

SCHEDULES

SCHEDULE 10

ACQUISITION OF PART OF LAND ONLY

- 1 (1) The person to whom the notice to treat mentioned in section 6 is given (“the owner”) may, within the period of 21 days beginning with the day on which the notice is given, give the Secretary of State a counter-notice—
- (a) objecting to the sale of the part (“the land subject to the notice to treat”), and
 - (b) stating that he or she is willing and able to sell the whole (“the land subject to the counter-notice”).
- (2) If no counter-notice is given under sub-paragraph (1), the owner is required to sell the land subject to the notice to treat.
- (3) If—
- (a) a counter-notice is given under sub-paragraph (1), and
 - (b) the Secretary of State agrees to take the land subject to the counter-notice,
- the notice to treat is to be deemed to be a notice to treat in addition for the remainder of the land subject to the counter-notice.
- (4) If—
- (a) a counter-notice is given under sub-paragraph (1), and
 - (b) the Secretary of State does not agree to take the land subject to the counter-notice,
- the question as to what land the owner is required to sell must be referred to the Upper Tribunal.