



# Town and Country Planning Act 1954

## CHAPTER 72

### TOWN AND COUNTRY PLANNING ACT 1954

#### PART I

##### SPECIAL PAYMENTS FOR DEPRECIATION OF LAND VALUES

- 1 Payments by reference to established claims
- 2 Claim holdings, their areas and values, and apportionment of values between parts of areas
- 3 Payment where development charge incurred by claimholder or person from whom he derives title (Case A)
- 4 Supplementary provisions relating to development charges
- 5 Payment where land compulsorily acquired or sold at price wholly or partly excluding development value (Case B)
- 6 Supplementary provisions relating to compulsory acquisitions and to sales
- 7 Payment where land disposed of by gift (Case C)
- 8 Payment where claim holding purchased (Case D)
- 9 Payment under Case A, B or C to person deriving title from original claim-holder
- 10 Payments in cases analogous to Case B
- 11 Residual payments in cases analogous to Cases A and B
- 12 Payments not to exceed value of claim holding
- 13 Applications for payments under Part I
- 14 Payments to be made by Central Land Board
- 15 Effect of payments on claim holdings

## **PART II**

### COMPENSATION FOR REFUSAL, OR CONDITIONAL GRANT, OF PLANNING PERMISSION

- 16 Scope of Part II
- 17 Unexpended balance of established development value
- 18 Reduction or extinguishment of balance
- 19 Right to compensation in respect of planning decisions
- 20 Compensation excluded in respect of certain matters
- 21 Compensation excluded if certain other development permitted
- 22 General provisions as to claims for compensation
- 23 Review of planning decisions where compensation claimed
- 24 Supplementary provisions as to review of planning decisions
- 25 General provisions as to amount of compensation
- 26 Measure of depreciation for assessing compensation
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- 28 Apportionment and registration of compensation
- 29 Recovery of compensation on subsequent development

## **PART III**

### COMPENSATION FOR COMPULSORY ACQUISITION OF LAND

- 30 Application of Part III
- 31 Compensation to include unexpended balance of established development value
- 32 Additional compensation for works
- 33 Protection for purchaser of interest subsequently acquired compulsorily
- 34 Compensation to take account of planning permission in certain other cases
- 35 Additional payments in cases where no claim for development value has been established
- 36 Compensation for severance, injurious affection and disturbance
- 37 Effect of Part III on unexpended balance of established development value

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### COMPENSATION FOR REVOCATION OR MODIFICATION OF PLANNING PERMISSION

- 38 Amendment of s. 22 of principal Act
- 39 Registration and apportionment of compensation for depreciation
- 40 Exchequer contribution towards compensation in certain cases
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- 42 Scope of Part V
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- 44 General provisions as to amount of compensation for past planning decisions, revocations, etc.

- 45 Claims for compensation under Part V, and review of past decisions and orders
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## PART VI

### MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

- 47 Associated companies
- 48 Provision of information as to unexpended balance, etc.
- 49 Cancellation or reduction of liability for development charges
- 50 Exchequer grants to local authorities
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- 53 Compensation for damage to requisitioned land
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- 55 Modification of mining leases granted before 18th November, 1952
- 56 Contributions to Ironstone Restoration Fund
- 57 Recovery, on subsequent development, of payments under s. 59 of principal Act
- 58 Provisions as to monopoly value of licensed premises
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- 60 Dispositions of claims under Part VI of principal Act
- 61 Crown land
- 62 Application of Act to London, and to Isles of Scilly
- 63 Dissolution of Central Land Board
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- 66 Provisions as to mortgages, settlements, ecclesiastical property, etc.
- 67 Application of miscellaneous provisions of principal Act
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- 70 Amendment of s. 19 of principal Act
- 71 Minor and consequential amendments, and repeals
- 72 Short title, citation, commencement and extent

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## SCHEDULES

### FIRST SCHEDULE — Modification of provisions of principal Act as to development value

#### *Modification in certain cases where land acquired by public authority*

- 1 (1) The three next following paragraphs shall have effect where...
- 2 Where any works for the erection or alteration of a...
- 3 Where after the notice to treat was served or the...
- 4 Where the acquisition or purchase was not completed until after...
- 5 Subsection (3) of section ninety-one of the principal Act (which...

#### *Requisitioned land*

- 6 Where land was requisitioned land on the first day of...
- 7 Where in the case of any requisitioned land the period...

*Compensation for abortive expenditure*

- 8 Where the development value of an interest in land, determined...

*Other modifications*

- 9 In determining the development value of an interest in land—...  
 10 Where, in determining the development value of an interest in...  
 11 Where a determination made before the commencement of this Act...  
 12 Where a claim was made for a payment under the...

SECOND — Claims pledged to Central Land Board as security for  
 SCHEDULE development charges

- 1 (1) In this Schedule, and in the other provisions of...  
 2 (1) Where a claim holding was pledged to the Central...  
 3 Without prejudice to the last preceding paragraph, where a pledge...  
 4 Where a pledge to the Central Land Board comprised only...  
 5 (1) The provisions of this paragraph shall have effect in...

THIRD SCHEDULE — Payments under section fifty-nine of principal Act

- 1 (1) This Schedule applies to payments which have become payable,...  
 2 The provisions of this Schedule shall have effect where a...  
 3 If the payment area is identical with the area of...  
 4 (1) If the payment area forms part of the area...  
 5 If the payment area includes the area of the claim...  
 6 If the payment area includes part of the area of...

FOURTH SCHEDULE — Calculation of value of previous development of land

- 1 Where under any provision of this Act the value of...  
 2 The said value shall be calculated by reference to prices...  
 3 If the development was initiated in pursuance of planning permission...  
 4 If the permission referred to in the last preceding paragraph...  
 5 In the application of the preceding provisions of this Schedule...

FIFTH SCHEDULE — Apportionment of unexpended balance of established  
 development value

*Determination of relevant area*

- 1 (1) Where, in the case of a compulsory acquisition to...

*Preliminary calculations*

- 2 There shall be calculated the amount referable to the relevant...  
 3 (1) If— (a) in the case of an interest in...  
 4 In the case of any interest in reversion—

*Apportionment of unexpended balance between interests*

- 5 Where two or more interests other than excepted interests subsist...

*Interpretation*

- 6 In this Schedule— (a) the expression " tenancy" does not...

SIXTH SCHEDULE — Special classes of land for which planning permission is to be taken into account on compulsory acquisition

- 1 Land which, on the date of service of the notice...
- 2 Land acquired by a local authority under Part I of...
- 3 Land acquired by a development corporation under the New Towns...
- 4 Land which, on the date of service of the notice...
- 5 Land which, on the date of service of the notice...
- 6 Land to which section eighty-five of the principal Act applies...
- 7 Land which would have been such land as is referred...
- 8 Land to which, by virtue of a direction of the...

SEVENTH — Enactments amended  
SCHEDULE

*The Town and Country Planning Act, 1947(10 & 11 Geo. 6. c. 51)*

- 1 In section twenty, in subsection (4), at the end there...
- 2 In section ninety-five, in subsection (3), for the words "...
- 3 The following subsection shall be substituted for subsection (2) of...
- 4 In the Third Schedule— (a) in paragraph 1, after the...

*The National Parks and Access to the Countryside Act, 1949(12, 13 & 14 Geo. 6, c. 97)*

- 5 In section ninety-seven, in subsection (5), for the words "...

*The Mineral Workings Act, 1951(14 & 15 Geo. 6. c. 60)*

- 6 In section three, in subsection (2) for the words "...
- 7 In the Third Schedule— (a) in paragraph 1, for the...

*The Town and Country Planning Act, 1953(1 & 2 Eliz. 2. c. 16)*

- 8 In section two, in paragraph (b) of the proviso to...

EIGHTH SCHEDULE — Enactments repealed