



Town and Country Planning Act 1990

1990 CHAPTER 8

PART VIII

SPECIAL CONTROLS

CHAPTER I

TREES

Compensation for loss or damage caused by orders, etc.

205 Determination of compensation claims.

[^{F1}(1) Except in so far as may be otherwise provided by any tree preservation order or any regulations made under this Act, any question of disputed compensation under section 203 or 204 shall be referred to and determined by the [^{F2}Upper Tribunal].

(2) In relation to the determination of any such question, the provisions of [^{F3}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- F1** Ss. 203-205 repealed (6.4.2012 for E.) by [Planning Act 2008 \(c. 29\)](#), ss. 192(6), 241(3)(4), [Sch. 13](#) (with s. 226); [S.I. 2012/601](#), art. 2(a)(c), [Sch.](#)
- F2** Words in s. 205(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. 207\(a\)](#)
- F3** Word in s. 205(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. 207\(b\)](#)

Status: Point in time view as at 30/01/2021.

Changes to legislation: Town and Country Planning Act 1990, Section 205 is up to date with all changes known to be in force on or before 18 August 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)

Modifications etc. (not altering text)

- C1** S. 205: functions of local authority not to be responsibility of an executive of the authority (E.)
(16.11.2000) by virtue of [S.I. 2000/2853](#), reg. 2(1), [Sch. 1](#)

Marginal Citations

- M1** [1961 c.33](#).

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