

## Compulsory Purchase Act 1965 c. 56

### s. 10 Further provision as to compensation for injurious affection.



Law In Force

Version 2 of 2

1 June 2009 - Present

#### Subjects

Planning

#### Keywords

Compensation; Compulsory purchase; Dogs; Injurious affection

#### 10.— Further provision as to compensation for injurious affection.

(1) If any person claims compensation in respect of any land, or any interest in land, which has been taken for or injuriously affected by the execution of the works, and for which the acquiring authority have not made satisfaction under the provisions of this Act, or of the special Act, any dispute arising in relation to the compensation shall be referred to and determined by the [Upper Tribunal] <sup>1</sup> .

(2) This section shall be construed as affording in all cases a right to compensation for injurious affection to land which is the same as the right which [section 68](#) of the [Lands Clauses Consolidation Act 1845](#) has been construed as affording in cases where the amount claimed exceeds fifty pounds.

(3) Where this Part of this Act applies by virtue of [[Part IX](#) of the [Town and Country Planning Act 1990](#)] <sup>2</sup> reference in this section to the acquiring authority shall be construed in accordance with [[section 245\(4\)\(b\)](#) of that Act] <sup>3</sup> .

### Notes

1 Words substituted by Transfer of Tribunal Functions (Lands Tribunal and Miscellaneous Amendments) Order 2009/1307 [Sch.1 para.63](#) (June 1, 2009)

2 Words substituted by Planning (Consequential Provisions) Act 1990 (c.11), s.4, Sch. 2 para. 13(2)(a)

3 Words substituted by Planning (Consequential Provisions) Act 1990 (c.11), s. 4, Sch. 2 para. 13(2)(b)

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*Part I COMPULSORY PURCHASE UNDER ACQUISITION OF LAND ACT OF 1946 > Further provision as to compensation for injurious affection > s. 10 Further provision as to compensation for injurious affection.*

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