



# Compulsory Purchase (Vesting Declarations) Act 1981

## CHAPTER 66

### COMPULSORY PURCHASE (VESTING DECLARATIONS) ACT 1981

#### PART I

##### GENERAL

- 1 Application of Act.
- 2 Interpretation and construction.

#### PART II

##### EXECUTION OF DECLARATION

- 3 Preliminary notices.
- 4 Execution of declaration.
- 5 Earliest date for execution of declaration.
- 5A Time limit for general vesting declaration
- 5B Extension of time limit during challenge
- 6 Notices after execution of declaration.

#### PART III

##### EFFECT OF DECLARATION

- 7 Constructive notice to treat.
- 8 Vesting, and right to enter and take possession.
- 8A Postponement of vesting by agreement
- 9 Minor tenancies and tenancies about to expire.

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## PART IV

### SUPPLEMENTARY

- 10 Acquiring authority's liability arising on vesting of the land.
- 11 Recovery of compensation overpaid.
- 12 Divided land.
- 13 Right of recovery of mistaken payment of rent, etc.
- 14 Documents of title.
- 15 Application to orders under section 141 of the Local Government, Planning and Land Act 1980.
- 16 Consequential amendments and repeals.
- 17 Short title, commencement and extent.

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### Compulsory Purchase (Vesting Declarations) Act 1981

#### SCHEDULE A1 — Counter-notice requiring purchase of land not in general vesting declaration

##### PART 1 — COUNTER-NOTICE REQUIRING PURCHASE OF ADDITIONAL LAND

- 1 (1) This Schedule applies where an acquiring authority have executed...
- 2 A person able to sell the whole of the house,...
- 3 A counter-notice under paragraph 2 must be served before the...
- 4 In a case where this Schedule applies by virtue of...
- 5 (1) In this Schedule— “ additional land ” means the...

##### PART 2 — CONSEQUENCES OF COUNTER-NOTICE

##### *Acquiring authority must respond to counter-notice within three months*

- 6 (1) On receiving a counter-notice the acquiring authority must decide...
- 7 The authority must serve notice of their decision on the...
- 8 If the authority decide to refer the counter-notice to the...
- 9 (1) This paragraph applies if the acquiring authority do not...

##### *No vesting if notice to treat withdrawn*

- 10 If the acquiring authority serve notice of a decision to...

##### *Effects of accepting counter-notice*

- 11 (1) This paragraph applies where the acquiring authority serve notice...

##### *Effects of referring counter-notice to the Upper Tribunal*

- 12 (1) This paragraph applies where— (a) the acquiring authority refer...

##### PART 3 — DETERMINATION BY THE UPPER TRIBUNAL

##### *Introduction*

- 13 This Part applies where, in accordance with paragraph 8, the...

##### *Role of the Upper Tribunal*

- 14 (1) The Upper Tribunal must determine whether the severance of...
- 15 If the Upper Tribunal determines that the severance of the...

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*Effect of determination that more land should be acquired*

- 16 (1) This paragraph applies where the Upper Tribunal specifies in...

*Withdrawal of notice to treat following determination*

- 17 (1) This paragraph applies where— (a) the Upper Tribunal has...

Schedule 1 — Divided Land

Part I — BUILDINGS AND GARDENS ETC.

*Interpretation of Part I*

- 1 In this Part of this Schedule— “notice of objection to...

*Objection to severance*

- 2 (1) If a general vesting declaration comprises part only of—...  
3 Where notice of objection to severance is served within the...

*Response by acquiring authority to objection to severance*

- 4 (1) Within 3 months after a person has served on...  
5 If the acquiring authority do not take action in accordance...  
6 Where in accordance with paragraph 4 or paragraph 5 above...  
7 Where an acquiring authority take action in accordance with  
paragraph...  
8 (1) Where in accordance with paragraph 4(1)(c) above an acquiring...  
9 (1) If on such a reference the Upper Tribunal does...

*Late service of notice of objection to severance*

- 10 (1) Where in accordance with paragraph 2(1) above a person...  
Part II — RENTCHARGES AND TENANCIES  
11 (1) Where land specified in a general vesting declaration is,...  
12 Where land specified in a general vesting declaration is, together...

SCHEDULE 2 — Vesting of Land in Urban Development Corporation

- 1 In relation to an order (“the order”) under section 141...  
2 (1) Any reference in Part III or IV to a...  
3 In section 7(1)— (a) the reference to every person on...  
4 In Schedule A1, for paragraph 3 there is to be...

SCHEDULE 3 — Consequential Amendments

*Land Compensation Act 1973 (c. 26)*

- 1 In the Land Compensation Act 1973, in sections 50(4), 53(5)...  
2 .....

*Development Land Tax Act 1976 (c. 24)*

- 3 In section 45(5)(a) of the Development Land Tax Act 1976...

*Local Government, Planning and Land Act 1980 (c. 65)*

- 4 In section 141(4) of the Local Government, Planning and Land...

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#### SCHEDULE 4 — Transitional

*References to old law to include new law*

- 1 (1) This paragraph is without prejudice to section 17(2)(a) of...

*References to new law to include old law*

- 2 Any reference, whether express or implied, in any enactment, instrument...

*Periods of time*

- 3 Where a period of time specified in any enactment repealed...

*Successor authorities*

- 4 (1) Any reference in this Act (whether express or implied)...

*Exclusion of compulsory purchase order in force before 1st April 1969*

- 5 This Act shall not apply to the compulsory acquisition of...

#### SCHEDULE 5 — Repeals

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