



Countryside Act 1968

1968 CHAPTER 41

Financial

33 Exchequer grants for country parks

- (1) The Minister may with the consent of the Treasury make Exchequer grants to local authorities in respect of expenditure incurred by them—
 - (a) in or in connection with the acquisition of land for the purposes of a country park provided under section 7 of this Act (hereafter in this section referred to as " a country park "),
 - (b) in or in connection with the erection of buildings and the carrying out of works (including the provision of parking places and means of access) in, or to be used for the purposes of, a country park, or in connection with the restoration, repair or adaptation of any such buildings or works (whether or not provided by the local authority),
 - (c) by way of payment towards capital expenditure incurred by an owner of land which, under arrangements made with the local authority, is used as or as part of a country park,
 - (d) in or in connection with the collection of litter in a country park, and its disposal,
 - (e) in the exercise of their powers under section 28 of the Town and Country Planning Act 1962 (discontinuance of or modification of uses of land and alteration or removal of buildings) as respects land in, or to be acquired for the purposes of, a country park provided by them or any other local authority.
- (2) Where in consequence of an order made under the said section 28 of the Town and Country Planning Act 1962, a purchase notice is served under section 136 of that Act, then if the interest in respect of which the notice is served is purchased in accordance with Part VIII of that Act or compensation is payable in respect thereof under section 134(2) of that Act, expenditure incurred in the purchase of the interest or the payment of the compensation shall be treated for the purposes of this section as if it were expenditure incurred in the exercise of powers under the said section 28.

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

34 Exchequer grants for countryside

- (1) The Minister may with the consent of the Treasury make Exchequer grants to local authorities in respect of expenditure incurred by them falling under any of the following heads.
 1. Expenditure under section 9 of this Act, and expenditure in or in connection with the acquisition of land for the purposes of the section.
 2. Expenditure under section 10 of this Act as respects a camping site provided mainly as a stopping-place for those on their way to or from the place or area where they spend their holidays and expenditure in or in connection with the acquisition of land for the purposes of such a site.
 3. Expenditure under section 24 of the Caravan Sites and Control of Development Act 1960 as respects a caravan site in the countryside provided mainly as a stopping-place for those on their way to or from the place or area where they spend their holidays and expenditure in or in connection with the acquisition of land for the purposes of such a site.
 4. Expenditure under section 10 of this Act as respects a picnic site, and expenditure in or in connection with the acquisition of land for the purposes of such a site.
 5. Expenditure under section 12(2) of this Act.
 6. Expenditure under the Act of 1949 for the purposes of Part V of that Act (access to open country), including expenditure in or in connection with the acquisition of land for the purposes of the said Part V, and expenditure under section 20 of this Act.
 7. Expenditure in paying compensation under section 25 of this Act.
 8. As respects land in the countryside, expenditure under section 89(1) of the Act of 1949 (tree-planting), and expenditure in or in connection with the acquisition of land for the purposes of the functions conferred by the said section 89(1).
 9. Expenditure under section 92 of the Act of 1949 (appointment of wardens).
 10. Where the local authority are acting in pursuance of a scheme approved by the Minister for the removal of things disfiguring the countryside, expenditure under any enactment.
- (2) Where a local authority acting in pursuance of a scheme approved by the Minister for the removal of things disfiguring the countryside make an order under section 28 of the Town and Country Planning Act 1962, and a purchase notice is served under section 136 of that Act, then if the interest in respect of which the notice is served is purchased in accordance with Part VIII of that Act or compensation is payable in respect thereof under section 134(2) of that Act, expenditure incurred in the purchase of the interest or the payment of the compensation shall be treated for the purposes of head 10 in subsection (1) above as if it were expenditure incurred in the exercise of powers under the said section 28.
- (3) Exchequer grants shall not be payable under this section in respect of expenditure incurred before the passing of this Act.
- (4) As respects expenditure incurred after the end of the financial year in which this Act is passed, so much of section 97 of the Act of 1949 as authorises the making of grant in respect of expenditure eligible for grant under this section shall cease to have effect, and no grant shall be paid under this section in respect of expenditure (incurred before the end of the said financial year) eligible for grant under the said section 97.

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35 Exchequer grants for Lee Valley Regional Park

- (1) Section 33 of this Act shall apply to any park or pleasure ground provided by the Lee Valley Regional Park Authority in exercise of their powers under the Lee Valley Regional Park Act 1966 which in the opinion of the Minister serves the purpose set out in section 6(1) of this Act when the considerations in paragraphs (a) and (b) of that subsection are taken into account as it applies to a country park provided under section 7.
- (2) In section 34(1) of this Act—
 - (a) heads 2 and 4 shall have effect, in relation to expenditure incurred by the said Authority, as if for references to section 10 of this Act there were substituted references to the said Act of 1966, and
 - (b) head 3 shall have effect, in relation to expenditure incurred by the said Authority, as if for the reference to section 24 of the Caravan Sites and Control of Development Act 1960 there were substituted a reference to the said Act of 1966.
- (3) The Minister may with the consent of the Treasury make Exchequer grants to the said Authority in respect of expenditure incurred by the Authority under the said Act of 1966 and falling under any of the following heads.
 1. As respects land in the countryside, expenditure which, if the Authority were a local planning authority, they could have incurred under section 89(1) of the Act of 1949 for the purpose of planting trees on land in their area for preserving or enhancing the natural beauty thereof, and expenditure in or in connection with the acquisition of land for that purpose.
 2. Expenditure incurred by the Authority under section 31 of the said Act of 1966 (appointment of wardens or rangers) as respects any park or pleasure ground provided by the Authority which in the opinion of the Minister serves the purpose set out in section 6(1) of this Act when the considerations in paragraphs (a) and (b) of that subsection are taken into account, or as respects any picnic site.
- (4) Exchequer grant shall not be payable by virtue of the foregoing provisions of this section as respects any expenditure incurred before the passing of this Act.

36 Exchequer grants: general provisions

- (1) This section has effect as respects the making to local authorities of Exchequer grants under this Act and, for expenditure incurred after the end of the financial year in which this Act is passed, as respects the making of grants under section 97 of the Act of 1949 (grants for National Parks and areas of outstanding natural beauty).
- (2) The grants shall not exceed seventy-five per cent, of the amount of the expenditure in respect of which the grants are made.
- (3) The grants shall only be payable in such cases as the Minister may approve and the Minister may give his approval either to a particular item of expenditure or to expenditure of a specified class or incurred in specified circumstances.
- (4) Subject to subsection (2) above, grants shall be of such amounts and payable at such times and subject to such conditions as the Minister may from time to time determine, either generally or in the case of any particular local authority.
- (5) The grants may be made either as periodical grants in respect of costs from time to time incurred, or treated as incurred, by a local authority in respect of the borrowing

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of money to defray expenditure qualifying for the grants, or as capital grants in respect of the expenditure or in substitution for such periodical grants.

- (6) The Minister shall arrange for the making of recommendations by the Commission as to the making of the grants, and for consultation with the Commission by the Minister where he proposes to make a grant not recommended by the Commission, or not to make a grant recommended by them.
- (7) For the purposes of any such grant—
- (a) any land appropriated by a local authority for a purpose for which they may acquire land may be treated as acquired by the local authority for that purpose at a cost of such amount, and defrayed in such manner, as the Minister may determine,
 - (b) where expenditure eligible for any such grant is expenditure incurred by a local planning authority as respects land in or in the neighbourhood of a National Park in the exercise of any powers, any administrative expenses incurred by the local planning authority after the passing of this Act which are attributable to the exercise of those powers may be treated as part of the first-mentioned expenditure.
- (8) In accordance with subsection (1) above, in subsection (1) of the said section 97 for the words preceding paragraphs (a) to (f) there shall be substituted the words " The Minister may with the consent of the Treasury make Exchequer grants to local authorities in respect of expenditure incurred by them in the exercise ", and subsections (2), (3) and (4) of the said section 97 (which are superseded by the provisions of this section) shall cease to have effect, but not so as to affect the application of the said section 97 to expenditure incurred before the end of the financial year in which this Act is passed.