
Changes to legislation: There are currently no known outstanding effects for the New Towns (Scotland) Act 1968, Paragraph 5. (See end of Document for details)

SCHEDULES

SCHEDULE 6

MODIFICATIONS OF ENACTMENTS FOR PURPOSES OF THIS ACT

PART I

The Lands Clauses Acts

- 5 (1) The provisions of this paragraph shall have effect in substitution for the provisions of section 90 of the Act of 1845.
- (2) No person shall be required to sell a part only—
- (a) of any house, building or manufactory, or
 - (b) of a park or garden belonging to a house,
- if he is willing and able to sell the whole of the house, building, manufactory, park or garden, unless the arbiter determines that—
- (i) in the case of a house, building or manufactory, the part proposed to be acquired can be taken without material detriment to the house, building or manufactory, or
 - (ii) in the case of a park or garden, the part proposed to be acquired can be taken without seriously affecting the amenity or convenience of the house,
- and, if he so determines, he shall award compensation in respect of any loss due to the severance of the part proposed to be acquired, in addition to its value: and thereupon the party interested shall be required to sell to the acquiring authority that part of the house, building, manufactory, park or garden.

Changes to legislation:

There are currently no known outstanding effects for the New Towns (Scotland) Act 1968, Paragraph 5.