

Changes to legislation: There are currently no known outstanding effects for the Compulsory Purchase Act 1965, Cross Heading: Preliminary. (See end of Document for details)

SCHEDULES

SCHEDULE 1

PERSONS WITHOUT POWER TO SELL THEIR INTERESTS

Modifications etc. (not altering text)

C1 Sch. 1 applied (with modifications) (3.6.1999) by S.I. 1999/1555, art. 5(4), Sch. 1 paras. 3-9

Preliminary

- 1 (1) The provisions of this Schedule have effect subject to section 42(7) of the ^{M1}Law of Property Act 1925 (which provides that if on a compulsory purchase title could have been made without payment into court, title shall be made in that way unless the purchaser otherwise elects).
- (2) The provisions of this Schedule—
- (a) have effect as if references to disabilities did not include references to disabilities of infants, married women or lunatics or defectives, and
 - [^{F1}(b) do not have effect in relation to a person who lacks capacity (within the meaning of the Mental Capacity Act 2005) for the purposes of this Act if—
 - (i) there is a donee of an enduring power of attorney or lasting power of attorney (within the meaning of the 2005 Act), or a deputy appointed for the person by the Court of Protection, and
 - (ii) the donee or deputy has power in relation to the person for the purposes of this Act.]

Textual Amendments

F1 Sch. 1 para. 1(2)(b) substituted (1.10.2007) by Mental Capacity Act 2005 (c. 9), s. 68(1), Sch. 6 para. 12 (with ss. 27-29, 62); S.I. 2007/1897, art. 2(1)(d)

Marginal Citations

M1 1925 c. 20.

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