



Requisitioned Land and War Works Act 1945

1945 CHAPTER 43 8 and 9 Geo 6

PART IX

AMENDMENTS OF COMPENSATION (DEFENCE) ACT, 1939

47 Compensation under s. 2 of Compensation (Defence) Act, 1939, for removal of fixed machinery or plant.

Where the damage in respect of which a sum falls, or would but for this section fall, to be paid under paragraph (b) of subsection (1) of section two of the ^{M1}Compensation (Defence) Act, 1939, consists wholly or in part of the removal of fixed machinery or plant, such reduction, if any, in that compensation shall be made as may appear to the [^{F1}appropriate tribunal] to be just having regard to the way in which the machinery or plant has in fact been dealt with, the likelihood of the machinery or plant being in fact replaced on the land and the reasonableness of replacing it thereon, and any other circumstances which may appear to the Tribunal to be relevant:

Provided that nothing in this section shall authorise the making of any reduction if the making thereof would be inconsistent with any provision of any such agreement as is mentioned in section fifteen of the said Act.

Textual Amendments

F1 Words in s. 47 substituted (1.6.2009) by [The Transfer of Tribunal Functions \(Lands Tribunal and Miscellaneous Amendments\) Order 2009 \(S.I. 2009/1307\)](#), art. 1, **Sch. 1 para. 7** (with Sch. 5)

Marginal Citations

M1 1939 c. 75.

Changes to legislation:

There are currently no known outstanding effects for the Requisitioned Land and War Works Act 1945, Section 47.