



Transport Act 1962

1962 CHAPTER 46 10 and 11 Eliz 2

PART I

THE BOARDS AND THE HOLDING COMPANY

Provisions concerning all the Boards

15 Compulsory purchase of land.

- (1) Subject to this section, the Minister may authorise any Board to purchase compulsorily any land in Great Britain which they require for the purposes of their business and the [^{F1}Acquisition of Land Act 1981], shall apply [^{F2}as if each Board were a local authority within the meaning of that Act] and as if this Act had been in force immediately before the commencement of that Act:

Provided that this subsection shall not be taken as authorising a Board to purchase compulsorily land which they have power to acquire by agreement under subsection (4) of section eleven of this Act.

- (2) The Minister shall not under this section authorise a Board to purchase land for the purpose of constructing a pipe-line if the construction of that pipe-line requires the consent of the Minister under subsection (3) of section twelve of this Act.

[^{F3}(2A) The Minister may authorise Canal & River Trust to purchase compulsorily any land in England or Wales which it requires for the purposes of any of its functions under an enactment and the Acquisition of Land Act 1981 shall apply as if Canal & River Trust were a local authority within the meaning of that Act.]

- (3) The power of purchasing land compulsorily in this section shall include power to acquire an easement or other right over land by the creation of a new right:

Provided that this subsection shall not apply to an easement or other right over any land which would for the purposes of the [^{F4}Acquisition of Land Act 1981], form part of a common, open space or fuel or field garden allotment.

*Changes to legislation: There are currently no known outstanding effects
 for the Transport Act 1962, Section 15. (See end of Document for details)*

- (4) In the application of this section to Scotland, there shall be substituted, for any reference to the [^{F4}Acquisition of Land Act 1981], a reference to the ^{M1}Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947, and, for any reference to an easement, a reference to a servitude; and the reference in the last foregoing subsection to a fuel or field garden allotment shall be omitted.

Textual Amendments

- F1** Words substituted by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), s. 34(1), **Sch. 4 para. 1**
- F2** Words repealed (E.W.) by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), s. 34(3), **Sch. 6 Pt. I**
- F3** [S. 15\(2A\)](#) inserted (2.7.2012) by [The British Waterways Board \(Transfer of Functions\) Order 2012 \(S.I. 2012/1659\)](#), art. 1(2), **Sch. 2 para. 7** (with arts. 4-6)
- F4** Words substituted by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), s. 34(1), **Sch. 4**, para. 1

Modifications etc. (not altering text)

- C1** Ss. 11-17 extended by [Transport Act 1968 \(c. 73\)](#), **s. 471**
- C2** Ss. 11, 12, 14(1)-(4), 15, 16, 17(1)(2) extended by [Transport \(London\) Act 1969 \(c. 35\)](#), **s. 6(2)**
- C3** S. 15 amended by [Transport Act 1968 \(c. 73\)](#), **s. 52(2)**
- C4** S. 15(1) extended by [Transport Act 1968 \(c. 73\)](#), **s. 51(2)**

Marginal Citations

- M1** 1947 c. 42.

Changes to legislation:

There are currently no known outstanding effects for the Transport Act 1962, Section 15.