



# Small Holdings and Allotments Act 1908

1908 CHAPTER 36 8 Edw 7

## PART II

### ALLOTMENTS

#### *Supplemental*

#### **34 Power to make scheme for provision of common pasture.**

- (1) Where it appears to the council of any borough, urban district, or parish that, as regards their borough, district, or parish, land can be acquired for affording common pasture at such price or rent that all expenses incurred by the council in acquiring the land and otherwise in relation to the land when acquired may reasonably be expected to be recouped out of the charges paid in respect thereof, and that the acquisition of such land is desirable in view of the wants and circumstances of the . . . . . <sup>F1</sup> population, the council may [<sup>F2</sup>prepare and carry into effect]a scheme for providing such common pasture.
- (2) [<sup>F2</sup>Upon such a scheme being carried into effect], the provisions of this Act relating to allotments shall, with the necessary modifications, apply in like manner as if “allotments” in those provisions included common pasture, and “rent” included a charge for turning out an animal:

Provided that the rules made under those provisions may extend to regulating the turning out of animals on the common pasture, to defining the persons entitled to turn them out, the number to be turned out, and the conditions under which animals may be turned out, and fixing the charges to be made for each animal, and otherwise to regulating the common pasture.

#### **Textual Amendments**

**F1** Words repealed by Land Settlement(Facilities) Act 1919 (c. 59), Sch.3

**F2** Words substituted by [Local Government Act 1972 \(c. 70, SIF 81:1\)](#), s. 251(2), [Sch. 29 para. 9\(2\)\(3\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Small Holdings and Allotments Act 1908, Section 34.