



# Town and Country Planning Act 1968

## 1968 CHAPTER 72

### PART IV

#### ACQUISITION AND DISPOSAL OF LAND

##### *Disposal of land by public authorities*

#### **39 Restriction on exercise by public authorities of power of disposing of land.**

- (1) Section 26(1) of the Town and Country Planning Act 1959 (power of local and other public authorities to dispose of land without consent of a Minister) shall not apply to the exercise of a power to dispose of land conferred by any enactment if the power is exercised in respect of—
  - (a) housing accommodation in respect of which there has been made to a local authority (whether before or after the commencement of that Act) an Exchequer payment within the meaning of section 58(2) of the Housing (Financial Provisions) Act 1958 or a payment under an enactment repealed by the said Act of 1958 or any earlier Act and re-enacted (with or without modifications) by any of the provisions mentioned in the said section 58(2); or
  - (b) an approved dwelling within the meaning of Part I of the Housing Subsidies Act 1967.
- (2) Section 26(5)(b) of the said Act of 1959 (which makes provision corresponding to subsection (1) above in the case of a disposal of land under section 104 of the Housing Act 1957) shall cease to have effect.