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*Status: Point in time view as at 01/10/2020.*

*Changes to legislation: There are currently no known outstanding effects for the The Home Loss Payments (Prescribed Amounts) (England) Regulations 2020. (See end of Document for details)*

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## STATUTORY INSTRUMENTS

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**2020 No. 739**

# ACQUISITION OF LAND, ENGLAND

## COMPENSATION

### The Home Loss Payments (Prescribed Amounts) (England) Regulations 2020

<i>Made</i>	- - - -	<i>14th July 2020</i>
<i>Laid before Parliament</i>		<i>17th July 2020</i>
<i>Coming into force</i>	- -	<i>1st October 2020</i>

The Secretary of State, in exercise of the powers conferred by section 30(5) of the Land Compensation Act 1973 <sup>M1</sup>, makes the following Regulations:

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#### Marginal Citations

**M1** 1973 c. 26. Section 30 was substituted by section 68(3) of the [Planning and Compensation Act 1991](#) (c. 34). There are other amendments not relevant to this instrument.

#### Citation, commencement and application

1.—(1) These Regulations may be cited as the Home Loss Payments (Prescribed Amounts) (England) Regulations 2020 and come into force on 1st October 2020.

(2) These Regulations apply in relation to cases of displacement <sup>M2</sup> in England only.

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#### Commencement Information

**I1** [Reg. 1](#) in force at 1.10.2020, see [reg. 1\(1\)](#)

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#### Marginal Citations

**M2** [Section 29\(1\)](#) of the Land Compensation Act 1973 sets out the circumstances in which a person displaced from a dwelling is entitled to a home loss payment (as defined in that section).

#### Revision of prescribed amounts for home loss payment

2.—(1) This regulation applies where the date of displacement is on or after 1st October 2020.

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- (2) For the purposes of section 30(1) of the Land Compensation Act 1973—
- (a) the prescribed maximum amount of home loss payment <sup>M3</sup> is £65,000; and
  - (b) the prescribed minimum amount of home loss payment is £6,500.
- (3) For the purposes of section 30(2) of the Land Compensation Act 1973, the prescribed amount of home loss payment is £6,500.

**Commencement Information**

**I2** [Reg. 2](#) in force at 1.10.2020, see [reg. 1\(1\)](#)

**Marginal Citations**

**M3** See section 29(1) of the Land Compensation Act 1973 for the definition of home loss payment.

**Revocation and savings**

3.—(1) Subject to paragraph (2), the Home Loss Payments (Prescribed Amounts) (England) Regulations 2019 <sup>M4</sup> are revoked.

(2) The Regulations mentioned in paragraph (1) are to continue to have effect in relation to a displacement occurring before 1st October 2020 <sup>M5</sup>.

**Commencement Information**

**I3** [Reg. 3](#) in force at 1.10.2020, see [reg. 1\(1\)](#)

**Marginal Citations**

**M4** [S.I. 2019/1117](#).

**M5** [Regulation 3\(2\)](#) of the Home Loss Payments (Prescribed Amounts) (England) Regulations 2019 makes saving provision in relation to displacements occurring before 1<sup>st</sup> October 2019.

Signed by authority of the Secretary of State for Housing, Communities and Local Government

Ministry of Housing, Communities and Local  
Government

*Christopher Pincher*  
Minister of State

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations prescribe the maximum and minimum amount of home loss payments payable in England under section 30(1) of the Land Compensation Act 1973 (c. 26) (“the Act”) and the amount payable under section 30(2) of the Act.

A person is entitled to a home loss payment when they are displaced from a dwelling on any land in consequence of the compulsory acquisition of an interest in that dwelling or in the other circumstances specified in section 29 of the Act, subject to the terms of that section. Section 30 of the Act specifies the amount of home loss payment in each case.

Section 30(1) of the Act provides that in cases where a person occupying (or treated as occupying) a dwelling on the date of displacement has an owner's interest (being the interest of a person who is an owner as defined in section 7 of the Acquisition of Land Act 1981 (c. 67)), the amount of the home loss payment is calculated as a percentage of the market value of the interest, subject to a maximum and minimum amount.

Section 30(2) specifies the amount of the home loss payment in any other case.

Regulation 2(2)(a) of these Regulations increases the maximum amount of home loss payment under section 30(1) of the Act from £64,000 to £65,000, and regulation 2(2)(b) increases the minimum amount from £6,400 to £6,500.

Regulation 2(3) increases the amount of home loss payment under section 30(2) of the Act from £6,400 to £6,500.

The revised amounts apply where the date of displacement is on or after 1st October 2020.

Regulation 3 revokes, with savings, the Home Loss Payments (Prescribed Amounts) (England) Regulations 2019 (S.I. 2019/1117).

An impact assessment has not been produced for these Regulations as they put into effect an uprating in line with house price inflation.

The Explanatory Memorandum will be published alongside the instrument on [www.legislation.gov.uk](http://www.legislation.gov.uk).

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