

**Changes to legislation:** There are currently no known outstanding effects for the Planning and Compensation Act 1991, Cross Heading: Farm loss payments. (See end of Document for details)

## SCHEDULES

### SCHEDULE 17

#### AMENDMENTS RELATING TO LAND COMPENSATION IN SCOTLAND

##### Commencement Information

**II** Sch. 17 wholly in force at 25.09.1991 see s. 84(2)(3) and S.I. 1991/2092, art. 3.

#### PART I

##### MISCELLANEOUS AMENDMENTS

##### *Farm loss payments*

- 14 (1) Section 31 of the Land Compensation (Scotland) Act 1973 (right to farm loss payment where person displaced from agricultural unit) is amended as follows.
- (2) For subsection (1)(a) (section applies only if whole of land is acquired) there is substituted—
- “(a) in consequence of the compulsory acquisition of his interest in the whole, or a sufficient part, of that land, he is displaced from the land acquired;”.
- (3) In subsection (2) (interests qualifying for compensation)—
- (a) for the words from “lease” where it first appears to “three years” there is substituted “ where his interest is as a lessee for a year or from year to year or a greater interest, ”; and
- (b) at the end there is inserted “ , and “sufficient part” means not less than 0.5 hectares or such other area as the Secretary of State may by order specify ”.
- (4) After that subsection there is inserted—
- “(2A) The power to make an order under subsection (2) above shall be exercisable by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.”
- (5) At the end of subsection (3)(a) (meaning of displacement) there is added “ or on any date after the making or confirmation of the compulsory purchase order but before being required to do so by the acquiring authority ”.
- (6) Subsection (6) is omitted.

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

**C1** Sch. 17 para. 14 restricted (18.9.1991) by S.I. 1991/2092, art. 4, Sch. 2 Pt. 1 para. 4

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