



Housing and Town Development (Scotland) Act 1957

1957 CHAPTER 38 5 and 6 Eliz 2

PART II

PROVISION OF HOUSING ACCOMMODATION AND ASSOCIATED
TOWN DEVELOPMENT IN RELIEF OF OVER-POPULATED DISTRICTS

Town development schemes

13 Powers as to acquisition and use of land for the purposes of town development schemes.

- (1) Where as respects any land which is—
- (a) comprised in an area to which a town development scheme relates, . . . ^{F1}
 - (b) ^{F1}

the Secretary of State is satisfied that it is necessary for the proper execution of the town development scheme that the land should be acquired by the receiving authority under this section he may authorise that authority to acquire the land compulsorily in accordance with this section.

- (2) The ^{M1}Acquisition of Land (Authorisation Procedure) (Scotland) Act, 1947, shall apply to the compulsory acquisition of land under this section and, accordingly, shall have effect as if this section had been in force immediately before the commencement of that Act.
- (3) This section shall, for the purposes of any enactment containing a reference to section thirty-five of the Town and Country Planning (Scotland) Act, 1947 (which relates to the acquisition of land for planning purposes) be treated as forming part of the said section thirty-five, and shall in particular be so treated for the purposes of . . . ^{F2}, subsection (1) of section thirty-seven, and subsection (2) of section forty-two of that Act, and of subsection (1) of section eighteen of the ^{M2}Town and Country Planning (Scotland) Act, 1945; . . . ^{F3}

Changes to legislation: *There are currently no known outstanding effects for the Housing and Town Development (Scotland) Act 1957, Section 13. (See end of Document for details)*

- (4) This section shall be construed as one with Part III of the Town and Country Planning (Scotland) Act, 1947 (which contains provisions as to the acquisition and disposal of land for planning purposes).
- (5) In relation to the acquisition of land under this section, and to any land acquired under this section or appropriated for any purpose for which land can be acquired under this section,—
- (a) section nineteen of the Town and Country Planning (Scotland) Act, 1945, and the enactments referred to in this section shall have effect as if any reference therein to a local planning authority included a reference to a receiving authority who are not a local planning authority; and
 - (b) subsection (2) of section eighteen of the said Act of 1945 shall have effect as if for any reference therein to the best use of land or to the proper planning of the area of the authority there were substituted a reference to the proper execution of the town development scheme.

Textual Amendments

- F1** S. 13(1)(b) and “and” repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\), s. 1, Sch. Pt. V](#)
- F2** Words repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\), s. 1, Sch. Pt. V](#)
- F3** Words repealed by [Town and Country Planning \(Scotland\) Act 1959 \(c. 70\), Sch. 8](#)

Modifications etc. (not altering text)

- C1** S. 13 extended by [Town and Country Planning \(Scotland\) Act 1959 \(c. 70\), s. 50\(4\)](#); modified by [Land Compensation \(Scotland\) Act 1963 \(c. 51\), s. 17, Sch. 2 para. 1\(1\)](#)
- C2** S. 13(1) extended by [Town and Country Planning \(Scotland\) Act 1959 \(c. 70\), s. 45\(1\)](#)

Marginal Citations

- M1** 1947 c. 42.
- M2** 1945 c. 33.

Changes to legislation:

There are currently no known outstanding effects for the Housing and Town Development (Scotland) Act 1957, Section 13.