

Acquisition of Land Act 1981 c. 67

Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 1

Law In Force

Version 1 of 1

30 January 1982 - Present

Subjects

Planning; Real property

Keywords

Proprietary rights; Statutory definition

1.

In this Schedule “*right*” means a right to which section 28(1) of this Act applies, or any right to which this Schedule is applied by any Act passed after this Act.

[1](#) [2](#)

Notes

- 1 Act applied with (modifications) by Housing Act 1985 (c.68), s.578 Act applied by Housing Associations Act 1985 (c.69), s.88(3)(a) Act applied by Airports Act 1986 (c.31), s.59(1)(a) Act extended by Airports Act 1986 (c.31), s.58, Sch. 2 para. 1(1) Act applied by Gas Act 1986 (c.44), s.9(3), Sch. 3 Pt. II para. 4 Act extended by Gas Act 1986 (c.44), s.67(1)(3), Sch. 7 para. 2(1)(xiii), Sch. 8 para. 33 Act modified by Gas Act 1986 (c.44), s. 67(1)(3), Sch. 7 para. 2(10) (d) Act applied by Norfolk and Suffolk Broads Act 1988 (c.4), ss. 2(6), 23(2), 27(2), Sch. 3 para. 44(4) Act applied (with modifications) by Education Reform Act 1988 (c.40), ss. 190(6), 201(6) Act applied (with modifications) by Housing Act 1988 (c.50), ss. 77(4), 78(1), Sch. 10 Pt. I para. 1 Act applied by Water Act 1989 (c.15), s.151(4) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act extended by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(2)(xxvii) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act modified by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(10)(ix) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act amended by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(11)(v) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act applied (with modifications) by Electricity Act 1989 (c.29), ss. 10(1)(2), 112(3), Sch. 3 Pt. II para. 5, Sch. 17 para. 35(1) Act amended by Electricity Act 1989 (c.29), s. 112(1)(3), Sch. 16 para. 2(2)(9)(g), Sch. 17 paras. 33, 35(1) Act modified by Electricity Act 1989 (c.29), s. 112(1)(3), Sch. 16 para. 3(2)(h), Sch. 17 paras. 33, 35(1) Act applied by Town and Country Planning Act 1990 (c.8), ss.226(7), 228(7), 254(2) Act applied by Planning (Listed Buildings and Conservation Areas) Act 1990 (c.9), ss. 47(2), 61(2) Act applied (with modifications) by National Health Service and Community Care Act 1990 (c.19), s.1(2), Sch. 1 Pt. I para. 26(2)(3)
- 2 Sch. 3 applied by Housing Act 1988 (c.50), s. 77(5)(6);; by Water Act 1989 (c.15), s. 151(4), (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58); by Electricity Act 1989 (c.29), ss. 10(1), 112(3), Pt. II para. 5, Sch. 17 para. 35(1)Section 28 and (with modifications) by Water Act

Notes

1989 (c.15), s. 155(3)(7), Sch. 20 paras. 6(1)(b)(c) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)

Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS > Part I > para. 1

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 2

Law In Force

Version 1 of 1

30 January 1982 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Compulsory purchase orders; Proprietary rights; Variation

2.—

(1) This Act shall have effect with the modifications necessary to make it apply to the compulsory acquisition of a right as it applies to the compulsory acquisition of land, so that, in appropriate contexts, references in this Act to land are read as referring, or as including references, to the right acquired or to be acquired, or to land over which the right is, or is to be, exercisable, according to the requirements of the particular context.

(2) Without prejudice to the generality of sub-paragraph (1) above, [Part II](#) of this Schedule shall apply to the compulsory acquisition of a right in substitution for [Part III](#) of this Act.

[1](#) [2](#)

Notes

- [1](#) Act applied with (modifications) by Housing Act 1985 (c.68), s.578 Act applied by Housing Associations Act 1985 (c.69), s.88(3)(a) Act applied by Airports Act 1986 (c.31), s.59(1)(a) Act extended by Airports Act 1986 (c.31), s.58, Sch. 2 para. 1(1) Act applied by Gas Act 1986 (c.44), s.9(3), Sch. 3 Pt. II para. 4 Act extended by Gas Act 1986 (c.44), s.67(1)(3), Sch. 7 para. 2(1)(xiii), Sch. 8 para. 33 Act modified by Gas Act 1986 (c.44), s. 67(1)(3), Sch. 7 para. 2(10) (d) Act applied by Norfolk and Suffolk Broads Act 1988 (c.4), ss. 2(6), 23(2), 27(2), Sch. 3 para. 44(4) Act applied (with modifications) by Education Reform Act 1988 (c.40), ss. 190(6), 201(6) Act applied (with modifications) by Housing Act 1988 (c.50), ss. 77(4), 78(1), Sch. 10 Pt. I para. 1 Act applied by Water Act 1989 (c.15), s.151(4) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act extended by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(2)(xxvii) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act modified by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(10)(ix) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act amended by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(11)(v) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act applied (with modifications) by Electricity Act 1989 (c.29), ss. 10(1)(2), 112(3), Sch. 3 Pt. II para. 5, Sch. 17 para. 35(1) Act amended by Electricity Act 1989 (c.29), s. 112(1)(3), Sch. 16 para. 2(2)(9)(g), Sch. 17 paras. 33, 35(1) Act modified by Electricity Act 1989 (c.29), s. 112(1)(3), Sch. 16 para. 3(2)(h), Sch. 17 paras. 33, 35(1) Act applied by Town and Country Planning Act 1990 (c.8), ss.226(7), 228(7), 254(2) Act applied by Planning (Listed Buildings and Conservation Areas) Act 1990 (c.9), ss. 47(2), 61(2) Act applied (with modifications) by National Health Service and Community Care Act 1990 (c.19), s.1(2), Sch. 1 Pt. I para. 26(2)(3)

Notes

- 2 Sch. 3 applied by Housing Act 1988 (c.50), s. 77(5)(6);; by Water Act 1989 (c.15), s. 151(4), (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58); by Electricity Act 1989 (c.29), ss. 10(1), 112(3), Pt. II para. 5, Sch. 17 para. 35(1)Section 28 and (with modifications) by Water Act 1989 (c.15), s. 155(3)(7), Sch. 20 paras. 6(1)(b)(c) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE
CREATION OF NEW RIGHTS > Part I > General modifications > para. 2*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 3

Law In Force

Version 2 of 2

25 September 1991 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Compulsory purchase orders; Proprietary rights; Statutory undertakings

3.—

(1) This paragraph applies where the land over which a right is to be acquired by virtue of a compulsory purchase order includes land which has been acquired by statutory undertakers for the purposes of their undertaking and on a representation made to the appropriate Minister before the expiration of the time within which objections to the order can be made he is satisfied—

(a) that any of the said land is used for the purposes of the carrying on of their undertaking, or

(b) that an interest in any of the said land is held for those purposes [...] ¹

[and the representation is not withdrawn.] ¹

(2) The compulsory purchase order shall not be confirmed or made so as to authorised the compulsory purchase of a right over any land as to which the appropriate Minister is satisfied as aforesaid except land as to which he is satisfied that its nature and situation are such—

(a) that the right can be purchased without serious detriment to the carrying on of the undertaking, or

(b) that any detriment to the carrying on of the undertaking, in consequence of the acquisition of the right, can be made good by the undertakers by the use of other land belonging to or available for acquisition by them,

and certifies accordingly.

Notes

¹ Words added by Planning and Compensation Act 1991 c. 34 [Sch.15\(I\) para.10\(1\)](#) (September 25, 1991)

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS > Part II
ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND > Statutory undertakers land > para. 3*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 4

Law In Force

Version 9 of 9

25 June 2013 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Compulsory purchase orders; Local authorities; Parliamentary procedure; Real property; Statutory undertakings

4.—

(1) This paragraph applies to land which—

(a) is the property of a local authority, or

(b) has been acquired by statutory undertakers, who are not a local authority, for the purposes of their undertaking.

(2) Subject to sub-paragraph (3) below, a compulsory purchase order shall, in so far as it authorises the compulsory purchase of rights over land to which this paragraph applies, be subject to special parliamentary procedure in any case where an objection to [the compulsory purchase of the rights]¹ has been made by the local authority, or as the case may be the statutory undertakers, and has not been withdrawn.

(3) Sub-paragraph (2) above shall not apply to the compulsory acquisition of an interest in land where the person acquiring the interest is a local authority (as defined in sub-paragraph (4) below), [a National Park authority,]² [an urban development corporation [, a Mayoral development corporation]⁴ [...] ⁵ ,] ³ [...] ⁶ [...] ⁷ [a Welsh planning board,]⁸ any statutory undertakers or a Minister.

(4) In sub-paragraph (3) above—

“*local authority*” means —

(a) in relation to England, the council of a county or [county borough]⁹ , the council of a London borough, the Common Council of the City of London and the Greater London Council,

(b) in relation to Wales, the council of a county or district,

and this definition applies to the Isles of Scilly as if the Council of those Isles were the council of a county;

“*statutory undertakers*” has the same meaning as in [section 17\(3\)](#) of this Act.

[

“*a Welsh planning board*” means a board constituted under—

(a) [section 2\(1B\)](#) of the [Town and Country Planning Act 1990](#)[.]¹¹

[...] ¹¹

] ¹⁰

Notes

- 1 Words substituted by Growth and Infrastructure Act 2013 c. 27 [s.25\(7\)\(b\)](#) (June 25, 2013: substitution has effect subject to transitional and saving provisions specified in SI 2013/1488 art.8(3))
 - 2 Words inserted by Environment Act 1995 c. 25 [Sch.10 para.21\(2\)](#) (November 23, 1995)
 - 3 Words added by Planning and Compensation Act 1991 c. 34 [Sch.15\(I\) para.11](#) (September 25, 1991)
 - 4 Words inserted by Localism Act 2011 c. 20 [Sch.22 para.7\(4\)](#) (January 15, 2012)
 - 5 Words repealed by Welsh Development Agency (Transfer of Functions to the National Assembly for Wales and Abolition) Order 2005/3226 [Sch.2\(1\) para.9\(2\)](#) (April 1, 2006: repeal has effect subject to transitional provisions specified in SI 2005/3226 art.3)
 - 6 Words repealed by Government of Wales Act 1998 c. 38 [Sch.18\(V\) para.1](#) (October 1, 1998)
 - 7 Words repealed by Environment Act 1995 c. 25 [Sch.24 para.](#) (April 1, 1997 as SI 1996/2560)
 - 8 Words inserted by Local Government (Wales) Act 1994 c. 19 [Sch.6\(II\) para.17\(2\)\(a\)](#) (April 1, 1996)
 - 9 Words substituted by Local Government (Wales) Act 1994 c. 19 [Sch.16 para.64\(2\)](#) (April 1, 1996)
 - 10 Definition inserted by Local Government (Wales) Act 1994 c. 19 [Sch.6\(II\) para.17\(2\)\(b\)](#) (April 1, 1996)
 - 11 Repealed by Environment Act 1995 c. 25 [Sch.24 para.](#) (April 1, 1997 as SI 1996/2560)
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*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS >
Part II ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND > Orders subject
to special parliamentary procedure Local authority and statutory undertakers' land > para. 4*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 5

Law In Force

Version 2 of 2

25 June 2013 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Authorisation; Compulsory purchase orders; National Trust; Parliamentary procedure; Real property

5.—

- (1) This paragraph applies to land belonging to the National Trust which is held by the Trust inalienably.
- (2) A compulsory purchase order shall, in so far as it authorises the compulsory purchase of rights over land to which this paragraph applies, be subject to special parliamentary procedure in any case where an objection to [the compulsory purchase of the rights]¹ has been duly made by the National Trust and has not been withdrawn.
- (3) In this paragraph “*held inalienably*”, in relation to land belonging to the National Trust, means that the land is inalienable under [section 21](#) of the [National Trust Act 1907](#) or [section 8](#) of the [National Trust Act 1939](#).

Notes

- ¹ Words substituted by Growth and Infrastructure Act 2013 c. 27 [s.25\(7\)\(b\)](#) (June 25, 2013: substitution has effect subject to transitional and saving provisions specified in SI 2013/1488 art.8(3))

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS > Part II
ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND > National Trust land > para. 5*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 6

Law In Force

Version 2 of 2

25 September 1991 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Authorisation; Commons; Compulsory purchase orders; Open spaces; Parliamentary procedure

6.—

(1) In so far as a compulsory purchase order authorises the acquisition of a right over land forming part of a common, open space or fuel or field garden allotment, it shall be subject to special parliamentary procedure unless the Secretary of State is satisfied—

(a) that the land, when burdened with that right, will be no less advantageous to those persons in whom it is vested and other persons, if any, entitled to rights of common or other rights, and to the public, than it was before, or

[

(aa) that the right is being acquired in order to secure the preservation or improve the management of the land

] ¹

(b) that there has been or will be given in exchange for the right additional land which will as respects the persons in whom there is vested the land over which the right is to be acquired, the persons, if any, entitled to rights of common or other rights over that land, and the public, be adequate to compensate them for the disadvantages which result from the acquisition of the right, and that the additional land has been or will be vested in the persons in whom there is vested the land over which the right is to be acquired, and subject to the like rights, trusts and incidents as attach to that land apart from the compulsory purchase order, or

(c) that the land affected by the right to be acquired does not exceed 250 square yards in extent, and that the giving of other land in exchange for the right is unnecessary, whether in the interests of the persons, if any, entitled to rights of common or other rights or in the interests of the public,

and certifies accordingly.

(2) In the case of a compulsory purchase order under the [Highways Act 1980](#) sub-paragraph (1)(c) above shall have effect as if after the words “extent” there were inserted the words “or the right is required in connection with the widening or drainage of an existing highway or in connection partly with the widening and partly with the drainage of such a highway”.

(3) Where it is proposed to give a certificate under this paragraph, the Secretary of State shall [direct the acquiring authority to] ² give public notice of his intention so to do, and—

(a) after affording opportunity to all persons interested to make representations and objections in relation thereto, and

(b) after causing a public local inquiry to be held in any case where it appears to him to be expedient so to do, having regard to any representations or objections made,

the Secretary of State may, after considering any representations and objections made and, if any inquiry has been held, the report of the person who held the inquiry, give the certificate.

[

(3A) Notice under sub-paragraph (3) above shall be given in such form and manner as the Secretary of State may direct.

] ³

(4) A compulsory purchase order may provide for vesting land given in exchange as mentioned in sub-paragraph (1) above in the persons, and subject to the rights, trusts and incidents, therein mentioned, and [except where the Secretary of State has given his certificate under sub-paragraph (1)(aa) above,] ⁴ for discharging the land over which any right is to be acquired from all rights, trusts and incidents to which it has previously been subject so far as their continuance would be inconsistent with the exercise of that right.

(5) In this paragraph—

“*common*” includes any land subject to be enclosed under the Inclosure Acts 1845 to 1882, and any town or village green,

“*fuel or field garden allotment*” means any allotment set out as a fuel allotment, or a field garden allotment, under an Inclosure Act,

“*open space*” means any land laid out as a public garden, or used for the purpose of public recreation, or land being a disused burial ground.

Notes

- 1 Added by Planning and Compensation Act 1991 c. 34 [Sch.15\(I\) para.12\(2\)\(a\)](#) (September 25, 1991)
 - 2 Words added by Planning and Compensation Act 1991 c. 34 [Sch.15\(I\) para.12\(2\)\(b\)](#) (September 25, 1991)
 - 3 Added by Planning and Compensation Act 1991 c. 34 [Sch.15\(I\) para.12\(2\)\(c\)](#) (September 25, 1991)
 - 4 Words added by Planning and Compensation Act 1991 c. 34 [Sch.15\(I\) para.12\(2\)\(d\)](#) (September 25, 1991)
-

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS > Part II
ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND > Commons, open spaces etc. > para. 6*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 7

Repealed

Version 2 of 2

25 September 1991 - Present

Subjects

Local government; Planning; Real property

[...] ¹

Notes

- ¹ Repealed by Planning and Compensation Act 1991 c. 34 [Sch.19\(III\) para.1](#) (September 25, 1991 as SI 1991/2067)

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS > Part II
ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND > Ancient monuments > para. 7*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 8

Law In Force

Version 1 of 1

30 January 1982 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Authorisation; Compulsory purchase orders; Local authorities; Parliamentary procedure; Real property; Statutory undertakings

8.

In the case of land falling within more than one of paragraphs 4 to 7 above, a compulsory purchase order shall be subject to special parliamentary procedure if required to be subject thereto by any of those paragraphs.

[1](#) [2](#)

Notes

- 1 Act applied with (modifications) by Housing Act 1985 (c.68), s.578 Act applied by Housing Associations Act 1985 (c.69), s.88(3)(a) Act applied by Airports Act 1986 (c.31), s.59(1)(a) Act extended by Airports Act 1986 (c.31), s.58, Sch. 2 para. 1(1) Act applied by Gas Act 1986 (c.44), s.9(3), Sch. 3 Pt. II para. 4 Act extended by Gas Act 1986 (c.44), s.67(1)(3), Sch. 7 para. 2(1)(xiii), Sch. 8 para. 33 Act modified by Gas Act 1986 (c.44), s. 67(1)(3), Sch. 7 para. 2(10) (d) Act applied by Norfolk and Suffolk Broads Act 1988 (c.4), ss. 2(6), 23(2), 27(2), Sch. 3 para. 44(4) Act applied (with modifications) by Education Reform Act 1988 (c.40), ss. 190(6), 201(6) Act applied (with modifications) by Housing Act 1988 (c.50), ss. 77(4), 78(1), Sch. 10 Pt. I para. 1 Act applied by Water Act 1989 (c.15), s.151(4) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act extended by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(2)(xxvii) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act modified by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(10)(ix) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act amended by Water Act 1989 (c.15), s. 190, Sch. 25 para. 1(11)(v) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58) Act applied (with modifications) by Electricity Act 1989 (c.29), ss. 10(1)(2), 112(3), Sch. 3 Pt. II para. 5, Sch. 17 para. 35(1) Act amended by Electricity Act 1989 (c.29), s. 112(1)(3), Sch. 16 para. 2(2)(9)(g), Sch. 17 paras. 33, 35(1) Act modified by Electricity Act 1989 (c.29), s. 112(1)(3), Sch. 16 para. 3(2)(h), Sch. 17 paras. 33, 35(1) Act applied by Town and Country Planning Act 1990 (c.8), ss.226(7), 228(7), 254(2) Act applied by Planning (Listed Buildings and Conservation Areas) Act 1990 (c.9), ss. 47(2), 61(2) Act applied (with modifications) by National Health Service and Community Care Act 1990 (c.19), s.1(2), Sch. 1 Pt. I para. 26(2)(3)
- 2 Sch. 3 applied by Housing Act 1988 (c.50), s. 77(5)(6);; by Water Act 1989 (c.15), s. 151(4), (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58); by Electricity Act 1989 (c.29), ss. 10(1), 112(3), Pt. II para. 5, Sch. 17 para. 35(1)Section 28 and (with modifications) by Water Act

Notes

1989 (c.15), s. 155(3)(7), Sch. 20 paras. 6(1)(b)(c) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 57(6), 58)

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF
NEW RIGHTS > Part II ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS
OF LAND > Land within more than one provision in this Schedule > para. 8*

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Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS

para. 9

Law In Force With Amendments Pending

Version 2 of 3

31 January 2024 - Present

Subjects

Planning; Real property

Keywords

Acquisition of land; Authorisation; Certificates; Compulsory purchase orders; Notices; Parliamentary procedure; Publication

England

[

9.

As soon as may be after the giving of a certificate under this Schedule, the acquiring authority shall publish—

(a) in one or more local newspapers circulating in the locality in which the land comprised in the order is situated, and

(b) on an appropriate website, until the end of the period of 6 weeks beginning with the day on which the certificate is given,

a notice in the prescribed form stating that the certificate has been given.

] ¹

Wales

9.

As soon as may be after the giving of a certificate under this Schedule, the acquiring authority shall publish in one or more local newspapers circulating in the locality in which the land comprised in the order is situated a notice in the prescribed form stating that the certificate has been given.

Notes

- ¹ Existing text renumbered as Sch.3 para.9(a) and Sch.3 para.9(b) inserted by Levelling-up and Regeneration Act 2023 c. 55 Pt 9 s.181(8) (January 31, 2024: 2023 c.55 s.181(8) came into force on January 31, 2024 as specified in SI 2024/92 reg.2(j) for the limited purpose of making regulations; April 30, 2024 as SI 2024/389 reg.3(a) subject to transitional provision specified in SI 2024/389 reg.4 otherwise)

*Schedule 3 ACQUISITION OF RIGHTS OVER LAND BY THE CREATION OF NEW RIGHTS > Part II
ACQUISITION OF NEW RIGHTS OVER SPECIAL KINDS OF LAND > Notice of giving of certificate > para. 9*

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