



Small Holdings and Allotments Act 1908

1908 CHAPTER 36 8 Edw 7

PART III

GENERAL

Provisions affecting Land acquired

46 Power to resume possession of land hired compulsorily.

(1) Where land has been hired by a council compulsorily for small holdings or allotments, and the land or any part thereof at any time during the tenancy thereof by the council is shown to the satisfaction of the Board to be required by the landlord to be used for building, mining, or other industrial purposes, or for roads necessary therefor, it shall be lawful for the landlord to resume possession of the land or part thereof upon giving to the council twelve months' previous notice in writing of his intention so to do [^{F1}or such shorter notice as may be required by the order for the compulsory hiring of the land]; and, if a part only of the land is resumed, the rent payable by the council shall as from the date of resumption be reduced by such sum as in default of agreement may be determined by valuation by a valuer appointed by the Board.

(2) F2

Textual Amendments

F1 Words inserted by Land Settlement(Facilities) Act 1919 (c. 59), Sch.2

F2 Ss. 1–22, 46(2), 55, 56, 58(2) repealed by [Small Holdings and Allotments Act 1926 \(c. 52\)](#), [Sch. 2](#)

Modifications etc. (not altering text)

C1 [S. 46](#) amended by [Small Holdings and Allotments Act 1926 \(c. 52\)](#), [s. 18\(2\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Small Holdings and Allotments Act 1908, Section 46.