



Ancient Monuments and Archaeological Areas Act 1979

1979 CHAPTER 46

PART I

ANCIENT MONUMENTS

Acquisition of ancient monuments

10 Compulsory acquisition of ancient monuments.

- (1) The Secretary of State may acquire compulsorily any ancient monument for the purpose of securing its preservation [^{F1}; but, where the monument in question is situated in England, he shall consult with the Commission before making a compulsory purchase order.]
- (2) The ^{M1}[^{F2}Acquisition of Land Act 1981] shall apply to any compulsory acquisition by the Secretary of State under this section of an ancient monument situated in England and Wales . . . ^{F3}
- (3) The ^{M2}Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 shall apply to any compulsory acquisition by the Secretary of State under this section of an ancient monument situated in Scotland as it applies to a compulsory acquisition by another Minister or by the Secretary of State under section 58 of the ^{M3}National Health Service (Scotland) Act 1972 in a case falling within section 1(1) of the said Act of 1947.
- (4) For the purpose of assessing compensation in respect of any compulsory acquisition under this section of a monument which, immediately before the date of the compulsory purchase order, was scheduled, it shall be assumed that scheduled monument consent would not be granted for any works which would or might result in the demolition, destruction or removal of the monument or any part of it.

Changes to legislation: Ancient Monuments and Archaeological Areas Act 1979, Section 10 is up to date with all changes known to be in force on or before 22 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

- F1** Words inserted by [National Heritage Act 1983 \(c. 47, SIF 78\)](#), s. 41, **Sch. 4 para. 36**
- F2** Words substituted by [Acquisition of Land Act 1981 \(c. 67\)](#), **Sch. 4 para. 1** Table
- F3** Words repealed by [Acquisition of Land Act 1981 \(c. 67\)](#), **Sch. 6 Pt. I**
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Marginal Citations

- M1** [1981 c. 67.](#)
- M2** [1947 c. 42.](#)
- M3** [1972 c. 58.](#)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 1(3A) inserted by [2023 asc 3 Sch. 13 para. 20\(b\)](#)
- s. 1AA-1AE omitted by [2023 asc 3 Sch. 13 para. 21](#)
- s. 7(4A) inserted by [2016 anaw 4 s. 10\(2\)](#)
- s. 33(1A) inserted by [2023 asc 3 Sch. 13 para. 35\(a\)](#)