



# Levelling-up and Regeneration Act 2023

## 2023 CHAPTER 55

### PART 5

#### COMMUNITY LAND AUCTION PILOTS

##### *CLA receipts*

PROSPECTIVE

#### **144 Duty to pass CLA receipts to other persons**

- (1) CLA regulations may require a local planning authority that receives CLA receipts in respect of development in an area to pass them to a person other than the authority.
- (2) CLA regulations imposing a duty under [subsection \(1\)](#) must contain provision to secure that any CLA receipts passed to a person in discharge of the duty are used to—
  - (a) support the development of the area to which the duty relates, or of any part of that area, by funding—
    - (i) the provision, improvement, replacement, operation or maintenance of infrastructure, or
    - (ii) anything else that is concerned with addressing demands that development places on an area, or
  - (b) fund the operation of community land auction arrangements in relation to land in the local planning authority's area.
- (3) CLA regulations may make provision about circumstances in which a specified amount of the CLA receipts may be used for specified purposes which are not mentioned in [subsection \(2\)](#).
- (4) A duty under [subsection \(1\)](#) may relate to—
  - (a) the whole of a local planning authority's area or the whole of the combined area of two or more local planning authorities, or
  - (b) part only of such an area or combined area.

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*Status: This version of this provision is prospective.*

*Changes to legislation: There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 144. (See end of Document for details)*

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- (5) CLA regulations may make provision about the persons to whom CLA receipts may or must, or may not, be passed in discharge of a duty under subsection (1).
- (6) A duty under subsection (1) may relate—
  - (a) to all CLA receipts (if any) received in respect of the area to which the duty relates, or
  - (b) such part of those CLA receipts as is specified in, or determined under or in accordance with, CLA regulations.
- (7) CLA regulations may make provision in connection with the timing of payments in discharge of a duty under subsection (1).
- (8) CLA regulations may, in relation to CLA receipts passed to a person in discharge of a duty under subsection (1), make provision about—
  - (a) accounting for the CLA receipts,
  - (b) monitoring their use,
  - (c) reporting on their use,
  - (d) responsibilities of local planning authorities for things done by the person in connection with the CLA receipts,
  - (e) recovery of the CLA receipts, and any income or profits accruing in respect of them or from their application, in cases where—
    - (i) anything to be funded by them has not been provided, or
    - (ii) they have been misapplied,including recovery of sums or other assets representing them or any such income or profits, and
  - (f) use of anything recovered in cases where—
    - (i) anything to be funded by the CLA receipts has not been provided, or
    - (ii) the CLA receipts have been misapplied.
- (9) This section does not limit section 143(11)(f).

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#### Commencement Information

- II** S. 144 not in force at Royal Assent, see s. 255(4)

**Status:**

This version of this provision is prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 144.