land subject to compulsory purchase shall be borne by the acquiring authority.
- (2) The costs shall include all charges and expenses, whether incurred on the part of the seller or on the part of the purchaser,—
  - (a) of all conveyances and assurances of any of the land, and of any outstanding terms or interests in the land, and
  - (b) of deducing, evidencing and verifying the title to the land, terms or interests, and
  - (c) of making out and furnishing such abstracts and attested copies as the acquiring authority may require,and all other reasonable expenses incident to the investigation, deduction and verification of the title.
- (3) If the acquiring authority and the person entitled to any such costs do not agree as to the amount of the costs, the costs shall be taxed by a Master of the [<sup>F1</sup>Senior Courts] on an order of the court obtained by either of the parties.
- (4) The acquiring authority shall pay what the Master certifies to be due in respect of the costs to the person entitled and, in default, that amount may be recovered in the same way as any other costs payable under an order of the [<sup>F1</sup>Senior Courts].
- (5) The expense of taxing the costs shall be borne by the acquiring authority unless on the taxation one-sixth of the amount of the costs is disallowed, and in that case the costs of the taxation shall be borne by the party whose costs have been taxed; and the

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*Changes to legislation:* There are currently no known outstanding effects for the  
Compulsory Purchase Act 1965, Section 23. (See end of Document for details)

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amount thereof shall be ascertained by the Master and deducted by him accordingly in his certificate of taxation.

- (6) Conveyances of the land subject to compulsory purchase may be according to the forms in Schedule 5 to this Act, or as near thereto as the circumstances of the case will admit, or by deed in any other form which the acquiring authority may think fit.

All conveyances made according to the forms in the said Schedule, or as near thereto as the circumstances of the case may admit, shall be effectual to vest the land thereby conveyed in the acquiring authority and shall operate to bar and to destroy all estates, rights, titles, remainders, reversions, limitations, trusts and interests whatsoever of and in the land comprised in the conveyance which have been purchased or compensated for by the consideration mentioned in the conveyance.

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**Textual Amendments**

- F1** Words in Act substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\)](#), s. 148(1), [Sch. 11 para. 4](#); [S.I. 2009/1604](#), art. 2(d)

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**Modifications etc. (not altering text)**

- C1** Pt. 1 modified (8.8.2017) by [The Wrexham Gas Fired Generating Station Order 2017 \(S.I. 2017/766\)](#), arts. 1, [23\(2\)\(3\)](#)
- C2** Pt. 1 modified (22.7.2020) by [The Norfolk Vanguard Offshore Wind Farm Order 2020 \(S.I. 2020/706\)](#), arts. 1, [23](#) (with arts. 41, 42, Sch. 16 para. 66)

**Changes to legislation:**

There are currently no known outstanding effects for the Compulsory Purchase Act 1965, Section 23.