

**Changes to legislation:** Acquisition of Land Act 1981, Cross Heading: Statutory undertakers land is up to date with all changes known to be in force on or before 26 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 3 **E+W**

#### ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

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

- C1 Sch. 3 applied by [Housing Act 1988](#) (c. 50, SIF 61), **s. 77(5)(6)**
- C1 Sch. 3 applied by [Water Act 1989](#) (c. 15, SIF 130), **s. 151(4)** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)
- C1 Sch. 3 applied (with modifications) by [Water Act 1989](#) (c. 15, SIF 130), s. 155(3)(7), **Sch. 20 paras. 6(1)(b)(c)** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)
- C1 Sch. 3 applied by [Electricity Act 1989](#) (c. 29, SIF 44:1), ss. 10(1), 112(3), Pt. II para. 5, **Sch. 17 para. 35(1)**
- C1 Schedule 3 applied (1.12.1991) by [Water Industry Act 1991](#) (c. 56, SIF 130), **ss. 155(4)**, 223(2) (with saving in s. 188 and with ss. 82(3), 186(1), 222(1), Sch. 14 para. 6)  
Schedule 3 applied (with modifications) (1.12.1991) by [Water Industry Act 1991](#) (c. 56, SIF 130), ss. 167, 223(2), **Sch. 11 para. 6(1)(b)** (with ss. 82(3), 186(1), 222(1), Sch. 14 para. 6)  
Schedule 3 applied (with modifications) (1.12.1991) by [Water Resources Act 1991](#) (c. 57, SIF 130), **ss. 154(4)**, 225(2) (with saving in s. 182 and with ss. 16(6), 179, 222(3), Sch. 22 para. 1, Sch. 23 para. 6)  
Schedule 3 applied (with modifications) (1.12.1991) by [Water Resources Act 1991](#) (c. 57, SIF 130), ss. 168, 225(2), **Sch. 19**, para. 6(1)(b) (with ss. 16(6), 179, 222(3), Sch. 22 para. 1, Sch. 23 para. 6)  
Schedule 3 applied (with modifications) (10.11.1993) by 1993 c. 28, ss. 162(5), 169, **Sch. 20 Pt. I**; S.I. 1993/2762, **art. 3**.  
Sch. 3 applied (18.12.1996) by 1996 c. 61, **s. 5(4)**  
Sch. 3 extended (26.3.2001) by 2000 c. 26, s. 95, **Sch. 5**, Pt. II para. 4(2); S.I. 2000/2957, art. 2(3), **Sch. 3**
- C1 Sch. 3 applied (with modifications) (1.12.2008) by [Housing and Regeneration Act 2008](#) (c. 17), s. 325(1), **Sch. 2 para. 2**; S.I. 2008/3068, art. 2(1)(d) (with arts. 6-13)
- C1 Sch. 3 applied (22.7.2008) by [Crossrail Act 2008](#) (c. 18), **s. 7(6)**

### PART II **E+W**

#### ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND

##### *Statutory undertakers land*

- 3 (1) This paragraph applies where the land over which a right is to be acquired by virtue of a compulsory purchase order includes land which has been acquired by statutory undertakers for the purposes of their undertaking and on a representation made to the appropriate Minister before the expiration of the time within which objections to the order can be made he is satisfied—
- (a) that any of the said land is used for the purposes of the carrying on of their undertaking, or
  - (b) that an interest in any of the said land is held for those purposes.

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[<sup>F1</sup> and the representation is not withdrawn.]

- (2) The compulsory purchase order shall not be confirmed or made so as to authorise the compulsory purchase of a right over any land as to which the appropriate Minister is satisfied as aforesaid except land as to which he is satisfied that its nature and situation are such—
- (a) that the right can be purchased without serious detriment to the carrying on of the undertaking, or
  - (b) that any detriment to the carrying on of the undertaking, in consequence of the acquisition of the right, can be made good by the undertakers by the use of other land belonging to or available for acquisition by them,
- and certifies accordingly.

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**Textual Amendments**

**F1** Words in Sch. 3, para. 3(1) added (25.9.1991) by [Planning and Compensation Act 1991 \(c. 34, SIF 28:1\)](#), s. 70, [Sch. 15, para.10\(1\)](#); S.I. 1991/2067, [art. 3](#).

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

**C1** [Sch. 3 para. 3](#) functions transferred (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [18](#)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

- Act applied by [2023 asc 3 s. 43\(2\)](#)
- Act applied by [2023 asc 3 s. 50\(13\)](#)
- Act applied by [2023 asc 3 s. 137\(6\)](#)

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 7(4) inserted by [2023 c. 55 Sch. 18 para. 3\(2\)\(b\)](#)
- s. 26(1A)-(3) substituted for s. 26(1)(2) by [2023 c. 55 Sch. 18 para. 3\(3\)](#)