



# Compulsory Purchase (Vesting Declarations) Act 1981

## 1981 CHAPTER 66

### PART III

#### EFFECT OF DECLARATION

#### 7 Constructive notice to treat.

[<sup>F1</sup>(1) On the vesting date the provisions of—

- (a) the Land Compensation Act 1961 (as modified by section 4 of the Acquisition of Land Act 1981),
- (b) the Compulsory Purchase Act 1965, and
- (c) Schedule A1 to this Act,

shall apply as if, on the date on which the general vesting declaration was executed, a notice to treat had been served on every person on whom, under section 5 of the Compulsory Purchase Act 1965, the acquiring authority could have served such a notice, other than any person entitled to a minor tenancy or a long tenancy which is about to expire.]

- (2) For the purposes of subsection (1) above it shall be assumed that the acquiring authority required to take the whole of the land specified in the declaration and had knowledge of all the parties referred to in section 5 of the Compulsory Purchase Act 1965.
- (3) The power conferred by section 31 of the <sup>M1</sup>Land Compensation Act 1961 to withdraw a notice to treat shall not be exercisable in respect of a notice to treat which is deemed to be served under this section.

#### Textual Amendments

- F1** S. 7(1) substituted (3.2.2017) by [Housing and Planning Act 2016 \(c. 22\), s. 216\(3\), Sch. 18 para. 3](#); S.I. 2017/75, reg. 3(k) (with reg. 5)

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*Status: Point in time view as at 03/02/2017. This version of this provision has been superseded.*

*Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Compulsory Purchase (Vesting Declarations) Act 1981. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)*

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

- C1** S. 7 applied (with modifications) (28.2.2013) by [The Rookery South \(Resource Recovery Facility\) Order 2011 2013 \(S.I. 2013/680\)](#), **art. 21(7)**

**Marginal Citations**

- M1** 1961 c. 33.

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