



Town and Country Planning Act 1990

1990 CHAPTER 8

PART IX

ACQUISITION AND APPROPRIATION OF LAND FOR PLANNING PURPOSES, ETC.

Appropriation, disposal and development of land held for planning purposes, etc.

232 Appropriation of land held for planning purposes.

- (1) Where any land has been acquired or appropriated by a local authority for planning purposes and is for the time being held by them for the purposes for which it was so acquired or appropriated, the authority may appropriate the land for any purpose for which they are or may be authorised in any capacity to acquire land by virtue of or under any enactment not contained in this Part or in Chapter V of Part I of the ^{M1}Planning (Listed Buildings and Conservation Areas) Act 1990.
- (2) Land which consists or forms part of a common, or formerly consisted or formed part of a common, and is held or managed by a local authority in accordance with a local Act shall not be appropriated under this section without the consent of the Secretary of State.
- (3) Such consent may be given—
 - (a) either in respect of a particular appropriation or in respect of appropriations of any class, and
 - (b) either subject to or free from any conditions or limitations.
- (4) Before appropriating under this section any land which consists of or forms part of an open space, a local authority—
 - (a) shall publish a notice of their intention to do so for at least two consecutive weeks in a newspaper circulating in their area; and
 - (b) shall consider any objections to the proposed appropriation which may be made to them.
- (5) In relation to any appropriation under this section—

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: Town and Country Planning Act 1990, Section 232 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)

- (a) subsection (4) of section 122 of the ^{M2}Local Government Act 1972 (which relates to the operation of section 68 of the ^{M3}Lands Clauses Consolidation Act 1845 and section 10 of the ^{M4}Compulsory Purchase Act 1965) shall have effect as it has effect in relation to appropriations under section 122 of that Act of 1972; and
- (b) subsections (5) and (6) of section 229 of this Act shall have effect as they have effect in relation to appropriations under that section.
- (6) In relation to any such land as is mentioned in subsection (1), this section shall have effect to the exclusion of the provisions of section 122(1) of the ^{M5}Local Government Act 1972.

Modifications etc. (not altering text)

C1 Ss. 232, 233, 235(1) amended by [Planning \(Listed Buildings and Conservation Areas\) Act 1990 \(c. 9, SIF 123:1\)](#), [s. 66\(2\)](#)

Marginal Citations

M1 1990 c. 9.
M2 1972 c. 70.
M3 1845 c.18.
M4 1965 c.56.
M5 1972 c. 70.

Status:

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