



# Planning (Listed Buildings and Conservation Areas) Act 1990

## 1990 CHAPTER 9

### PART I

#### LISTED BUILDINGS

#### CHAPTER V

##### PREVENTION OF DETERIORATION AND DAMAGE

##### *Acquisition by agreement*

#### **52 Acquisition of land by agreement.**

- (1) The council of any county, [<sup>F1</sup>county borough,] district or London borough or a joint planning board for an area outside Greater London may acquire by agreement—
  - (a) any building appearing to them to be of special architectural or historic interest; and
  - (b) any land comprising or contiguous or adjacent to such a building which appears to the Secretary of State to be required—
    - (i) for preserving the building or its amenities, or
    - (ii) for affording access to it, or
    - (iii) for its proper control or management.
- (2) The provisions of Part I of the <sup>M1</sup>Compulsory Purchase Act 1965 (so far as applicable), other than sections 4 to 8, 10 and 31, shall apply in relation to the acquisition of land under subsection (1), but references in that Part to the execution of the works shall be construed as including references to—
  - (a) any erection, construction or carrying out of buildings or works authorised by section 237 of the principal Act; and

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**Changes to legislation:** Planning (Listed Buildings and Conservation Areas) Act 1990, Cross Heading:

*Acquisition by agreement is up to date with all changes known to be in force on or before 21 July 2018. 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)*

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- (b) any erection, construction or carrying out of buildings or works on behalf of a Minister or statutory undertakers on land acquired by that Minister or those undertakers, where the buildings or works are erected, constructed or carried out for the purposes for which the land was acquired.

**Annotations:**

**Amendments (Textual)**

- F1** Words in s. 52(1) inserted (1.4.1996) by 1994 c. 19, s. 20(4), **Sch. 6 Pt. II para. 25(7)** (with ss. 54(5) (7), 55(5), 66(7), **Sch. 17 paras. 22(1), 23(2)**); S.I. 1996/396, art. 3, **Sch. 1**

**Modifications etc. (not altering text)**

- C1** S. 52 amended (19.9.1995) by 1995 c. 25, ss. 70, 125(2), **Sch. 9 para. 13(2)**(with ss. 7(6), 115, 117, Sch. 8 para. 7)  
S. 52 amended (19.9.1995) by 1995 c. 25, ss. 70, 125(2), **Sch. 9 para. 13(2)** (with ss. 7(6), 115, 117, Sch. 8 para. 7)
- C2** S. 52 applied (Isles of Scilly) (with modifications) (2.10.2013) by **The Town and Country Planning (Isles of Scilly) Order 2013 (S.I. 2013/2148)**, arts. 1(1), 3, **Sch. 1** (with art. 1(2))
- C3** S. 52(2) amended (19.9.1995) by 1995 c. 25, ss. 70, 125(2), **Sch. 9 para. 13(2)** (with ss. 7(6), 115, 117, Sch. 8 para. 7)

**Marginal Citations**

- M1** 1965 c.56.

**Changes to legislation:**

Planning (Listed Buildings and Conservation Areas) Act 1990, Cross Heading: Acquisition by agreement is up to date with all changes known to be in force on or before 21 July 2018. 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.

**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. 12(4A) inserted by 2008 c. 29 Sch. 10 para. 16
- s. 22(2A) inserted by 2008 c. 29 Sch. 10 para. 18(2)
- s. 40(2A) inserted by 2008 c. 29 Sch. 10 para. 19
- s. 56A and cross-heading inserted by 2016 anaw 4 s. 31(1)
- s. 82A(2)(ha) inserted by 2016 anaw 4 s. 31(2)
- s. 89(1ZA) inserted by 2008 c. 29 Sch. 10 para. 22
- s. 93(5A) inserted by 2008 c. 29 Sch. 10 para. 23(3)
- s. 93(5A) words inserted by 2013 c. 24 Sch. 17 para. 18(3)
- Sch. 3 para. 2(4A) inserted by 2008 c. 29 Sch. 10 para. 24(2)
- Sch. 3 para. 2(9) inserted by 2008 c. 29 Sch. 10 para. 24(3)
- Sch. 3 para. 3(4A) (4B) inserted by 2008 c. 29 Sch. 10 para. 24(4)
- Sch. 3 para. 6(1A) inserted by 2008 c. 29 Sch. 10 para. 24(6)