



Town and Country Planning Act 1990

1990 CHAPTER 8

PART IV

COMPENSATION FOR EFFECTS OF CERTAIN ORDERS, NOTICES, ETC.

General and supplemental provisions

118 Determination of claims for compensation.

- (1) Except in so far as may be otherwise provided by any regulations made under this Act, any question of disputed compensation under this Part shall be referred to and determined by the [^{F1}Upper Tribunal].
- (2) In relation to the determination of any such question, the provisions of [^{F2}section] 4 of the ^{M1}Land Compensation Act 1961 shall apply subject to any necessary modifications and to the provisions of any regulations made under this Act.

Textual Amendments

- F1** Words in s. 118(1) substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 5(1)(2), [Sch. 1 para. 195\(a\)](#)
- F2** Words in s. 118(2) substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 5(1)(2), [Sch. 1 para. 195\(b\)](#)

Modifications etc. (not altering text)

- C1** S. 118 extended (11.3.1992 so far as to confer on the Secretary of State a power or impose on him a duty to make regulations, or make provision with respect to the exercise of any such power or duty, 1.6.1992 so far not already in force) by [Planning \(Hazardous Substances\) Act 1990 \(c. 10, SIF 123:1\)](#), [s. 16\(5\)](#); [S.I. 1992/725](#), [arts. 2, 3](#)
- S. 118 applied (10.11.1993) by [1993 c. 28, s. 163\(9\)](#); [S.I. 1993/2762](#), [art. 3](#)
- S. 118 applied (25.11.1998 for specified purposes and otherwise 3.7.2000) by [1998 c. 45, s. 21\(9\)](#); [S.I. 1998/2952](#), [art. 2\(2\)](#); [S.I. 2000/1173](#), [art. 2\(c\)](#)

Status: Point in time view as at 06/11/2012.

Changes to legislation: *Town and Country Planning Act 1990, Section 118 is up to date with all changes known to be in force on or before 15 July 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)*

S. 118 applied (8.5.2000 for specified purposes and otherwise 3.7.2000) by 1999 c. 29, s. 296(2), **Sch. 24 para. 31(6)** (with **Sch. 12 para. 9(1)**); S.I. 2000/801, art. 2(2)(b)(c), Sch.

S. 118 applied (1.2.2001 for E., 1.8.2001 for W. in relation to the powers to make regulations under the provisions mentioned in S.I. 2001/2788, **Sch. 1 para. 15**, otherwise *prosp.*) by 2000 c. 38, **ss. 190(7), 275(1)** (with s. 196); S.I. 2001/57, art. 3(2), Sch. 3 Pt. I (subject to savings in **Sch. 3 Pt. II**); S.I. 2001/2788, art. 2, **Sch. 1 para. 16**

C2 S. 118 applied (25.7.2003 and 29.12.2003 in accordance with the commencing S.I.s) by **Communications Act 2003 (c. 21)**, ss. 118, 411, **Sch. 4 para. 6(7)** (with transitional provisions in **Sch. 18**); S.I. 2003/1900, arts. 1(2), **2(1)**, Sch. 1 (with transitional provisions in arts. 3-6); S.I. 2003/3142, arts. 1(2), **3(2)** (with art. 11)

C3 S. 118 applied (1.12.2008) by **Housing and Regeneration Act 2008 (c. 17)**, s. 17(5); S.I. 2008/3068, **art. 2(1)(i)** (with savings and transitional provisions in arts. 6-13)

Marginal Citations

M1 1961 c.33.

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