



Land Compensation Act 1961

1961 CHAPTER 33 9 and 10 Eliz 2

An Act to consolidate the Acquisition of Land (Assessment of Compensation) Act 1919, and certain other enactments relating to the assessment of compensation in respect of compulsory acquisitions of interests in land; to the withdrawal of notices to treat; and to the payment of additional compensation and of allowances in connection with such acquisitions or with certain sales by agreement of interests in land; with corrections and improvements made under the Consolidation of Enactments (Procedure) Act 1949. [22nd June 1961]

Modifications etc. (not altering text)

- C1** Act applied (with modifications) (18.6.1992) by [British Railways \(No. 2\) Act 1992 \(c. xi\), s. 35\(3\)](#).
Act applied (with modifications)(29.1.1993) by [1993 c. i, s. 15\(3\)](#)
Act applied (29.3.1993) by [1993 c. iv, s. 22\(7\)](#)(with s. 22(6))
Act restricted (29.3.1993) by [1993 c. iv, s. 37\(3\)](#)
Act applied (with modifications)(27.5.1993) by [1993 c. vii, s. 22\(3\)](#)
Act applied (with modifications)(1.7.1993) by [1993 c. ix, s. 17\(3\)](#)
Act applied (with modifications)(27.7.1993) by [1993 c. xv, s. 30\(3\)](#)
Act modified (10.11.1993) by [1993 c. 28, s. 161\(4\)](#), [Sch. 19 paras.1,2](#); S.I. 1993/2762, [art.3](#)
Act applied (10.11.1993) by [1993 c. 28, ss. 169](#), [Sch. 20 Pt. II para. 4\(5\)](#); S.I. 1993/2762, [art.3](#)
Act applied (5.11.1993) by [1993 c. 42, s. 5](#), [Sch. 4 para. 3\(3\)](#)
Act applied (31.3.1994) by [1994 c. iv, Pt. II, s. 12\(7\)](#) (with s. 28)
Act excluded (31.3.1994) by [1994 c. iv, Pt. III, s. 23\(3\)](#) (with s. 28)
Act excluded (5.7.1994) by [1994 c. ix, s. 16\(3\)](#) (with s. 20)
Act applied (21.7.1994) by [1994 c. xi, s. 33\(3\)](#) (with s. 39)
Act applied (21.7.1994) by [1994 c. xv, s. 31\(3\)](#) (with s. 47)
Act applied (21.7.1994) by [1994 c. xv, s. 61\(3\)](#) (with s. 47)
Act applied (28.7.1998) by [1998 c. iv, s. 8\(2\)](#)
Act applied (with modifications) (28.7.1998) by [1998 c. iv, s. 10\(3\)](#)
Act applied (1.10.1998) by [1975 c. 70, Sch. 4 Pt. III, para. 5\(5\)](#) (as inserted by [1998 c. 38, s. 127, Sch. 13 para. 3](#) (with ss. 39(2), 143(2))); S.I. 1998/2244, [art. 4](#)
Act applied (25.11.1998 for specified purposes and otherwise 3.7.2000) by [1998 c. 45, s. 23, Sch. 6 para. 1\(5\)](#); S.I. 1998/2952, [art. 2\(2\)](#); S.I. 2000/1173, [art. 2\(2\)\(c\)](#)
Act applied (22.3.2001) by [2001 c. ii, s. 7\(2\)](#)

Status: Point in time view as at 21/05/2020.

Changes to legislation: Land Compensation Act 1961, Introductory Text is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- Act modified (30.4.2002) by S.I. 2002/1064, **art. 17(3)**
 Act applied (with modifications) (30.4.2002) by S.I. 2002/1065, **art. 17(3)**
 Act: Transfer of functions (1.7.1999) (W.) by S.I. 1999/672, art. 2(a), **Sch. 1** (with art. 2 paras. (b)-(f))
- C2** Act applied (16.3.1992) by Midland Metro (No. 2) Act 1992 (c. viii), **s. 14(6)**.
- C3** Act applied (with modifications) (16.3.1992) by Aire and Calder Navigation Act 1992 (c. iv), **s. 27(2)**.
- C4** Act applied (with modifications) (16.3.1992) by London Underground Act 1992 (c. iii), **s. 25(3)**.
- C5** Act applied (with modifications) (13.2.1992) by British Railways Act 1992 (c. i), **s. 28(3)**.
- C6** Act applied with modifications by Water Resources Act 1963 (c. 38), s. 67(2), **Sch. 8 paras. 12—14**, Land Commission Act 1967 (c. 1), s. 10(1), **Sch. 3** and Development of Rural Wales Act 1976 (c. 75), s. 5(1), **Sch. 3 para. 30(1)**; modified by Local Government, Planning and Land Act 1980 (c. 65), s. 141, **Sch. 27 paras. 9, 10**; extended by Land Compensation Act 1973 (c. 26), **s. 72(5)**
- C7** Act modified by New Towns Act 1981 (c. 64, SIF 123:3), ss. 14(2), 16(5), **Sch. 6 Pt. II**, by Compulsory Purchase (Vesting Declarations) Act 1981 (c. 66, SIF 66:1), **s. 7(1)(a)** and by Acquisition of Land Act 1981 (c. 67, SIF 28:1), **s. 4**
- C8** Act modified by Housing Act 1988 (c. 50, SIF 61), s. 76(5)(6), **Sch. 9 Pt. II para. 6**, British Railways Act 1989 (c. iii), **s. 26(3)** and Town and Country Planning Act 1990 (c. 8, SIF 123:1), ss. 28, 54, **Sch. 2 Pt. I para. 1(2)**, Pt. II para. 1(2), Pt. III para. 2
- C9** Act applied (with modifications) by Housing Act 1985 (c. 68, SIF 61), **s. 578** and Town and Country Planning Act 1990 (c. 8, SIF 123:1), **s. 165(3)**
- C10** Act applied by Housing Act 1985 (c. 68, SIF 61), **ss. 295(3), 307**, Housing Act 1988 (c. 50, SIF 61), s. 78(2), **Sch. 10 Pt. II para. 4(5)**, Town and Country Planning Act 1990 (c. 8, SIF 123:1), **s. 236(5)** and Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9, SIF 123:1), **s. 51(5)**
- C11** Act amended by Local Government Act 1985 (c. 51, SIF 81:1), s. 4, **Sch. 1 Pt. I paras. 15(1), 18(2)**, Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 49, 54(1)**, and amended (*prosp.*) by ss. 27, 28 of that Act
- C12** Act excluded by British Railways (London) Act 1988 (c. xi), **s. 19(3)** and Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9, SIF 123:1), **s. 50(4)**
- C13** Act excluded by Heathrow Express Railway Act 1991 (c. vii), **s. 33(3)**
- C14** Act modified by London Underground (Victoria) Act 1991 (c. x), **s. 15(3)**
- C15** Act modified (25.11.1991) by Planning and Compensation Act 1991 (c. 34, SIF 123:1), s. 27, **Sch. 4 Pt. I para. 44(9)** (with s. 84(5)); S.I. 1991/2728, **art. 2**
- C16** Act modified (28.11.1991) by London Underground (Safety Measures) Act 1991 (c. xviii), **s. 20(3)**.
- C17** Act modified (19.12.1991) by London Docklands Railway Act 1991 (c. xxiii), **s. 10(3)**
 Act modified (1.4.1996) by 1990 c. 8, **Sch. 2 Pt. 1A** (as inserted by 1994 c. 19, s. 20(3), **Sch. 5 Pt. II**, para. 8 (with ss. 54(5)(7), 55(5), **Sch. 17 paras. 22(1), 23(2)**); S.I. 1995/3198, art. 4, **Sch. 2**
 Act modified (1.4.1996) by 1994 c. 19, s. 20(3), **Sch. 5 Pt. III**, para. 17(2)(3) (with ss. 54(5)(7), 55(5), **Sch. 17 paras. 22(1), 23(2)**); S.I. 1995/3198, art. 4, **Sch. 2**
 Act modified (25.11.1998 for specified purposes and otherwise 3.7.2000) by 1998 c. 45, s. 19(6)-(8), **Sch. 4 paras. 1-5**; S.I. 1998/2952, **art. 2(2)**; S.I. 2000/1173, **art. 2(2)(c)**
- C18** Act modified (28.9.2004 for E., 15.10.2005 for W.) by Planning and Compulsory Purchase Act 2004 (c. 5), **s. 38** (with s. 111); S.I. 2004/2202, art. 2(c); S.I. 2005/2847, art. 2(a) (with art. 3(1)(2))
- C19** Act modified (14.10.2008) by Felixstowe Branch Line and Ipswich Yard Improvement Order 2008 (S.I. 2008/2512), **art. 30** (with art. 36(3))
- C20** Act applied (1.12.2008) by Housing and Regeneration Act 2008 (c. 17), s. 325(1), **Sch. 2 para. 7(2)**; S.I. 2008/3068, art. 2(1)(d) (with arts. 6-13)
- C21** Act modified (29.12.2008) by Network Rail (Thameslink) (Land Acquisition) Order 2008 (S.I. 2008/3163), **art. 10(3)** (with art. 10(1)(2))
- C22** Act modified (9.6.2009) by Nottingham Express Transit System Order 2009 (S.I. 2009/1300), **art. 39** (with **Sch. 13 para. 14(2)**, **Sch. 14 para. 19**)
- C23** Act modified (18.9.2009) by London Underground (Victoria Station Upgrade) Order 2009 (S.I. 2009/2364), **art. 27**
- C24** Act modified (28.10.2009) by Network Rail (Reading) (Land Acquisition) Order 2009 (S.I. 2009/2728), **art. 14(3)**

Status: Point in time view as at 21/05/2020.

Changes to legislation: Land Compensation Act 1961, Introductory Text is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- C25** Act modified (20.7.2010) by The Network Rail (Nuneaton North Chord) Order 2010 (S.I. 2010/1721), **art. 22**
- C26** Act modified (1.2.2011) by The River Mersey (Mersey Gateway Bridge) Order 2011 (S.I. 2011/41), **art. 31** (with art. 51, Sch. 10 paras. 68, 85)
- C27** Act modified (21.4.2011) by The Network Rail (Hitchin (Cambridge Junction)) Order 2011 (S.I. 2011/1072), **art. 27**
- C28** Act applied (with modifications) by 1990 c. 8, s. 165ZA(3) (as inserted (15.1.2012) by Localism Act 2011 (c. 20), s. 240(1)(l), **Sch. 22 para. 33**)
- C29** Act modified (7.8.2012) by The Ipswich Barrier Order 2012 (S.I. 2012/1867), **art. 30(4)** (with arts. 46-48, Sch. 8 para. 18)
- C30** Act modified (12.8.2012) by The Hinkley Point (Temporary Jetty) (Land Acquisition) Order 2012 (S.I. 2012/1924), **art. 8**
- C31** Act modified (13.11.2012) by The Chiltern Railways (Bicester to Oxford Improvements) Order 2012 (S.I. 2012/2679), **art. 33** (with art. 42(2))
- C32** Act modified (28.3.2013) by The Network Rail (Seaham Level Crossing) Order 2013 (S.I. 2013/533), **art. 10**
- C33** Act applied (with modifications) (15.8.2013) by The North Blyth Biomass Power Station Order 2013 (S.I. 2013/1873), **arts. 15, 18** (with art. 30)
- C34** Act modified (22.8.2013) by The Leeds Railway Station (Southern Entrance) Order 2013 (S.I. 2013/1933), **art. 30(3)**
- C35** Act modified (6.11.2013) by The Transport for Greater Manchester (Light Rapid Transit System) (Second City Crossing) Order 2013 (S.I. 2013/2587), **art. 35(3)** (with arts. 42, 43)
- C36** Act modified (9.1.2014) by The Ashton Vale to Temple Meads and Bristol City Centre Rapid Transit Order 2013 (S.I. 2013/3244), **art. 31** (with arts. 57, 58, Sch. 11 para. 19)
- C37** Act modified (11.3.2014) by The Crossrail (Paddington Station Bakerloo Line Connection) Order 2014 (S.I. 2014/310), **art. 15**
- C38** Act modified (29.7.2014) by The Felixstowe Branch Line (Land Acquisition) Order 2014 (S.I. 2014/1821), **art. 11(3)**
- C39** Act applied (19.8.2014) by The Network Rail (Huyton) Order 2014 (S.I. 2014/2027), **art. 24(3)** (with art. 31(2))
Act modified (24.9.2014) by The Thames Water Utilities Limited (Thames Tideway Tunnel) Order 2014 (S.I. 2014/2384), **arts. 1, 38(3)**
- C40** Act applied (with modifications) (15.12.2014) by The London Underground (Northern Line Extension) Order 2014 (S.I. 2014/3102), **art. 33(3)** (with Sch. 8 para. 45)
- C41** Act modified (21.4.2015) by The Network Rail (Ordsall Chord) Order 2015 (S.I. 2015/780), **art. 30(3)** (with art. 36(2))
- C42** Act modified (21.4.2015) by The Crossrail (Plumstead Sidings) Order 2015 (S.I. 2015/781), **art. 14(3)**
- C43** Act modified (7.8.2015) by The Preesall Underground Gas Storage Facility Order 2015 (S.I. 2015/1561), **art. 26(3)** (with art. 44)
- C44** Act modified (30.9.2015) by The Network Rail (Blackthorn and Piddington) (Land Acquisition) Order 2015 (S.I. 2015/1684), **art. 9(3)**
- C45** Act applied (16.12.2015) by The Network Rail (Tinsley Chord) Order 2015 (S.I. 2015/1876), **art. 21(3)**
- C46** Act modified (12.1.2016) by The London Underground (Bank Station Capacity Upgrade) Order 2015 (S.I. 2015/2044), **art. 28(3)**
- C47** Act applied (2.8.2016) by The Midland Metro (Wolverhampton City Centre Extension) Order 2016 (S.I. 2016/684), **art. 38(4)** (with arts. 46, 47, Sch. 9 para. 4, Sch. 10 para. 12(2))
- C48** Act applied (2.8.2016) by The Midland Metro (Wolverhampton City Centre Extension) Order 2016 (S.I. 2016/684), **art. 36(3)** (with arts. 46, 47, Sch. 9 para. 4, Sch. 10 para. 12(2))
- C49** Act modified (15.9.2016) by The River Humber Gas Pipeline Replacement Order 2016 (S.I. 2016/853), **art. 30(3)** (with art. 43)
- C50** Act applied (23.9.2016) by The M4 Motorway (Junctions 3 to 12) (Smart Motorway) Development Consent Order 2016 (S.I. 2016/863), **art. 16(3)**

Status: Point in time view as at 21/05/2020.

Changes to legislation: Land Compensation Act 1961, Introductory Text is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- C51 Act applied (24.11.2016) by The Transport for Greater Manchester (Light Rapid Transit System) (Trafford Park Extension) Order 2016 (S.I. 2016/1035), **art. 38(4)** (with arts. 43, 44)
- C52 Act modified (24.11.2016) by The Transport for Greater Manchester (Light Rapid Transit System) (Trafford Park Extension) Order 2016 (S.I. 2016/1035), **art. 36(3)** (with arts. 43, 44)
- C53 Act applied (with modifications) by 1981 c. 66, s. 7(1) (as substituted (3.2.2017) by Housing and Planning Act 2016 (c. 22), s. 216(3), **Sch. 18 para. 3**; S.I. 2017/75, reg. 3(k) (with reg. 5))
- C54 Act modified (8.8.2017) by The Wrexham Gas Fired Generating Station Order 2017 (S.I. 2017/766), **Sch. 7 para. 3**
- C55 Act applied (with modifications) (5.9.2017) by The London Overground (Barking Riverside Extension) Order 2017 (S.I. 2017/830), **art. 31** (with Sch. 8 para. 20)
- C56 Act applied (with modifications) (5.9.2017) by The London Overground (Barking Riverside Extension) Order 2017 (S.I. 2017/830), **Sch. 3 para. 3** (with Sch. 8 para. 20)
- C57 Act modified (19.12.2017) by The Network Rail (Buxton Sidings Extension) Order 2017 (S.I. 2017/1150), **art. 26(3)** (with art. 32(2))
- C58 Act applied (with modifications) (19.12.2017) by The Network Rail (Buxton Sidings Extension) Order 2017 (S.I. 2017/1150), **Sch. 7 paras. 1, 2** (with art. 32(2))
- C59 Act applied (with modifications) (2.1.2018) by The Boston Barrier Order 2017 (S.I. 2017/1329), **art. 41** (with arts. 55-57, Sch. 8 para. 13)
- C60 Act applied (with modifications) (2.1.2018) by The Boston Barrier Order 2017 (S.I. 2017/1329), art. 1, **Sch. 3 paras. 1, 3** (with arts. 55-57, Sch. 8 para. 13)
- C61 Act modified (4.1.2018) by The Blackpool Tramway (Blackpool North Extension) Order 2017 (S.I. 2017/1214), **Sch. 4 para. 2** (with arts. 58, 59)
- C62 Act modified (18.4.2018) by The Network Rail (Hope Valley Capacity) Order 2018 (S.I. 2018/446), **Sch. 6 para. 2** (with arts. 24(8), 33(2))
- C63 Act modified (18.4.2018) by The Network Rail (Hope Valley Capacity) Order 2018 (S.I. 2018/446), **art. 27(3)** (with arts. 24(8), 33(2))
- C64 Act applied (18.4.2018) by The Network Rail (Hope Valley Capacity) Order 2018 (S.I. 2018/446), **art. 28(5)** (with arts. 24(8), 28(6), 33(2))
- C65 Act modified (31.5.2018) by The Silvertown Tunnel Order 2018 (S.I. 2018/574), **Sch. 5 para. 2**
- C66 Act modified (31.5.2018) by The Silvertown Tunnel Order 2018 (S.I. 2018/574), **art. 37(3)**
- C67 Act modified (4.6.2018) by The Network Rail (Kings Mill No. 1 Level Crossing) (Land Acquisition and Closure) Order 2018 (S.I. 2018/571), **art. 12**
- C68 Act modified (4.6.2018) by The Network Rail (Kings Mill No. 1 Level Crossing) (Land Acquisition and Closure) Order 2018 (S.I. 2018/571), **Sch. 2 para. 2**
- C69 Act modified (28.6.2018) by The High Speed Rail (London West Midlands) (Greatmoor Railway Sidings Etc.) Order 2018 (S.I. 2018/693), **art. 12(3)**
- C70 Act modified (28.6.2018) by The High Speed Rail (London West Midlands) (Greatmoor Railway Sidings Etc.) Order 2018 (S.I. 2018/693), **Sch. 6 para. 2**
- C71 Act modified (24.8.2018) by The Network Rail (Werrington Grade Separation) Order 2018 (S.I. 2018/923), **Sch. 9 para. 2** (with art. 31(2))
- C72 Act modified (26.9.2018) by The Network Rail (Felixstowe Branch Line Improvements Level Crossings Closure) Order 2018 (S.I. 2018/937), **art. 16**
- C73 Act applied (with modifications) (26.9.2018) by The Network Rail (Felixstowe Branch Line Improvements Level Crossings Closure) Order 2018 (S.I. 2018/937), **Sch. 8 para. 2**
- C74 Act modified (3.10.2018) by The A19/A184 Testos Junction Alteration Development Consent Order 2018 (S.I. 2018/994), **Sch. 6 para. 2** (with arts. 3(3), 5)
- C75 Act applied (with modifications) (12.10.2018) by The Eggborough Gas Fired Generating Station Order 2018 (S.I. 2018/1020), **Sch. 9 para. 3** (with arts. 6, 42)
- C76 Act modified (13.3.2019) by The Port of Tilbury (Expansion) Order 2019 (S.I. 2019/359), **art. 39(3)** (with arts. 55, 56)
- C77 Act modified (13.3.2019) by The Port of Tilbury (Expansion) Order 2019 (S.I. 2019/359), **Sch. 5 para. 2** (with arts. 55, 56)

Status: Point in time view as at 21/05/2020.

Changes to legislation: Land Compensation Act 1961, Introductory Text is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- C78** Act modified (3.4.2019) by The Millbrook Gas Fired Generating Station Order 2019 (S.I. 2019/578), **art. 1, Sch. 8 para. 3**
- C79** Act applied (with modifications) (7.5.2019) by The Midland Metro (Birmingham City Centre Extension, etc.) (Edgbaston Extension Land Acquisition) Order 2019 (S.I. 2019/882), arts. 1, 7, **Sch. 2 para. 2** (with arts. 12, 18)
- C80** Act modified (10.10.2019) by The Abergelli Power Gas Fired Generating Station Order 2019 (S.I. 2019/1268), **art. 1, Sch. 8 para. 3**
- C81** Act modified (25.10.2019) by The Drax Power (Generating Stations) Order 2019 (S.I. 2019/1315), **art. 1, Sch. 9 para. 3**
- C82** Act modified (25.2.2020) by The Network Rail (East West Rail) (Bicester to Bedford Improvements) Order 2020 (S.I. 2020/114), **Sch. 13 para. 2** (with art. 37(2))
- C83** Act modified (27.2.2020) by The A30 Chiverton to Carland Cross Development Consent Order 2020 (S.I. 2020/121), **Sch. 6 para. 2** (with art. 3(1))
- C84** Act applied (with modifications) (4.3.2020) by The Midland Metro (Birmingham Eastside Extension) Order 2020 (S.I. 2020/141), **Sch. 5 para. 2** (with arts. 47, 48, Sch. 10 para. 19)
- C85** Act modified (4.3.2020) by The Midland Metro (Birmingham Eastside Extension) Order 2020 (S.I. 2020/141), **art. 37(3)** (with arts. 47, 48, Sch. 10 para. 19)
- C86** Act modified (14.4.2020) by The Reinforcement to the North Shropshire Electricity Distribution Network Order 2020 (S.I. 2020/325), art. 1, **Sch. 4 para. 3** (with art. 7)
- C87** Act modified (30.4.2020) by The A585 Windy Harbour to Skippool Highway Development Consent Order 2020 (S.I. 2020/402), art. 1, **Sch. 6 para. 2** (with arts. 5, 44)
- C88** Act modified (1.5.2020) by The Riverside Energy Park Order 2020 (S.I. 2020/419), **Sch. 8 para. 3** (with art. 7)
- C89** Act modified (21.5.2020) by The Lake Lothing (Lowestoft) Third Crossing Order 2020 (S.I. 2020/474), **Sch. 7 para. 2** (with arts. 51, 57)
- C90** Act modified (21.5.2020) by The Lake Lothing (Lowestoft) Third Crossing Order 2020 (S.I. 2020/474), **art. 39(3)** (with arts. 51, 57)

Commencement Information

- 11** Act wholly in force at 1.8.1961 see s. 42(2)

Status:

Point in time view as at 21/05/2020.

Changes to legislation:

Land Compensation Act 1961, Introductory Text is up to date with all changes known to be in force on or before 28 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.