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SCHEDULES

FIRST SCHEDULE

Sections 12, 29.

COMPULSORY PURCHASE OF LAND UNDER PART II

- 1 (1) The Acquisition of Land (Authorisation Procedure) Act, 1946, shall apply to a compulsory purchase of land under Part II of this Act as if this Act had been in force immediately before the commencement of that Act, but that Act and the enactments applied by that Act shall have effect subject to the provisions of this Act.
- (2) In the case of a compulsory purchase of land under Part II of this Act section one hundred and thirty-three of the Lands Clauses Consolidation Act, 1845 (which relates to promoters making good deficiencies in rates), shall not apply.
- (3) Any compensation payable in pursuance of a compulsory purchase under Part II of this Act by a local authority in respect of any lands, estate or interest of another local authority which would, but for this sub-paragraph, be paid into court in manner provided by the Lands Clauses Acts may, if the Minister consents, instead of being paid into court, be paid and applied as the Minister may determine.

A decision of the Minister under this sub-paragraph shall be final and conclusive.

- 2 (1) A notice relating to a compulsory purchase of land under Part II of this Act which by paragraph (b) of sub-paragraph (1) of paragraph 3 of the First Schedule to the Acquisition of Land (Authorisation Procedure) Act, 1946, is to be served on an owner, lessee or occupier of such land may be served by addressing it to him by the description of "owner" or "lessee" or "occupier" of the land (describing it) to which it relates and by delivering it to some person on the premises or, if there is no person on the premises to whom it may be delivered, by affixing it, or a copy of it, to some conspicuous part of the premises.
- (2) The foregoing sub-paragraph shall be without prejudice to the methods of serving notices prescribed by paragraph 19 of the First Schedule to the said Act.

- 3 Where a local authority are authorised under Part II of this Act to purchase compulsorily any house (and, in the case of a purchase under section twelve of this Act, the house is to be used for housing purposes under Part V of this Act) and the local authority have acquired the right to enter on and take possession of the house by virtue of having served a notice under paragraph 3 of the Second Schedule to the Acquisition of Land (Authorisation Procedure) Act, 1946, the local authority may, instead of exercising that right by taking actual possession of the house, proceed by serving notice on any person then in occupation of the house or any part thereof authorising him to continue in occupation upon terms specified in the notice, or on such other terms as may be agreed; and accordingly where the authority proceed in the manner authorised by this paragraph,—
- (a) the like consequences shall then ensue, with respect to the determination of the rights and liabilities of any person arising out of any interest of his in the house or any part thereof, as would have ensued if the authority had

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taken actual possession on the date of the notice, and the authority may deal with the premises in all respects as if they had done so ; and

- (b) for the purposes of section one hundred and twenty-one of the Lands Clauses Consolidation Act, 1845 (which provides for payment of compensation to persons entitled to possession under short tenancies who are required to give up possession), any person who by virtue of this paragraph ceases to be entitled to receive rent in respect of any premises shall be deemed to have been required to give up possession thereof.

SECOND SCHEDULE

Sections 30, 60.

PAYMENTS IN RESPECT OF UNFIT HOUSES

PART I

ASCERTAINMENT OF AMOUNT PAYABLE FOR WELL-MAINTAINED HOUSES

1 The payment in respect of a house under section thirty or section sixty of this Act shall be an amount ascertained in accordance with the provisions of this Part of this Schedule.

- 2 (1) The payment shall be of an amount equal either—
- (a) to the amount by which the aggregate expenditure which is shown to the satisfaction of the local authority to have been incurred in maintaining the house during the five years immediately before the date on which the relevant order was made exceeds an amount equal to one and one-quarter times the rateable value of the house, or
 - (b) to the rateable value of the house multiplied by the appropriate multiplier,
- whichever is the greater:

Provided that the payment shall not in any case exceed the difference between the full value of the house (that is to say the amount which would have been payable as compensation if it had been purchased compulsorily but not as being unfit for human habitation) and the site value thereof (that is to say the amount which is payable as compensation by virtue of its being purchased compulsorily as being unfit for human habitation, or which would have been so payable if it had been so purchased), and any question as to such value shall be determined, in default of agreement, as if it had been a question of disputed compensation arising on such a purchase.

- (2) No payment shall be made under this paragraph to any person in respect of a house where a payment falls to be made in respect of an interest of that person in that house under Part II of this Schedule :

Provided that where the payment under Part II of this Schedule falls to be made in relation to part only of the house, this sub-paragraph shall not apply to so much of any amount which has been paid or which would otherwise be payable under this Part of this Schedule as may reasonably be attributed to the remainder of the house.

- 3 (1) In the foregoing provisions of this Schedule "the appropriate multiplier " means—
- (a) if at the date of the making of the relevant order the house is occupied by the owner thereof and has been owned or occupied by him or by a member of

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- his family continuously during the three years immediately before that date, three times or such other multiple as may be prescribed;
- (b) if at the said date the house is not so occupied, one-and-a-half times or such other multiple as may be prescribed.

In this sub-paragraph " prescribed " means prescribed by an order made by the Minister by statutory instrument which shall be of no effect until it is approved by a resolution of each House of Parliament.

- (2) In this Part of this Schedule " rateable value " means in relation to a house the value which, in the valuation list in force at the date on which the relevant order is made, is shown on that date as the rateable value of the house, or, where the net annual value differs from the rateable value, as the net annual value.

PART II

PAYMENTS TO OWNER-OCCUPIERS AND OTHERS IN RESPECT OF UNFIT HOUSES PURCHASED OR DEMOLISHED

Private dwellings

- 4 (1) This paragraph shall have effect where at any time before the thirteenth day of December, nineteen hundred and sixty-five, a house has been purchased at site value in pursuance of a compulsory purchase order made by virtue of Part II or Part III of this Act or has been vacated in pursuance of—
- (a) a demolition order under Part II of this Act, or
- (b) a closing order under the proviso to subsection (1) of section seventeen of this Act, or
- (c) a clearance order.
- (2) If on the thirteenth day of December, nineteen hundred and fifty-five, the house was wholly or partly occupied as a private dwelling by (or by a member of the family of) a person who acquired an interest in that house by purchase for value on or after the first day of September, nineteen hundred and thirty-nine, and before—
- (a) the said thirteenth day of December, nineteen hundred and fifty-five, or
- (b) the date when the relevant proceedings leading to the purchase or vacation of the house were begun,
- whichever was the earlier, and at the date when the house was purchased compulsorily or, as the case may be, vacated that person or a member of his family was entitled to an interest in the house, the local authority by whom the order in question was made shall make in respect of that interest a payment of the amount hereinafter specified.
- (3) Where a person ceased to occupy a house or part of a house not more than one year before the said thirteenth day of December, nineteen hundred and fifty-five, by reason only of a posting in the course of his duties as a member of the armed forces of the Crown or of a change in the place of his employment or occupation, the last foregoing sub-paragraph shall have effect as if that person had occupied that house or part on that day in like manner as immediately before he ceased to occupy it.
- (4) The amount of any payment made under this paragraph in respect of an interest shall be an amount equal to its full compulsory purchase value less the compensation

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which was or would have been payable in respect of the interest in connection with the compulsory purchase of the house at site value :

Provided that any amount which would otherwise be payable under this sub-paragraph shall be reduced by so much, if any, of that amount as may reasonably be attributed to any part of the house occupied for any purposes other than those of a private dwelling at the date of the making of the compulsory purchase order, demolition or closing order or clearance order.

- (5) Any question arising under the proviso to the last foregoing sub-paragraph as to the purposes for which any part of a house was occupied shall be determined by the Minister, and subject thereto the amount of any payment in respect of an interest under this paragraph shall be determined (in default of agreement), and any such payment shall be dealt with, as if it were compensation payable in respect of a compulsory purchase of the interest under Part III of this Act:

Provided that, in relation to an interest which, at the date when the house was purchased compulsorily or, as the case may be, vacated, was held by virtue of an agreement to purchase by instalments, this sub-paragraph shall have effect as if the words " and any such payment shall be dealt with " were omitted therefrom, and the payment shall be made to the person entitled to the interest at the said date.

- (6) For the purposes of this paragraph the relevant proceedings leading to the purchase or vacation of the house shall be deemed to have been begun—
- (a) in the case of a house comprised in an area declared as a clearance area, on the date when the area was so declared,
 - (b) in the case of a house authorised by an order confirmed by the Minister under subsection (3) of section fifty-seven of this Act to be purchased compulsorily as being unfit for human habitation and not capable at reasonable expense of being rendered so fit, on the date when the order was made,
 - (c) in the case of a house purchased compulsorily under section twelve of this Act after the court, in allowing an appeal against a notice requiring the execution of works to that house, has found that the house cannot be rendered fit for human habitation at a reasonable expense, on the date when that notice was served,
 - (d) in the case of a house purchased compulsorily under section twenty-nine of this Act, on the date when notice of the determination do purchase was served in pursuance of section nineteen of this Act,
 - (e) in the case of a house vacated in pursuance of a demolition order or closing order, the date when the order was made.
- (7) In this paragraph " family ", in relation to any person, means the husband or wife, the children over eighteen years of age and the parents of that person.

- 5 (1) Where a payment falls to be made under the last foregoing paragraph in respect of any person's interest in a house and at the date when the house was purchased compulsorily or, as the case may be, vacated, that interest was the subject of a mortgage or other charge or an agreement to purchase by instalments, either party to the mortgage, charge or agreement may apply to the county court who, after giving to the other party to the mortgage, charge or agreement an opportunity of being heard, may, if the court thinks fit, make an order—
- (a) in the case of a house which has been purchased compulsorily, discharging or modifying any outstanding liabilities of the person aforesaid by virtue of

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any bond, covenant or other obligation with respect to the debt secured by the mortgage or charge or by virtue of the agreement, or

- (b) in the case of a house vacated in pursuance of a demolition order, closing order or clearance order, discharging or modifying the terms of the mortgage, charge or agreement,

and in either case either unconditionally or subject to such terms and conditions, including conditions with respect to the payment of money, as the court may think just and equitable to impose.

- (2) In determining in any case what order, if any, to make under this paragraph, the court shall have regard to all the circumstances of the case, and in particular in the case of a mortgage or charge—

- (a) to whether the mortgagee or person entitled to the benefit of the charge acted reasonably in advancing the principal sum on the terms of the mortgage or charge, and
- (b) to the extent to which the house may have become unfit for human habitation owing to any default on the part of the mortgagor or person entitled to the interest charged in carrying out any obligation under the terms of the mortgage or charge with respect to the repair of the house,

or, in the case of an agreement to purchase by instalments, to how far the amount already paid by way of principal, or, where the house has been purchased compulsorily, the aggregate of that amount and so much, if any, of the compensation in respect of the compulsory purchase as falls to be paid to the vendor, represents an adequate price for the purchase; and for the purposes of paragraph (a) of this sub-paragraph the mortgagee or person entitled to the benefit of the charge shall be deemed to have acted unreasonably if, at the time when the mortgage or charge was made, he knew or ought to have known that in all the circumstances of the case the terms of the mortgage or charge did not afford sufficient security for the principal sum advanced.

Business premises

- 6 (1) This paragraph shall have effect where on or after the thirteenth day of December, nineteen hundred and fifty-five, a house has been purchased at site value in pursuance of a compulsory purchase order made by virtue of Part II or Part III of this Act or vacated in pursuance of—

- (a) a demolition order under Part II of this Act, or
- (b) a clearance order.

- (2) If at the date of the making of the order the house was occupied wholly or partly for the purposes of a business and the person entitled to the receipts of the business held an interest in the house, the local authority by whom the order was made shall make in respect of that interest a payment of the amount hereinafter specified:

Provided that no payment shall be made under this paragraph in respect of any interest in a house unless the house was occupied wholly or partly for business purposes, and a person entitled to the receipts of a business carried on wholly or partly therein held an interest in the house, either on the thirteenth day of December, nineteen hundred and fifty-five, or at all times during the ten years preceding the date of the making of the order.

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- (3) The amount of the payment shall be the full compulsory purchase value of the interest less the compensation which was or would have been payable in respect of the interest in connection with the compulsory purchase of the house at site value:

Provided that any amount which would otherwise be payable shall be reduced by so much, if any, of that amount as may reasonably be attributed to any part of the house not occupied at the date of the making of the order for the purposes of the business.

- (4) Any question arising under the proviso to the last foregoing sub-paragraph as to the purposes for which any part of a house was occupied shall be determined by the Minister, and, subject thereto the amount of any payment in respect of an interest under this section shall be determined (in default of agreement), and any such payment shall be dealt with, as if it were compensation payable in respect of a compulsory purchase of the interest under Part III of this Act.
- (5) In this paragraph " business ", in relation to the purposes for which a house was occupied, does not include the letting of accommodation in that house, whether with or without service.

Interpretation

- 7 (1) For the purposes of this Part of this Schedule, a house which might have been the subject of a demolition order but which has, without the making of such an order, been vacated and demolished in pursuance of an undertaking for its demolition given to the local authority shall be deemed to have been vacated in pursuance of a demolition order made and served at the date when the undertaking was given.
- (2) In this Part of this Schedule, except where the context otherwise requires,—
- " compensation ", in relation to compulsory purchase, means the compensation payable in respect thereof apart from any payment under section thirty-one or thirty-five of the Town and Country Planning Act, 1954,
- " full compulsory purchase value ", in relation to any interest in a house, means the compensation payable in respect of the compulsory purchase of that interest if that compensation fell to be assessed in accordance with subsections (1) and (4) of section fifty-nine of this Act and paragraph 2 of Part III of the Third Schedule to this Act had not been passed and, in the case of a house subject to a clearance order, demolition order or closing order, if the making of that order were a service of the notice to treat,
- " house " includes any building constructed or adapted wholly or partly as, or for the purposes of, a dwelling,
- " interest " in a house does not include the interest of a tenant for a year or any less period than a year or of a tenant whose sole right to possession is under the Rent Acts,
- " site value ", in relation to the compulsory purchase of a house, means compensation in respect thereof assessed in accordance with the provisions of subsection (2) or (3) of section fifty-nine of this Act (or under the corresponding provisions applicable to any compulsory purchase under Part II of this Act).
- (3) In this Part of this Schedule references to a demolition order do not include such an order in respect of a house already subject to a closing order so far as it affects any part of the house in relation to which a payment under section thirty of this Act or under this Schedule has fallen to be made in respect of the closing order.

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THIRD SCHEDULE

Sections 43, 51, 57.

COMPULSORY PURCHASE OF LAND UNDER PART III

PART I

PROCEDURE FOR AUTHORISING COMPULSORY PURCHASES

General

- 1 (1) A compulsory purchase order under Part III of this Act shall be in the prescribed form and shall describe by reference to a map the land to which it applies.
- (2) If the order is made under section forty-three of this Act it shall show in the prescribed manner—
 - (a) what parts, if any, of the land to be purchased compulsorily are outside the clearance area, and
 - (b) what buildings, if any, to be purchased compulsorily are included in the clearance area only on the ground that by reason of their bad arrangement in relation to other buildings, or the narrowness or bad arrangement of the streets, they are dangerous or injurious to the health of the inhabitants of the area.
- 2 (1) Before submitting the order to the Minister the local authority shall—
 - (a) publish in one or more newspapers circulating within their district a notice in the prescribed form stating the fact of such an order having been made and describing the area comprised therein and naming a place where a copy of the order and of the map referred to therein may be seen at all reasonable hours ; and
 - (b) serve on every owner, lessee and occupier (except tenants for a month or a less period than a month) of any land to which the order relates and, so far as it is reasonably practicable to ascertain such persons, on every mortgagee of any land to which the order relates, a notice in the prescribed form stating the effect of the order and that it is about to be submitted to the Minister for confirmation and specifying the time within and the manner in which objections thereto can be made:

Provided that in the case of an order under section fifty-seven of this Act the notice need not be served on a mortgagee of any land unless it is land comprising or consisting of a house indicated in the order as being unfit for human habitation and not capable at reasonable expense of being rendered so fit.

- (2) A notice which under this paragraph is to be served on an owner, lessee or occupier may be served by addressing it to him by (the description of " owner " or " lessee " or " occupier " of the land (describing it) to which it relates and by delivering it to some person on the premises or, if there is no person on the premises to whom it may be delivered, by fixing it, or a copy of it, to some conspicuous part of the premises.

The provisions of this subsection shall be without prejudice to the service of a notice in a manner authorised by section one hundred and sixty-nine of this Act.

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- (3) For the purposes of this paragraph an occupier being a statutory tenant within the meaning of Part II of the Housing Repairs and Rents Act, 1954, shall be deemed to be a tenant for a period less than a month.

Procedure for orders for the compulsory purchase of land within, surrounded by or adjoining a clearance area

- 3 (1) The provisions of this paragraph shall have effect with respect to any order made under section forty-three or section fifty-one of this Act.
- (2) If no objection is duly made by any of the persons on whom notices are required to be served, or if all objections so made are withdrawn, then, subject to the provisions of this Part of this Schedule, the Minister may, if he thinks fit, confirm the order with or without modification.
- (3) If any objection duly made is not withdrawn, the Minister shall, before confirming the order, either cause a public local inquiry to be held or afford to any person by whom an objection has been duly made as aforesaid and not withdrawn an opportunity of appearing before and being heard by a person appointed by the Minister for the purpose, and, after considering any objection not withdrawn and the report of the person who held the inquiry or of the person appointed as aforesaid, may, subject to the provisions of this Part of this Schedule, confirm the order with or without modification.
- (4) Where any objection not withdrawn has been made on the ground that a building included in the order is not unfit for human habitation the public local inquiry or hearing shall not be held earlier than the expiration of fourteen days after it has been shown to the satisfaction of the Minister (that the local authority have served upon the objector a notice in writing stating what facts they allege as their principal grounds for being satisfied that the building is so unfit.
- (5) A person who objects to the order on the grounds that a building included therein, being a building in which he is interested, is not unfit for human habitation and who appears at the public local inquiry or hearing in support of his objection shall, if the building is included in the order as confirmed as being unfit for human habitation, be entitled, on making a request in writing, to be furnished by the Minister with a statement in writing of his reasons for deciding that the building is so unfit.
- (6) Notwithstanding anything in the foregoing provisions of this paragraph, the Minister may require any person who has made an objection to state in writing the grounds thereof and may disregard the objection for the purposes of this paragraph if he is satisfied that the objection relates exclusively to matters which can be dealt with by the tribunal by whom the compensation is to be assessed.
- 4 (1) An order as confirmed by the Minister under the last foregoing paragraph shall not authorise the local authority to purchase any land which the order would not have authorised them to purchase if it had been confirmed without modification.
- (2) An order under section forty-three of this Act shall not, as confirmed under the last foregoing paragraph,—
- (a) authorise the local authority to purchase as being land comprised in a clearance area any land shown in the order as submitted as being outside that area ; or

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- (b) authorise the local authority to purchase compulsorily any building on less favourable terms with respect to compensation than the terms on which the order would have authorised them to purchase the building if the order had been confirmed without modification.
- (3) If the Minister is of opinion that any land included by the local authority in a clearance area should not have been so included, he shall in confirming an order made under section forty-three of this Act modify it so as to exclude that land for all purposes from the clearance area, but if in any such case he is of opinion that the land may properly be purchased by the authority under subsection (2) of that section, he shall further modify the order so as to authorise the local authority to purchase that land under that subsection and not as being land comprised in a clearance area.
- (4) The Minister may confirm an order made in connection with a clearance area notwithstanding that the effect of the modifications made by him in excluding any building from the clearance area is to sever that area into two or more separate and distinct areas, and in any such case the provisions of this Act relating to the effect of the order when confirmed and to the proceedings to be taken subsequent to the confirmation thereof shall apply as if those areas formed one clearance area.

Procedure for orders for compulsory purchase of land for purposes of re-development

- 5 (1) The provisions of this paragraph shall have effect with respect to any order under section fifty-seven of this Act.
- (2) If any objection is duly made in writing by any of the persons on whom notices are required to be served, stating as the ground thereof either—
- (a) that any house indicated in the order as being unfit for human habitation and not capable at reasonable expense of being rendered so fit ought not to have been so indicated ; or
 - (b) in the case of land in the re-development area, that the objector is prepared to enter into arrangements for the carrying out of re-development, or for securing the use of the land, in accordance with the re-development plan ; or
 - (c) in the case of land outside the re-development area, any matter not being a matter which in the opinion of the Minister can be dealt with by the tribunal by whom the compensation is to be assessed ;
- the Minister shall, unless the objection is withdrawn, cause a public local inquiry to be held with respect thereto and shall consider any objection not withdrawn and the report of the person who held the inquiry, and may then, subject to the provisions of this Schedule, confirm the order either with or without modification, and in any other case the Minister may, subject as aforesaid, confirm the order with or without modification and either after, or without, causing a public local inquiry to be held.
- (3) Where any objection not withdrawn has been made on the ground that a building included in the order is not unfit for human habitation the public local inquiry shall not be held earlier than the expiration of fourteen days after it has been shown to the satisfaction of the Minister that the local authority have served upon the objector a notice in writing stating what facts they allege as their principal grounds for being satisfied that the building is so unfit.
- (4) A person who objects to the order on the grounds that a building included therein, being a building in which he is interested, is not unfit for human habitation and who appears at the public local inquiry in support of his objection shall, if the building is included in the order as confirmed as being unfit for human habitation, be entitled,

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on making a request in writing, to be furnished by the Minister with a statement in writing of his reasons for deciding that the building is so unfit.

- 6 An order as confirmed by the Minister under the last foregoing paragraph shall not authorise the local authority to purchase any land which the order would not have authorised them so to purchase if it had been confirmed without modification, or to purchase, as being a house unfit for human habitation, and not capable at reasonable expense of being rendered so fit, any house not indicated in the order as submitted as being in that condition.

PART II

INCORPORATION OF ENACTMENTS

- 7 (1) A compulsory purchase order under Part III of this Act shall incorporate, subject to the modifications hereinafter mentioned and any necessary adaptations,—
- (a) the Lands Clauses Acts ;
 - (b) the Acquisition of Land (Assessment of Compensation) Act, 1919; and
 - (c) section seventy-seven of the Railways Clauses Consolidation Act, 1845, and sections seventy-eight to eighty-five of that Act as originally enacted and not as amended for certain purposes by section fifteen of the Mines (Working Facilities and Support) Act, 1923.
- (2) In construing for the purposes of this Schedule or any order made thereunder any enactment incorporated in the order, this Act, together with the order, shall be deemed to be the special Act, and the local authority shall be deemed to be the promoters of the undertaking.
- 8 (1) The modifications subject to which the Lands Clauses Acts and the Acquisition of Land (Assessment of Compensation) Act, 1919, shall be incorporated in the order are set out in this paragraph.
- (2) The compensation shall be assessed in accordance with such of the provisions of section fifty-nine of this Act as are applicable to the particular case.
- (3) The following sections of the Lands Clauses Consolidation Act, 1845, shall be excepted from incorporation as aforesaid, that is to say,—
- (a) sections one hundred and twenty-seven to one hundred and thirty-two (which relate to the sale of superfluous land);
 - (b) section one hundred and thirty-three (which relates to promoters making good deficiencies in rates).
- (4) In the case of an order under section forty-three or section fifty-one of this Act, the tribunal by whom the compensation is to be assessed may, notwithstanding anything in section ninety-two of the Lands Clauses Consolidation Act, 1845, determine that such part of any house, building or manufactory as is proposed to be taken by the local authority can be taken without material damage to the house, building or manufactory and, if they so determine, may award compensation in respect of the severance of the part so proposed to be taken in addition to the value of that part.

Where they so determine, the party interested shall be required to sell and convey to the local authority that part of the house, building or manufactory.

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- (5) The tribunal shall not take into account any building erected or any improvement or alteration made or any interest in land created after the date on which notice of the order having been made is published in accordance with the provisions of this Schedule if, in the opinion of the tribunal, the erection of the building or the making of the improvement or alteration or the creation of the interest in respect of which a claim is made was not reasonably necessary and was carried out with a view to obtaining or increasing compensation.
- (6) Where any land to which an order relates is glebe land or other land belonging to an ecclesiastical benefice, the order shall provide that sums agreed upon or awarded for the purchase of the land, or to be paid by way of compensation for damage to be sustained by the owner by reason of severance or injury affecting the land, shall not be paid as directed by the Lands Clauses Acts, but shall be paid to the Church Commissioners to be applied by them as money paid to them upon a sale, under the provisions of the Ecclesiastical Leasing Acts, of land belonging to a benefice.
- (7) Any compensation payable in pursuance of this Act by a local authority in respect of any lands, estate or interest of another local authority which would, but for this paragraph, be paid into court in manner provided by the Lands Clauses Acts may, if the Minister consents, instead of being paid into court, be paid and applied as the Minister may determine and a decision of the Minister under this paragraph shall be final and conclusive.
- (8) All notices required to be served by the local authority may, notwithstanding anything in section nineteen of the Lands Clauses Consolidation Act, 1845, be served and addressed in the manner specified in this Schedule or in section one hundred and sixty-nine of this Act in relation to notices required to be served by or under this Act.
- 9 Where a local authority have been authorised by an order confirmed under this Schedule to purchase any land compulsorily, then, at any time after serving notice to treat and after giving to the owner and occupier of the land not less than fourteen days notice, they may enter on and take possession of the land, or such part thereof as is specified in the notice, without previous consent or compliance with sections eighty-four to ninety of the Lands Clauses Consolidation Act, 1845, but subject to payment of the like compensation for the land of which possession is taken, and interest on the compensation awarded, as would have been payable if those provisions had been complied with.
- 10 Where a local authority are authorised to purchase compulsorily any house to be used for housing purposes under section forty-eight of this Act, and have acquired the right to enter on and take possession of the house by virtue of having served a notice under the last foregoing paragraph, the authority may, instead of exercising that right by taking actual possession of the house, proceed by serving notice on any person then in occupation of the house or any part thereof authorising him to continue in occupation upon terms specified in the notice, or on such other terms as may be agreed ; and accordingly, where the authority proceed in the manner authorised by this paragraph—
- (a) the like consequences shall then ensue, with respect to the determination of the rights and liabilities of any person arising out of any interest of his in the house or any part thereof, as would have ensued if the authority had taken actual possession on the date of the notice, and the authority may deal with the premises in all respects as if they had done so ; and
- (b) for the purposes of section one hundred and twenty-one of the Lands Clauses Consolidation Act, 1845 (which provides for payment of

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compensation to persons entitled to possession under short tenancies who are required to give up possession), any person who by virtue of this paragraph ceases to be entitled to receive rent in respect of any premises shall be deemed to have been required to give up possession thereof.

PART III

RULES AS TO THE ASSESSMENT OF COMPENSATION WHERE LAND PURCHASED OTHERWISE THAN AT SITE VALUE

- 1 If the tribunal by whom the compensation is to be assessed are satisfied with respect to any premises that the rental thereof was enhanced by reason of their being used for illegal purposes, or being overcrowded within the meaning of Part IV of this Act, the compensation shall, so far as it is based on rental, be based on the rental which would have been obtainable if the premises were occupied for legal purposes, and were not so overcrowded.
- 2 If the tribunal are satisfied that any premises are in a state of defective sanitation, or are not in reasonably good repair, the compensation shall be the estimated value of the premises if put into a sanitary condition, or reasonably good repair, less the estimated expense of putting them into such condition or repair.
- 3 The local authority may tender evidence as to the matters aforesaid, notwithstanding that they have not taken any steps with a view to remedying the defects or evils disclosed by the evidence, but before tendering evidence as to sanitation or repair, the authority shall furnish to the tribunal and to the claimant a statement in writing of the respects in which the premises are alleged to be so defective.
- 4 The tribunal shall have regard to and make an allowance in respect of any increased value which, in their opinion, will be given to other premises of the same owner—
 - (a) where the premises for which compensation is to be assessed are purchased under section fifty-seven of this Act, by the proposed re-development of the area in accordance with the re-development plan ; or
 - (b) in any other case by the demolition by the local authority of any buildings.
- 5 In assessing compensation for premises purchased under section fifty-seven of this Act, the tribunal may take into account and embody in their award any undertaking given by the local authority with respect to the time within which, and the manner in which, the re-development or any part thereof is to be carried out, and the terms of any undertaking so embodied in the award shall be binding on and enforceable against the authority.
- 6 The tribunal shall embody in their award a statement showing separately whether compensation has been reduced by reference to the use of the premises for illegal purposes, to overcrowding, to the considerations mentioned in paragraph 2 of this Part of this Schedule and to the considerations mentioned in paragraph 4 thereof, and the amount, if any, by which compensation has been reduced by reference to each of those matters.

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FOURTH SCHEDULE

Sections 43, 44, 51, 56, 57.

VALIDITY AND DATE OF OPERATION OF CERTAIN ORDERS UNDER PART III

- 1 So soon as may be after a compulsory purchase order under Part III of this Act or a clearance order has been confirmed by the Minister, the local authority shall publish in a newspaper circulating in their district a notice in the prescribed form stating that the order has been confirmed, and naming a place where a copy of the order as confirmed and of the map referred to therein may be seen at all reasonable hours, and shall serve a like notice on every person who, having given notice to the Minister of his objection to the order, appeared at the public local inquiry in support of his objection.
- 2 If any person aggrieved by such an order as aforesaid, or by the Minister's approval of a re-development plan or of a new plan, desires to question the validity thereof on the ground that it is not within the powers of this Act or that any requirement of this Act has not been complied with, he may, within six weeks after the publication of the notice of confirmation of the order, or of the approval of the plan, make an application for the purpose to the High Court, and where any such application is duly made the court—
 - (i) may by interim order suspend the operation of the order, or the approval of the plan, either generally or in so far as it affects any property of the applicant until the final determination of the proceedings ; and
 - (ii) if satisfied upon the hearing of the application that the order, or the approval of the plan, is not within the powers of this Act or that the interests of the applicant have been substantially prejudiced by any requirement of this Act not having been complied with, may quash the order, or the approval of the plan, either generally or in so far as it affects any property of the applicant.
- 3 Subject to the provisions of the last foregoing paragraph, the order, or the approval of the plan, shall not be questioned in any legal proceedings whatsoever, either before or after the order is confirmed or the approval is given, as the case may be, and shall become operative at the expiration of six weeks from the date on which notice of confirmation of the order, or of the approval of the plan, is published in accordance with the provisions of this Act.
- 4 Except by leave of the Court of Appeal, no appeal shall lie to the House of Lords from a decision of the Court of Appeal in proceedings under this Schedule.
- 5 So soon as may be after a compulsory purchase order made under section forty-three or fifty-one of this Act or a clearance order has become operative, the local authority shall serve a copy thereof on every person on whom a notice was served by them of their intention to submit the order to the Minister for confirmation.

FIFTH SCHEDULE

Section 44.

CLEARANCE ORDERS

- 1 A clearance order shall be in the prescribed form and shall describe by reference to a map the area to which it applies.
- 2 There shall be excluded from the order any houses or other buildings properly included in the clearance area only on the ground that by reason of their bad arrangement in relation to other buildings, or the narrowness or bad arrangement

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of the streets, they are dangerous or injurious to the health of the inhabitants of the area:

Provided that the foregoing provisions of this paragraph shall not apply to a building constructed or adapted as, or for the purposes of, a dwelling, or partly for those purposes and partly for other purposes, if any part (not being a part used for other purposes) is unfit for human habitation.

- 3 (1) Before submitting the order to the Minister the local authority shall—
- (a) publish in one or more newspapers circulating within their district a notice in the prescribed form stating the fact of such an order having been made and describing the area comprised therein and naming a place where a copy of the order and of the map referred to therein may be seen at all reasonable hours ; and
 - (b) serve on every owner, lessee and occupier (except tenants for a month or a less period than a month) of any building included in the area to which the order relates and so far as it is reasonably practicable to ascertain such persons, on every mortgagee thereof, a notice in the prescribed form stating the effect of the order and that it is about to be submitted to the Minister for confirmation, and specifying the time within and the manner in which objections thereto can be made.

- (2) A notice which under this paragraph is to be served on an owner, lessee or occupier may be served by addressing it to him by the description of " owner " or " lessee " or " occupier " of the land (describing it) to which it relates and by delivering it to some person on the premises or, if there is no person on the premises to whom it may be delivered, by fixing it, or a copy of it, to some conspicuous part of the premises.

The provisions of this subsection shall be without prejudice to the service of a notice in a manner authorised by section one hundred and sixty-nine of this Act.

- (3) For the purposes of this paragraph an occupier being a statutory tenant within the meaning of the Housing Repairs and Rents Act, 1954, shall be deemed to be a tenant for a period less than a month.

4 So soon as may be after the required notices have been given, the local authority shall submit the order to the Minister for confirmation.

- 5 (1) If no objection is duly made by any of the persons on whom notices are required to be served, or if all objections so made are withdrawn, then, subject to the provisions of this Schedule, the Minister may, if he think fit, confirm the order with or without modification.

- (2) If any objection duly made is not withdrawn, the Minister shall, before confirming the order, either cause a public local inquiry to be held or afford to any person by whom an objection has been duly made as aforesaid and not withdrawn an opportunity of appearing before and being heard by a person appointed for the purpose, and, after considering any objection not withdrawn and the report of the person who held the inquiry or of the person appointed as aforesaid, may, subject to the provisions of this Schedule, confirm the order with or without modification.

- (3) Where any objection not withdrawn has been made on the ground that a building included in the clearance order is not unfit for human habitation the public local inquiry or hearing shall not be held earlier than the expiration of fourteen days after it has been shown to the satisfaction of the Minister that the local authority have served

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upon the objector a notice in writing stating what facts they allege as their principal grounds for being satisfied that the building is so unfit.

- (4) A person who objects to a clearance order on the ground that a building included therein, being a building in which he is interested, is not unfit for human habitation and who appears at the public local inquiry or hearing in support of his objection shall, if the building is included in the order as confirmed as being unfit for human habitation, be entitled, on making a request in writing, to be furnished by the Minister with a statement in writing of his reasons for deciding that the building is so unfit.
- 6 (1) An order as confirmed under this Schedule shall not apply to any building to which the order would not have applied if it had been confirmed without modification.
- (2) The Minister may confirm an order notwithstanding that the effect of the modifications made by him in excluding any buildings from the clearance area is to sever that area into two or more separate and distinct areas, and in any such case the provisions of this Act relating to the effect of an order when confirmed and of the proceedings to be taken subsequent to the confirmation thereof shall apply as if those areas formed one clearance area.

SIXTH SCHEDULE

Sections 77, 79.

NUMBER OF PERSONS PERMITTED TO USE A HOUSE FOR SLEEPING

For the purposes of Part IV of this Act, the expression "the permitted number of persons" means, in relation to any dwellinghouse, either—

- (a) the number specified in the second column of Table I in the annex hereto in relation to a house consisting of the number of rooms of which that house consists, or
- (b) the aggregate for all the rooms in the house obtained by reckoning, for each room therein of the floor area specified in the first column of Table II in the annex hereto, the number specified in the second column of that Table in relation to that area, whichever is the less :

Provided that in computing for the purposes of the said Table I the number of rooms in a house, no regard shall be had to any room having a floor area of less than 50 square feet.

ANNEX

Table I

Where a house consists of—	
(a) One room	2.
(b) Two rooms	3.
(c) Three rooms	5.
(d) Four rooms	7 ½.
(e) Five rooms or more	10, with an additional 2 in respect of each room in excess of five.

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Table II

Where the floor area of a room is—	
(a) 110 sq. ft. or more	2.
(b) 90 sq. ft. or more, but less than 110 sq. ft.	14.
(c) 70 sq. ft. or more, but less than 90 sq. ft.	1.
(d) 50 sq. ft. or more, but less than 70 sq. ft.	½.
(e) Under 50 sq. ft.	Nil.

SEVENTH SCHEDULE

Section 97.

COMPULSORY PURCHASE OF LAND UNDER PART V

- 1 (1) The Acquisition of Land (Authorisation Procedure) Act, 1946, shall apply to a compulsory purchase of land under Part V of this Act as if this Act had been in force immediately before the commencement of that Act, but that Act and the enactments applied by that Act shall have effect subject to the provisions of this Act.
- (2) In the case of a compulsory purchase of land under Part V of this Act section one hundred and thirty-three of the Lands Clauses Consolidation Act, 1845 (which relates to promoters making good deficiencies in rates), shall not apply.
- (3) Any compensation payable in pursuance of a compulsory purchase under Part V of this Act by a local authority in respect of any lands, estate or interest of another local authority which would, but for this sub-paragraph, be paid into court in manner provided by the Lands Clauses Acts, may, if the Minister consents, instead of being paid into court, be paid and applied as the Minister may determine.
- A decision of the Minister under this sub-paragraph shall be final and conclusive.
- 2 (1) In the case of a compulsory purchase under Part V of this Act compensation shall be assessed subject to observance of the rules set out in this paragraph.
- (2) If the tribunal by whom the compensation is to be assessed are satisfied with respect to any premises that the rental thereof was enhanced by reason of their being used for illegal purposes, or being overcrowded within the meaning of Part IV of this Act, the compensation in respect of the land shall, so far as it is based on rental, be based on the rental which would have been obtainable if the premises were occupied for legal purposes and were not so overcrowded.
- (3) If the tribunal are satisfied that any premises are in a state of defective sanitation, or are not in reasonably good repair, the compensation shall be the estimated value of the premises if put into a sanitary condition, or reasonably good repair, less the estimated expense of putting them into such condition or repair.
- (4) The local authority may tender evidence as to the matters aforesaid, notwithstanding that they have not taken any steps with a view to remedying the defects or evils disclosed by the evidence, but before tendering evidence as to sanitation or repair, the authority shall furnish to the tribunal and to the claimant a statement in writing of the respects in which the premises are alleged to be so defective.

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- (5) The tribunal shall have regard to and make an allowance in respect of any increased value which, in their opinion, will be given to other premises of the same owner by the demolition by the local authority of any buildings.
- (6) The tribunal shall embody in their award a statement showing separately whether compensation has been reduced by reference to the use of the premises for illegal purposes, to overcrowding and to the considerations mentioned in sub-paragraph (3) of this paragraph, and the amount, if any, by which compensation has been reduced by reference to each of those matters.

EIGHTH SCHEDULE

Section 138.

LOCAL HOUSING BONDS

- 1 Local bonds shall—
 - (a) be secured upon all the rates, property and revenues of the local authority ;
 - (b) bear interest at such rate as the local authority may determine at the time of the issue of the bonds ;
 - (c) be issued in denominations of five, ten, twenty, fifty, and one hundred pounds and multiples of hundred pounds ;
 - (d) be issued for periods of not less than five years.
- 2 Local bonds shall be exempt from stamp duty under the Stamp Act, 1891, and no duty shall be chargeable under section eight of the Finance Act, 1899, as amended by any subsequent enactment in respect of the issue of any such bonds
- 3 The provisions of section one hundred and fifteen of the Stamp Act, 1891 (which relates to composition for stamp duty), shall, with the necessary adaptations, apply in the case of any local authority by whom local bonds are issued as if those bonds were stock or funded debt of the authority within the meaning of that section.
- 4 A local authority shall, in the case of any person who is the registered holder of local bonds issued by that authority of a nominal amount not exceeding in the aggregate one hundred pounds, pay the interest on the bonds held by that person without deduction of income tax, but any such interest shall be accounted for and charged to income tax under the third case of Schedule D, subject, however, to any provision of the enactments relating to income tax with respect to exemption or abatement.
- 5 Local bonds issued by a local authority shall be accepted by that authority at their nominal value in payment of the purchase price of any house erected by or on behalf of any local authority in pursuance of operations under this Act.
- 6 The Minister may, with the approval of the Treasury, by statutory instrument make regulations with respect to the issue (including terms of issue), transfer and redemption of local bonds and the security therefor, and any such regulations may apply, with or without modifications, any provisions of the Local Loans Act, 1875, and the Acts amending that Act, and of any Act relating to securities issued by the London County Council or by any other local or public body.
- 7 For the purposes of this Schedule the expression " local authority " includes a county council.

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NINTH SCHEDULE

Sections 49, 144.

REHOUSING BY UNDERTAKERS

- 1 If in the administrative county of London or in any borough or urban district, or in any parish in a rural district, the undertakers have power to take under the enabling Act dwellings occupied by thirty or more persons, the undertakers shall not enter on any such dwellings in that county, borough, urban district, or parish, until the Minister has either approved of a housing scheme under this Schedule or has decided that such a scheme is not necessary.

For the purpose of determining for the purposes of this Schedule, the number of persons by whom any dwellings are occupied, any occupation on or after the fifteenth day of December next before the passing of the enabling Act, or, in the case of land acquired compulsorily under a general Act without the authority of an order, next before the date of the application to the Minister under this Schedule, for his approval of or decision with respect to a housing scheme, shall be taken into consideration.

- 2 The housing scheme shall make provision for the accommodation of such number of persons as is, in the opinion of the Minister, taking into account all the circumstances, required, but that number shall not exceed the aggregate number of persons displaced ; and in calculating that number the Minister shall take into consideration not only the persons who are occupying the dwellings which the undertakers have power to take, but also any persons who, in the opinion of the Minister, have been displaced within the previous five years in view of the acquisition of land by the undertakers.

- 3 (1) Provision may be made by the housing scheme for giving undertakers who are a local authority, or who have not sufficient powers for the purpose, power for the purpose of the scheme to appropriate land or to acquire land, either by agreement or compulsorily under the authority of a Provisional Order, and for giving any local authority power to erect dwellings on land so appropriated or acquired by them, and to sell or dispose of any such dwellings, and to raise money for the purpose of the scheme as for the purposes of Part V of this Act, and for regulating the application of any money arising from the sale or disposal of the dwellings ; and any provisions so made shall have effect as if they had been enacted in an Act of Parliament.

- (2) For the purposes of the Acquisition of Land (Authorisation Procedure) Act, 1946, this paragraph shall be deemed to have been in force immediately before the commencement of that Act, and for the purposes of subsection (3) of section eight of the Statutory Orders (Special Procedure) Act, 1945, this paragraph shall be deemed to be an enactment passed before that Act.

- 4 The housing scheme shall provide that any land acquired under the scheme shall, for a period of twenty-five years from the date of the scheme, be appropriated for the purpose of dwellings, except so far as the Minister may dispense with such appropriation; and every conveyance, demise, or lease of any such land shall be endorsed with notice of this provision, and the Minister may require the insertion in the scheme of any provision with respect to the standards of the houses that are to be erected under the scheme, or any conditions to be complied with as to the mode in which the houses are to be erected.

- 5 If the Minister does not hold a local inquiry with reference to a housing scheme, he shall, before approving the scheme, send a copy of the draft scheme to every

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- local authority, and shall consider any representation by any such authority made within the time fixed by him.
- 6 The Minister may, as a condition of his approval of a housing scheme, require that the new dwellings under the scheme, or some part of them, shall be completed and fit for occupation before possession is taken of any dwellings under the enabling Act.
- 7 Before approving any scheme the Minister may, if he thinks fit, require the undertakers to give such security as the Minister considers proper for carrying the scheme into effect.
- 8 If the undertakers enter on any dwellings in contravention of the provisions of this Schedule, or of any conditions of approval of the housing scheme made by the Minister, they shall be liable to a penalty not exceeding five hundred pounds in respect of every such dwelling.
- Any such penalty shall be recoverable by the Minister by action in the High Court, and shall be carried to and form part of the Consolidated Fund.
- 9 If the undertakers fail to carry out any provision of the housing scheme, the Minister may make such order as he may think necessary or proper for the purpose of compelling them to carry out that provision, and any such order may be enforced by order of mandamus.
- 10 The Minister may, on the application of the undertakers, modify any housing scheme which has been approved by him under this Schedule, and any modifications so made shall take effect as part of the scheme.
- 11 For the purposes of this Schedule—
- (a) the expression "undertakers" means any authority, company, or person who are acquiring land compulsorily or by agreement under any local Act or Provisional Order or order having the effect of an Act, or are acquiring land compulsorily under any general Act;
 - (b) the expression "enabling Act" means any Act of Parliament or Order under which the land is acquired ;
 - (c) the expression "local authority" means, as respects England and Wales other than the administrative county of London, the council of any county, borough, urban district or rural district, as respects the City of London, the Common Council, and, as respects the administrative county of London other than the City of London, the council of any metropolitan borough, in which in any case any houses in respect of which the re-housing scheme is made are situated ;
 - (d) the expression "dwelling" or "house" means any house or part of a house occupied as a separate dwelling.

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TENTH SCHEDULE

Section 190.

ADAPTATION OF REFERENCES TO ENACTMENTS IN HOUSING ACTS

The Local Government Act, 1933

(23 & 24 Geo. 5 c. 51)

- 1 In paragraph (c) of section two hundred and seventeen the references to section eighty-seven of the Housing Act, 1925, shall include references to section one hundred and twenty-two of the Housing Act, 1936, and to section one hundred and thirty-eight of this Act.
- 2 In the Seventh Schedule for the reference to the Housing Acts, 1925 and 1930, there shall be substituted a reference to this Act.
- 3 In the Eighth Schedule the references to the Housing Acts, 1925 and 1930, shall include references to the Housing Act, 1936, and to the provisions of this Act with the exception of section one hundred.

The County Courts Act, 1934

(24 & 25 Geo. 5 c. 53)

In paragraph (c) of subsection (1) of section ninety-one for the reference to appeals under section twenty-two of the Housing Act, 1930, there shall be substituted a reference to any appeal to a county court under this Act.

The London Government Act, 1939

(2 & 3 Geo. 6 c. 40)

- 1 In subsection (1) of section one hundred and thirty-four, in the proviso, the references to the Housing Acts, 1936 and 1938, shall include references to this Act.
- 2 In the Fifth Schedule for the reference to the Housing Acts, 1936 and 1938, there shall be substituted a reference to this Act.

The Town and Country Planning Act, 1944

(7 & 8 Geo. 6 c. 47)

- 1 In subsection (2) of section thirty the reference to section one hundred and thirty-seven of the Housing Act, 1936, shall be taken as a reference to section one hundred and forty-four of this Act.
- 2 (1) In paragraph 9 of the Fifth Schedule the reference in sub-paragraph (4) to section forty-two of the Housing Act, 1936, shall be taken as a reference to section sixty of this Act and the reference to Part III of that Act shall be taken as a reference to Part III of this Act.
- (2) In sub-paragraph (5) of the said paragraph 9 the reference to the Housing Act, 1936, shall be taken as a reference to this Act and the reference to sections one hundred and

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fifty-seven and one hundred and fifty-eight of that Act shall be taken as a reference to sections one hundred and fifty-nine and one hundred and sixty of this Act.

The Housing Repairs and Rents Act, 1954

(2 & 3 Eliz. 2 c. 53)

In paragraph (a) of subsection (2) of section thirty-three the reference to section ninety-four of the Housing Act, 1936, shall include a reference to section one hundred and twenty of this Act and in subsections (1) and (9) of that section a reference to the Housing Act, 1936, shall be taken as a reference to this Act.

The Requisitioned Houses and Housing (Amendment) Act, 1955

(3 & 4 Eliz. 2 c. 24)

In subsection (2) of section thirteen the reference to sections one hundred and sixty-six and one hundred and sixty-seven of the Housing Act, 1936, shall be taken as a reference to section one hundred and sixty-eight and subsection (1) of section one hundred and sixty-nine of this Act.

The Rent Act, 1957

(5 & 6 Eliz. 2 c. 25)

In subsection (1) of section twenty the reference to section three of the Housing Act, 1952, shall include a reference to section one hundred and four of this Act.

ELEVENTH SCHEDULE

Section 191.

REPEALS

Session and Chapter	Short Title	Extent of Repeal
14 & 15 Geo. 5. c. 35.	The Housing (Financial Provisions) Act, 1924.	In section fourteen, subsection (1).
21 & 22 Geo. 5. c. 39.	The Housing (Rural Authorities) Act, 1931.	Sections two and three.
25 & 26 Geo. 5. c. 40.	The Housing Act, 1935.	Section sixty-two.
26 Geo. 5 and 1 Edw. 8. c. 51.	The Housing Act, 1936.	Parts I to IV. In Part V— Sections seventy-one to eighty-five. Section eighty-six except so far as it relates to exchequer contributions.

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Session and Chapter	Short Title	Extent of Repeal
		<p>Sections eighty-seven and eighty-eight.</p> <p>In section eighty-nine, subsection (1) and in subsection (2) the words from the beginning to the words " think proper ".</p> <p>Section ninety-three.</p> <p>In section ninety-four, subsections (1), (2), (5) and (6).</p> <p>Section ninety-five to the end of Part V.</p> <p>In Part VI—</p> <p>Sections one hundred and sixteen to one hundred and eighteen.</p> <p>Section one hundred and nineteen except as applied by section forty-seven of the Housing Act, 1949.</p> <p>Sections one hundred and twenty and one hundred and twenty-one.</p> <p>Sections one hundred and twenty-two to one hundred and twenty-four except as applied by section forty-seven of the Housing Act, 1949.</p> <p>Sections one hundred and twenty-six and one hundred and twenty-seven.</p> <p>In Part VII—</p> <p>Sections one hundred and thirty-five to one hundred and fifty-two.</p> <p>Sections one hundred and fifty-four to one hundred and sixty-eight.</p> <p>Section one hundred and seventy-five.</p> <p>In section one hundred and seventy-eight, subsection (2)</p>

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Session and Chapter	Short Title	Extent of Repeal
1 & 2 Geo. 6. c. 16.	The Housing (Financial Provisions) Act, 1938.	Section one hundred and seventy nine. Section one hundred and eighty-one to the end of Part VII. In Part VIII— Section one hundred and eighty-seven. The First, Second, Third, Fourth and Fifth Schedules. The Ninth Schedule. The Eleventh Schedule.
8 & 9 Geo. 6. c. 18.	The Local Authorities Loans Act, 1945.	In section six, paragraph (c).
9 & 10 Geo. 6. c. 48.	The Housing (Financial and Miscellaneous Provisions) Act, 1946.	In section nineteen, subsections (1) and (2). Section twenty-two.
9 & 10 Geo. 6. c. 49.	The Acquisition of Land (Authorisation Procedure) Act, 1946.	In section one, paragraph (b) of subsection (4). In Part I of the Second Schedule the words "in the case of a purchase under the Housing Act, 1936, and " and the word " other " in subparagraph (b) of paragraph 2. In the Fourth Schedule the amendments of the Housing Act, 1936.
12, 13 & 14 Geo. 6. c. 60.	The Housing Act, 1949.	Sections two and three. Sections six to fourteen. In section thirty-one, subsections (1) and (2).
15 & 16 Geo. 6. & 1 Eliz. 2. c. 17.	The Industrial and Provident Societies Act, 1952.	In section one, in subsection (1), paragraph (d).
15 & 16 Geo. 6. & 1 Eliz. 2. c. 53.	The Housing Act, 1952	In section three, subsections (1), (2), (3) and (4). Sections four and five.
1 & 2 Eliz. 2. c. 26.	The Local Government (Miscellaneous Provisions) Act, 1953.	Sections ten and eleven.

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Session and Chapter	Short Title	Extent of Repeal
1 & 2 Eliz. 2. c. xliii.	The London County Council (General Powers) Act, 1953.	Section forty.
2 & 3 Eliz. 2. c. 8.	The Electoral Registers Act, 1953.	In the list at the end of the Schedule the words " the Housing Act, 1936 ".
2 & 3 Eliz. 2. c. 53.	The Housing Repairs and Rents Act, 1954.	<p>Section one.</p> <p>In section two, subsections (1), (2), (4) and (5) and, except so far as it amends section seven of that Act, subsection (3).</p> <p>Sections three to six.</p> <p>Section nine except as applied by paragraph 11 of the Second Schedule to the Housing Act, 1949.</p> <p>Sections ten to fourteen.</p> <p>Sections twenty and twenty-one.</p> <p>In section twenty-two, subsections (2) and (3).</p> <p>In section thirty-three, subsection (7).</p> <p>In section fifty, in subsection (2). paragraphs (a) and (b).</p> <p>The First Schedule.</p>
4 & 5 Eliz. 2. c. 33.	The Housing Subsidies Act, 1956.	<p>In section twelve, subsection (5).</p> <p>In the First Schedule, paragraph 9 so far as it amends subsection (1) of section nineteen of the Housing (Financial and Miscellaneous Provisions) Act, 1946.</p>
4 & 5 Eliz. 2. c. 57.	The Slum Clearance (Compensation) Act, 1956.	Section one as it applies to a house purchased compulsorily under the powers contained in this Act, and in subsection (1) the words from " or vacated " to " closing order" and the words " or, as the

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Session and Chapter	Short Title	Extent of Repeal
5 & 6 Eliz. 2. c. 25.	The Rent Act, 1957	<p>case may be, vacated ", in subsection (2) the words" or in pursuance of a clearance order, demolition order or closing order " and the words from " and, in the case " to the end of the subsection, in subsection (3) the words " or, as the case may be, vacated ", in subsection (4) the words " or, as the case may be, vacated ", paragraph (b) and the words " in either case ".</p> <p>Section two as it applies to a house purchased compulsorily under the powers contained in this Act, and in subsection (1) the words " or vacated in pursuance of a clearance order or demolition order ".</p> <p>Section three.</p> <p>In section four, subsection (1), and in subsection (2), the definitions of "clearance order", "closing order ", " demolition order ", and in the definition of " material period " paragraphs (a), (c), (d) and (e) and in paragraph (b) the words from " a house authorised " to " so fit, or ".</p> <p>In section six, in subsection (1), the words from " and shall " to the end of the subsection.</p> <p>In the Sixth Schedule, paragraph 22.</p>

TABLE OF STATUTES REFERRED TO IN THIS ACT

Short Title	Session and Chapter
Small Tenements Recovery Act, 1838	1 & 2 Vict. c. 74.
Lands Clauses Consolidation Act, 1845	8 & 9 Vict. c. 18.
Railways Clauses Consolidation Act, 1845	8 & 9 Vict. c. 20.

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Short Title	Session and Chapter
Public Health Act, 1875	38 & 39 Vict. c. 55.
Local Loans Act, 1875	38 & 39 Vict. c. 83.
Summary Jurisdiction Act, 1879	42 & 43 Vict. c. 49.
Yorkshire Registries Act, 1884	47 & 48 Vict. c. 54.
Mortmain and Charitable Uses Act, 1888	51 & 52 Vict. c. 42.
Interpretation Act, 1889	52 & 53 Vict. c. 63.
Housing of the Working Classes Act, 1890	53 & 54 Vict. c. 70.
Stamp Act, 1891.	54 & 55 Vict. c. 39.
Brine Pumping (Compensation for Subsidence) Act, 1891	54 & 55 Vict. c. 40.
Industrial and Provident Societies Act, 1893	56 & 57 Vict. c. 39.
Local Government Act, 1894	56 & 57 Vict. c. 73.
Finance Act, 1899	62 & 63 Vict. c. 9.
New Forest (Sale of Land for Public Purposes) Act, 1902	2 Edw. 7. c. cxcviii.
Housing, Town Planning &c. Act, 1919	9 & 10 Geo. 5. c. 35.
Acquisition of Land (Assessment of Compensation) Act, 1919	9 & 10 Geo. 5. c. 57.
Mines (Working Facilities and Support) Act, 1923	13 & 14 Geo. 5. c. 20.
Housing Act, 1925	15 & 16 Geo. 5. c. 14.
Trustee Act, 1925	15 & 16 Geo. 5. c. 19.
Law of Property Act, 1925	15 & 16 Geo. 5. c. 20.
Land Charges Act, 1925	15 & 16 Geo. 5. c. 22.
Rating and Valuation Act, 1925	15 & 16 Geo. 5. c. 90.
Housing (Rural Workers) Act, 1926	16 & 17 Geo. 5. c. 56.
Rating and Valuation (Apportionment) Act, 1928	18 & 19 Geo. 5. c. 44.
Housing Act, 1930	20 & 21 Geo. 5. c. 39.
Rent and Mortgage Interest Restrictions (Amendment) Act, 1933	23 & 24 Geo. 5. c. 32.
Local Government Act, 1933	23 & 24 Geo. 5. c. 51.
County Courts Act, 1934	24 & 25 Geo. 5. c. 53.
Housing Act, 1935	25 & 26 Geo. 5. c. 40.
Public Health Act, 1936	26 Geo. 5. & 1 Edw. 8. c. 49.
Public Health (London) Act, 1936	26 Geo. 5. & 1 Edw. 8. c. 50.

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Short Title	Session and Chapter
Housing Act, 1936	26 Geo. 5. & 1 Edw. 8. c. 51.
Housing (Financial Provisions) Act, 1938	1 & 2 Geo. 6. c. 16.
Hire Purchase Act, 1938	1 & 2 Geo. 6. c. 53.
London Government Act, 1939	2 & 3 Geo. 6. c. 40.
Education Act, 1944	7 & 8 Geo. 6. c. 31.
Town and Country Planning Act, 1944	7 & 8 Geo. 6. c. 47.
Statutory Orders (Special Procedure) Act, 1945	9 & 10 Geo. 6. c. 18.
Building Materials and Housing Act, 1945	9 & 10 Geo. 6. c. 20.
Housing (Financial and Miscellaneous Provisions) Act, 1946	9 & 10 Geo. 6. c. 48.
Acquisition of Land (Authorisation Procedure) Act, 1946	9 & 10 Geo. 6. c. 49.
New Towns Act, 1946	9 & 10 Geo. 6. c. 68.
Agriculture Act, 1947	10 & 11 Geo. 6. c. 48.
Town and Country Planning Act, 1947	10 & 11 Geo. 6. c. 51.
Agricultural Wages Act, 1948	11 & 12 Geo. 6. c. 47.
Housing Act, 1949	12, 13 & 14 Geo. 6. c. 60.
Representation of the People Act, 1949	12, 13 & 14 Geo. 6.c. 68.
Housing Act, 1952	15 & 16 Geo. 6. & 1 Eliz. 2. c. 53.
Magistrates' Courts Act, 1952	15 & 16 Geo. 6. & 1 Eliz. 2. c. 55.
Local Government (Miscellaneous Provisions) Act, 1953	1 & 2 Eliz. 2. c. 26.
Licensing Act, 1953	1 & 2 Eliz. 2. c. 46.
Electoral Registers Act, 1953	2 & 3 Eliz. 2. c. 8.
Housing Repairs and Rents Act, 1954	2 & 3 Eliz. 2. c. 53.
Town and Country Planning Act, 1954	2 & 3 Eliz. 2. c. 72.
Requisitioned Houses and Housing (Amendment) Act, 1955	3 & 4 Eliz. 2. c. 24.
London County Council (Loans) Act, 1955	4 & 5 Eliz. 2. c. xxvi.
Housing Subsidies Act, 1956	4 & 5 Eliz. 2. c. 33.
Rent Act, 1957	5 & 6 Eliz. 2. c. 25.