



Land Compensation Act 1961

CHAPTER 33

LAND COMPENSATION ACT 1961

PART I

DETERMINATION OF QUESTIONS OF DISPUTED COMPENSATION

- 1 Tribunal for assessing compensation in respect of land compulsorily acquired.
- 2 Procedures on references under s. 1.
- 3 Consolidation of proceedings on claims in respect of several interests in the same land.
- 4 Costs.

PART II

PROVISIONS DETERMINING AMOUNT OF COMPENSATION

General provisions

- 5 Rules for assessing compensation.
- 6 Disregard of actual or prospective development in certain cases.
- 7 Effect of certain actual or prospective development of adjacent land in same ownership.
- 8 Subsequent acquisition of adjacent land and acquisition governed by enactment corresponding to s. 7.
- 9 Disregard of depreciation due to prospect of acquisition by authority possessing compulsory purchase powers.

Special Cases

- 10
- 10A Expenses of owners not in occupation.

Status: Point in time view as at 09/05/1991.

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- 11 Land of statutory undertakers.
- 12 Outstanding right to compensation for refusal etc. of planning permission.
- 13

Assumptions as to planning permission

- 14 Assumptions as to planning permission.
- 15 Assumptions not directly derived from development plans.
- 16 Special assumptions in respect of certain land comprised in development plans.

PART III

CERTIFICATION BY PLANNING AUTHORITIES OF APPROPRIATE ALTERNATIVE DEVELOPMENT

- 17 Certification of appropriate alternative development.
- 18 Appeals against certificates under s. 17.
- 19 Extension of ss. 17 and 18 to special cases.
- 20 Power to prescribe matters relevant to Part III.
- 21 Proceedings for challenging validity of decision on appeal under s. 18.
- 22 Interpretation of Part III.

PART IV

COMPENSATION WHERE PERMISSION FOR ADDITIONAL DEVELOPMENT GRANTED AFTER ACQUISITION

- 23 Compensation where planning decision made after acquisition.
- 24 Provisions as to claims under section 23.
- 25 Extension to planning permission where no planning decision made.
- 26 Extension to Crown development.
- 27 Application of Part IV to certain cases.
- 28 Regulations for purposes of Part IV.
- 29 Interpretation of Part IV.

PART IV

- 23—29

PART V

MISCELLANEOUS AND GENERAL

- 30
- 31 Withdrawal of notices to treat.
- 32 Rate of interest after entry on land.
- 33 Application of Act to Crown.
- 34 Special provision as to ecclesiastical property in England.
- 35 Certificates of value.
- 36 Saving for certain statutory purchases of statutory undertakings.
- 37 Local inquiries.
- 38 Services of notices.
- 39 Interpretation.
- 40 †Consequential amendments, repeals, and transitional provisions.
- 41 Saving for transactions before commencement of Act.

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42 Short title, commencement and extent.

SCHEDULES

FIRST SCHEDULE — Actual or Prospective Development relevant for purposes of Sections 6 & 7

Part I — DESCRIPTION OF DEVELOPMENT

Part II — SPECIAL PROVISIONS AS TO NEW TOWNS

5 In this Part of this Schedule “the transfer date”, in...

6 Land shall not be treated as forming part of such...

7 In determining whether the relevant land forms part of such...

8 For the purpose of determining whether any development of which...

9 (1) This paragraph applies where, before the date of service...

Part III — SPECIAL PROVISIONS AS TO URBAN DEVELOPMENT AREAS

10 For the avoidance of doubt it is hereby declared—

11 Paragraph 10 of this Schedule shall have effect in relation...

SECOND — . . .
SCHEDULE

THIRD SCHEDULE — Application of Part IV to Certain Cases

Disturbance, severance and injurious affection

1 Subject to paragraph 2 of this Schedule, any reference in...

2 If the person entitled to the compensation under section 23...

Increase in value of contiguous or adjacent land

3 In determining for the purposes of section 23 of this...

Mortgaged land

4 Subject to the provisions of this Schedule relating to settled...

5 For the purposes of the application of section 23 of...

6 No compensation shall be payable by virtue of section 23...

Settled land

7 (1) Where, in a case falling within section 23(1) of...

Interpretation

8 References in this Schedule to sections 23 and 24 of...

FOURTH SCHEDULE — ENACTMENTS AMENDED

The Town and Country Planning Act, 1944, and that Act as applied by the New Towns Act, 1946

1—5
6, 7

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The Lands Tribunal Act, 1949

8 In subsection (6) of section one, for the words “an...
9, 10

FIFTH SCHEDULE —

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