

SCHEDULES

SCHEDULE 8

POWERS IN RELATION TO LAND: COMPENSATION

PART 3

GENERAL

Interpretation

10 In this Schedule—

“the appropriate tribunal”—

- (a) in relation to England and Wales, means the Upper Tribunal;
- (b) in relation to Scotland, means the Lands Tribunal for Scotland;
- (c) in relation in Northern Ireland, means the Lands Tribunal for Northern Ireland;

“the land compensation provisions”—

- (a) in the case of land in England and Wales, means section 5 of the Land Compensation Act 1961;
- (b) in the case of land in Scotland, means section 12 of the Land Compensation (Scotland) Act 1963;
- (c) in the case of land in Northern Ireland, means the Land Compensation (Northern Ireland) Order 1982 (despite paragraph 4 of Schedule 1 to that Order, which confines the operation of the Order to matters that were within the legislative competence of the Parliament of the Northern Ireland);

“mortgage” includes an equitable charge and any other encumbrance, and also includes a sub-mortgage;

“mortgagee” is to be read accordingly;

“heritable security” means a heritable security within the meaning of the Conveyancing (Scotland) Act 1924, but inclusive of a security constituted by *ex facie* absolute disposition.