



# Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947

## CHAPTER 42

### ACQUISITION OF LAND (AUTHORISATION PROCEDURE) (SCOTLAND) ACT 1947

- 1 Procedure for compulsory purchase of land by local authorities, and by the Minister of Transport, the Minister of Civil Aviation and the Secretary of State for certain purposes.
- 2 Temporary powers for speedy acquisition of land in urgent cases.
- 3 Power to extinguish certain public rights of way over land acquired.
- 4 Notification of purchase' of war-damaged land to War Damage Commission.
- 5 Provisions as to inquiries and as to service of certain notices.
- 6 Application of s. 1 to local Acts.
- 7 Interpretation.
- 8 Repeals and consequential and transitional provisions.
- 9 Short title and extent.

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#### SCHEDULES.

##### FIRST SCHEDULE — Procedure for authorising compulsory purchases. PART I

###### *Purchases by local authorities.*

- 1 A compulsory purchase order authorising a compulsory purchase by a...
- 2 The compulsory purchase order shall be in the prescribed form...
- 3 Before submitting the order to the confirming authority, the acquiring...
- 4 (1) If no objection is duly made by any such...

- 5 The order as confirmed by the confirming authority shall not,...  
6 As soon as may be after the order has been...

## PART II

*Purchases by Ministers.*

- 7 (1) A compulsory purchase order authorising a compulsory purchase  
by...

## PART III

*Special provisions as to certain descriptions of land.*

- 8 The following provisions of this Part of this Schedule shall...  
9 A compulsory purchase order shall, in so far as it...  
10 Where a compulsory purchase order has been submitted or prepared...  
11 (1) In so far as a compulsory purchase order authorises...  
12 A compulsory purchase order, in so far as it authorises...  
13 As soon as may be after the giving of a...  
14 In the case of land falling within two or more...

## PART IV

*Validity and date of operation of compulsory purchase orders.*

- 15 (1) If any person aggrieved by a compulsory purchase order...  
16 Subject to the provisions of the last foregoing paragraph a...  
17 This Part of this Schedule shall not apply to an...

## PART V

*General.*

- 18 Anything required or authorised by this Schedule to be prescribed...  
19 (1) Any notice or other document required or authorised to...

SECOND — Incorporation of enactments.  
SCHEDULE  
PART I

*The Lands Clauses Acts and the Railways Clauses Consolidation (Scotland) Act, 1845.*

- 1 In relation to any compulsory purchase to which the provisions...  
2 The following sections of the Lands Clauses Consolidation (Scotland)  
Act,...  
3 (1) Where a local authority or Minister have been authorised...  
4 The following provisions shall have effect in substitution for the...  
5 Notices required to be served by the acquiring authority may,...  
6 (1) A compulsory purchase order may make provision for the...

## PART II

*The Acquisition of Land (Assessment of Compensation) Act, 1919.*

- 7 The arbiter shall not take into account any interest in...

## PART III

*Purchases under Section 2.*

- 8 In relation to a compulsory purchase authorised in accordance with...

THIRD SCHEDULE — Provisions as to Authorisations under Section 2.

- 1 (1) No authorisation under section two of this Act shall...
- 2 (1) Before an authorisation is given under section two of...
- 3 Before giving an authorisation under section two of this Act...
- 4 Anything authorised or required by this Schedule or by section...

FOURTH SCHEDULE — Public local inquiries.

- 1 The Minister shall appoint a person to hold the inquiry...
- 2 The person appointed to hold the inquiry shall notify any...
- 3 The person appointed to hold the inquiry may, on the...
- 4 The person appointed to hold the inquiry may administer oaths...
- 5 Any person who refuses or wilfully neglects to attend in...
- 6 Where the inquiry arises out of a proposed acquisition of...
- 7 Any order by the Minister under paragraph 6 of this...

FIFTH SCHEDULE — Enactments Repealed.