



Localism Act 2011

2011 CHAPTER 20

PART 5

COMMUNITY EMPOWERMENT

CHAPTER 3

ASSETS OF COMMUNITY VALUE

Interpretation of Chapter

106 Meaning of “local authority”

- (1) In this Chapter “local authority” in relation to England means—
 - (a) a district council,
 - (b) a county council for an area in England for which there are no district councils,
 - (c) a London borough council,
 - (d) the Common Council of the City of London, or
 - (e) the Council of the Isles of Scilly.
- (2) The Secretary of State may by order amend this section for the purpose of changing the meaning in this Chapter of “local authority” in relation to England.
- (3) In this Chapter “local authority” in relation to Wales means—
 - (a) a county council in Wales, or
 - (b) a county borough council.
- (4) The Welsh Ministers may by order amend this section for the purpose of changing the meaning in this Chapter of “local authority” in relation to Wales.

Changes to legislation: Localism Act 2011, Cross Heading: Interpretation of Chapter is up to date with all changes known to be in force on or before 24 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

Commencement Information

- I1** S. 106 in force for specified purposes at Royal Assent see s. 240(5)(f)
I2 S. 106(1)(2) in force at 21.9.2012 for E. by [S.I. 2012/2420](#), [art. 2](#)

107 Meaning of “owner”

- (1) In this Chapter “owner”, in relation to land, is to be read as follows.
- (2) The owner of any land is the person in whom the freehold estate in the land is vested, but not if there is a qualifying leasehold estate in the land.
- (3) If there is just one qualifying leasehold estate in any land, the owner of the land is the person in whom that estate is vested.
- (4) If there are two or more qualifying leasehold estates in the same land, the owner of the land is the person in whom is vested the qualifying leasehold estate that is more or most distant (in terms of the number of intervening leasehold estates) from the freehold estate.
- (5) In this section “qualifying leasehold estate”, in relation to any land, means an estate by virtue of a lease of the land for a term which, when granted, had at least 25 years to run.
- (6) The appropriate authority may by order amend this section—
 - (a) for the purpose of changing the definition of “owner” for the time being given by this section;
 - (b) for the purpose of defining “owner” for the purposes of this Chapter in a case where, for the time being, this section does not define that expression.

Commencement Information

- I3** S. 107 in force for specified purposes at Royal Assent see s. 240(5)(f)
I4 S. 107 in force at 21.9.2012 for E. by [S.I. 2012/2420](#), [art. 2](#)

108 Interpretation of Chapter: general

- (1) In this Chapter—
 - “appropriate authority”—
 - (a) in relation to England means the Secretary of State, and
 - (b) in relation to Wales means the Welsh Ministers;
 - “building” includes part of a building;
 - “community nomination” has the meaning given by section 89(2);
 - “land” includes—
 - (a) part of a building,
 - (b) part of any other structure, and
 - (c) mines and minerals, whether or not held with the surface;
 - “land of community value” is to be read in accordance with section 88;
 - “local authority” is to be read in accordance with section 106;
 - “owner”, in relation to any land, is to be read in accordance with section 107;

Changes to legislation: Localism Act 2011, Cross Heading: Interpretation of Chapter is up to date with all changes known to be in force on or before 24 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](#)

“unsuccessful”, in relation to a community nomination, has the meaning given by sections 90(5) and 92(4)(b)(i).

(2) For the meaning of “list of assets of community value” see section 87(2).

(3) For the meaning of “list of land nominated by unsuccessful community nominations” see section 93(2).

Commencement Information

- I5** S. 108 in force for specified purposes at Royal Assent see s. 240(5)(f)
I6 S. 108(1) in force at 21.9.2012 for specified purposes for E. by [S.I. 2012/2420](#), [art. 2](#)
I7 S. 108(2)(3) in force at 21.9.2012 for E. by [S.I. 2012/2420](#), [art. 2](#)

Changes to legislation:

Localism Act 2011, Cross Heading: Interpretation of Chapter is up to date with all changes known to be in force on or before 24 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.

[View outstanding changes](#)

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. 158(8)-(9B) substituted for s. 158(8)(9) by [2016 c. 22 s. 121\(2\)\(e\)](#)
- s. 202(3A) inserted by [2023 c. 55 s. 176\(2\)](#)