

SCHEDULE 2

Regulation 16

TOWN AND COUNTRY PLANNING ACT 1990

*Blight Notice*

To .....<sup>1</sup>

At .....<sup>2</sup>

I/We ..... of .....<sup>3</sup>

HEREBY GIVE YOU NOTICE under section 150(1) [and by virtue of section 158]<sup>4</sup> of the Town and Country Planning Act 1990 ("the Act") as follows:–

1. I am/We are entitled to the interest described in Schedule 1<sup>5</sup> to this Notice in the property described in Schedule 2<sup>6</sup> to this Notice.
2. The whole/Part of<sup>7</sup> that property is blighted land within paragraph(s) .....<sup>8</sup> of Schedule 13 to the Act.
3. My/Our interest in that property qualifies for protection under Chapter II in Part VI of the Act because

*[EITHER]*

the property is [part of]<sup>9</sup> a hereditament whose annual value does not exceed the amount prescribed for the purposes of section 149(3)(a) of the Act and I am an owner-occupier/we are owner-occupiers of that hereditament.

*[OR]*

the property is [part of]<sup>9</sup> a hereditament and I am a resident owner-occupier/we are resident owner-occupiers of that hereditament.

*[OR]*

the property is [part of]<sup>9</sup> an agricultural unit and I am an owner-occupier/we are owner-occupiers of that unit.

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4. (1) [EITHER] I/We have made reasonable endeavours to sell my/our interest in that property, and details of those attempts are set out in [Schedule 3 to/the letter accompanying]<sup>10</sup> this Notice. [OR] The powers of compulsory acquisition relevant for the purposes of paragraph 21/22 of Schedule 13 to the Act remain exercisable<sup>11</sup>.

(2) In consequence of the fact that [part of]<sup>12</sup> the hereditament/agricultural unit was, or was likely to be, comprised in blighted land, I/we have been unable to sell my/our interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the hereditament/unit were, or were likely to be, comprised in blighted land.

5<sup>13</sup>. The [part of the]<sup>9</sup> agricultural unit in which my/our interest subsists contains land which is not blighted land as well as land which is, and the land which is not blighted land is not reasonably capable of being farmed, either by itself or with other relevant land, as a separate agricultural unit.

6. I/We therefore require you to purchase my/our interest in

[EITHER]

the property described in Schedule 2 to this Notice<sup>14</sup>.

[OR]

so much of the property described in Schedule 2 to this Notice as is blighted land<sup>15</sup>.

SCHEDULE 1

*The Interest to which this Blight Notice Relates*

SCHEDULE 2

*The Property to which this Blight Notice Relates*

SCHEDULE 3

*Details of Attempts to Sell the Interest to which the Blight Notice Relates*

Dated .....

Signed .....

.....

[Solicitor/Surveyor/Land Agent, of .....

on behalf of .....]<sup>16</sup>

NOTES

1. Insert name of the appropriate authority.
2. Insert address of the appropriate authority.
3. Give full name(s) and address(es) of claimant(s).
4. Delete unless this notice relates to an agricultural unit and a claim and requirement under section 158(2) of the Act are to be included.
5. Schedule 1 should contain a description of the interest of the claimant, a list of any mortgages to which that interest is subject with the names and addresses of the mortgagees, and a list of any other incumbrances affecting the interest.
6. The boundaries of the property should normally be clearly marked on a plan annexed to the Blight Notice.
7. Use "Part" instead of "The whole" if only some of the land is blighted land.
8. Insert relevant paragraph number(s).
9. Delete unless the interest is in only part of the hereditament or unit.
10. Delete as appropriate.
11. The second alternative may be used only if paragraph 2 of this notice refers to paragraph 21 or 22 of Schedule 13 to the Act.
12. Delete unless only part of the property is blighted land.

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13. Use this paragraph (and the reference to section 158 at the top of the notice – see Note 4 above) only to make a claim under section 158(2).
14. Use if the property is a hereditament, or is an agricultural unit and paragraph 5 has been included.
15. Use if the property is an agricultural unit but paragraph 5 has been deleted.
16. If this notice is signed by an agent, insert here full name and address of agent or firm, and name(s) of claimant(s).

## TOWN AND COUNTRY PLANNING ACT 1990

### *Personal Representative's Blight Notice*

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To .....<sup>1</sup>

At .....<sup>2</sup>

I/We .....<sup>3</sup> of .....<sup>3</sup>  
HEREBY GIVE YOU NOTICE under section 161 (2) [and by virtue of section 158]<sup>4</sup> of the Town and Country Planning Act 1990 (“the Act”) as follows:-

1. I am/We are the personal representative(s) of a person (“the deceased”) who at the time of his/her death was entitled to the interest described in Schedule 1<sup>5</sup> to this Notice in the property described in Schedule 2<sup>6</sup> to this Notice.
2. One or more individuals are, to the exclusion of any body corporate, beneficially entitled to the deceased’s interest in that property.
3. The whole/Part of<sup>7</sup> that property was blighted land within paragraph(s) .....<sup>8</sup> of Schedule 13 to the Act on the date of death of the deceased.
4. The deceased’s interest in that property qualifies for protection under Chapter II in Part VI of the Act because on the date of death of the deceased

*[EITHER]*

the property was [part of]<sup>9</sup> a hereditament whose annual value did not exceed the amount prescribed for the purposes of section 149(3)(a) of the Act and he/she was an owner-occupier of that hereditament.

*[OR]*

the property was [part of]<sup>9</sup> a hereditament and he/she was a resident owner-occupier of that hereditament.

*[OR]*

the property was [part of]<sup>9</sup> an agricultural unit and he/she was an owner-occupier of that unit.

5. (1) *[EITHER]* I/We have made reasonable endeavours to sell his/her interest in that property, and details of those attempts are set out in [Schedule 3 to/the letter accompanying]<sup>10</sup> this Notice. *[OR]* The powers of compulsory acquisition relevant for the purposes of paragraph 21/22 of Schedule 13 to the Act remain exercisable<sup>11</sup>.

(2) In consequence of the fact that [part of]<sup>12</sup> the hereditament/agricultural unit was, or was likely to be, comprised in blighted land, I/we have been unable to sell the deceased’s interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the hereditament/unit were, or were likely to be, comprised in blighted land.

6<sup>13</sup>. The [part of the]<sup>9</sup> agricultural unit in which the deceased’s interest subsists contains land which is not blighted land as well as land which is, and the land which is not blighted land is not reasonably capable of being farmed, either by itself or with other relevant land, as a separate agricultural unit.

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7. I/We therefore require you to purchase the deceased's interest in  
[EITHER]  
the property described in Schedule 2 to this Notice<sup>14</sup>.  
[OR]  
so much of the property described in Schedule 2 to this Notice as is blighted land<sup>15</sup>.

SCHEDULE 1

*The Interest to which this Blight Notice Relates*

SCHEDULE 2

*The Property to which this Blight Notice Relates*

SCHEDULE 3

*Details of Attempts to Sell the Interest to which the Blight Notice Relates*

Dated .....

Signed .....

.....

[Solicitor/Surveyor/Land Agent, of .....

on behalf of .....]<sup>16</sup>

NOTES

1. Insert name of the appropriate authority.
2. Insert address of the appropriate authority.
3. Give full name(s) and address(es) of claimant(s).
4. Delete unless this notice relates to an agricultural unit and a claim and requirement under section 158(2) of the Act are to be included.
5. Schedule 1 should contain a description of the interest of the deceased, a list of any mortgages to which that interest is subject with the names and addresses of the mortgagees, and a list of any other incumbrances affecting the interest.
6. The boundaries of the property should normally be clearly marked on a plan annexed to the Blight Notice.
7. Use "Part" instead of "The whole" if only some of the land was blighted land.
8. Insert relevant paragraph number(s).
9. Delete unless the interest is in only part of the hereditament or unit.
10. Delete as appropriate.
11. The second alternative may be used only if paragraph 3 of this notice refers to paragraph 21 or 22 of Schedule 13 to the Act.
12. Delete unless only part of the property was blighted land.
13. Use this paragraph (and the reference to section 158 at the top of the notice – see Note 4 above) only to make a claim under section 158(2).
14. Use if the property is a hereditament, or is an agricultural unit and paragraph 6 has been included.
15. Use if the property is an agricultural unit but paragraph 5 has been deleted.
16. If this notice is signed by an agent, insert here full name and address of agent or firm, and name(s) of claimant(s).

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## TOWN AND COUNTRY PLANNING ACT 1990

### *Mortgagee's Blight Notice*

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To .....<sup>1</sup>

At .....<sup>2</sup>

I/We ..... of .....<sup>3</sup>

HEREBY GIVE YOU NOTICE under section 162(1) [and by virtue of section 158]<sup>4</sup> of the Town and Country Planning Act 1990 (“the Act”) as follows:-

1. I am/We are entitled as mortgagee(s) by virtue of a power which has become exercisable, to sell the interest described in Schedule 1<sup>5</sup> to this Notice in the property described in Schedule 2<sup>6</sup> to this Notice, giving immediate vacant possession of the land.
2. The whole/Part of<sup>7</sup> that property is blighted land within paragraph(s) .....<sup>8</sup> of Schedule 13 to the Act.
3. The said interest in that property qualifies for protection under Chapter II in Part VI of the Act because

*[EITHER]*

that property is [part of]<sup>9</sup> a hereditament whose annual value does not exceed the amount prescribed for the purposes of section 149(3)(a) of the Act and the person entitled (otherwise than as mortgagee) to the interest [is an owner-occupier of that hereditament] [was an owner-occupier of that hereditament on ....., and [part of]<sup>7</sup> that property was blighted land on that date]<sup>10</sup>.

*[OR]*

that property is [part of]<sup>9</sup> a hereditament and the person entitled (otherwise than as mortgagee) to the interest [is a resident owner-occupier of that hereditament] [was a resident owner-occupier of that hereditament on ....., and [part of]<sup>7</sup> that property was blighted land on that date]<sup>10</sup>.

*[OR]*

that property is [part of]<sup>9</sup> an agricultural unit and the person entitled (otherwise than as mortgagee) to the interest [is an owner-occupier of that agricultural unit] [was an owner-occupier of that unit on....., and [part of]<sup>7</sup> that property was blighted land on that date]<sup>10</sup>.

4. (1) *[EITHER]* I/We have made reasonable endeavours to sell the said interest in that property, and details of those attempts are set out in [Schedule 3 to/the letter accompanying]<sup>11</sup> this Notice. *[OR]* The powers of compulsory acquisition relevant for the purposes of paragraph 21/22 of Schedule 13 to the Act remain exercisable<sup>12</sup>.

(2) In consequence of the fact that [part of]<sup>13</sup> the hereditament/agricultural unit was, or was likely to be, comprised in blighted land, I/we have been unable to sell the interest except at a price substantially lower than that for which it might reasonably have been expected to sell if no part of the hereditament/unit were, or were likely to be, comprised in blighted land.

5<sup>14</sup>. The [part of the]<sup>9</sup> agricultural unit in which the interest subsists contains land which is not blighted land as well as land which is, and the land which is not blighted land is not reasonably capable of being farmed, either by itself or with other relevant land, as a separate agricultural unit.

*[EITHER]*

6. I/We therefore require you to purchase the said interest<sup>15</sup>.

*[OR]*

7. I/We therefore require you to purchase the said interest so far as it subsists in property which is described in Schedule 2 to this Notice and which is blighted land<sup>16</sup>.

SCHEDULE 1

*The Interest to which this Blight Notice Relates*

SCHEDULE 2

*The Property to which this Blight Notice Relates*

*Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*

**SCHEDULE 3**

*Details of Attempts to Sell the Interest to which the Blight Notice Relates*

Dated .....

Signed .....

.....

[Solicitor/Surveyor/Land Agent, of .....

on behalf of .....]<sup>17</sup>

**NOTES**

1. Insert name of the appropriate authority.
2. Insert address of the appropriate authority.
3. Give full name(s) and address(es) of claimant(s).
4. Delete unless this notice relates to an agricultural unit and a claim and requirement under section 158(2) of the Act are to be included.
5. Schedule 1 should contain a description of the interest which the claimant has power to sell, and a list of any other incumbrances to which (to the knowledge or belief of the claimant) that interest is subject, with the names and addresses of the mortgagees.
6. The boundaries of the property should normally be clearly marked on a plan annexed to the Blight Notice.
7. Use "Part" instead of "The whole" if only some of the land was blighted land.
8. Insert relevant paragraph number(s).
9. Delete unless the interest is in only part of the hereditament or unit.
10. The second alternative may only be used if the claimant was the relevant owner-occupier on the date inserted, being a date not more than six months before the service of this notice.
11. Delete as appropriate.
12. The second alternative may be used only if paragraph 2 of this notice refers to paragraph 21 or 22 of Schedule 13 to the Act.
13. Delete unless only part of the property was blighted land.
14. Use this paragraph (and the reference to section 158 at the top of the notice – see Note 4 above) only to make a claim under section 158(2).
15. Use if the property is a hereditament, or is an agricultural unit and paragraph 5 has been included.
16. Use if the property is an agricultural unit but paragraph 5 has been deleted.
17. If this notice is signed by an agent, insert here full name and address of agent or firm, and name(s) of claimant(s).

**TOWN AND COUNTRY PLANNING ACT 1990**

*Counter-Notice objecting to Blight Notice*



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To .....<sup>1</sup>

of .....<sup>2</sup>

THE [ ..... ]<sup>3</sup> HEREBY GIVE[S] YOU NOTICE under section 151(1) of the Town and Country Planning Act 1990 that they/he OBJECT(S) to the Blight Notice served by you/by [ ..... ]<sup>4</sup> on your behalf on [ ..... ]<sup>5</sup> under section 150(1)/161(2)/162(1) [and by virtue of section 158] of that Act in respect of the property described in [the Blight Notice/as appropriate] as [ ..... ]<sup>6</sup>.

[EITHER]

The ground on which objection is taken is, under section 151(4)( ..... )<sup>7</sup>/159(1)<sup>8</sup>/161(5)<sup>9</sup>/162(5)<sup>10</sup> of the said Act, that [ ..... ]<sup>11</sup>.

[OR]

The grounds on which objection is taken are—

- (1) under section 151(4)( ..... )<sup>12</sup> of the said Act, that [ ..... ]<sup>11</sup>
- (2) under section 159(1)<sup>8</sup> of the said Act, that [ ..... ]<sup>11</sup>
- (3) under section 161(5)( ..... )<sup>13</sup>/162(5)( ..... )<sup>14</sup> of the said Act, that [ ..... ]<sup>11</sup>.

Dated .....

.....  
[NAME]  
On behalf of<sup>5</sup> .....

**NOTE TO CLAIMANT:** If you do not accept this objection, you may require the objection to be referred to the Lands Tribunal, under the provisions of section 153 of the Town and Country Planning Act 1990. In that case you should notify the Registrar, The Lands Tribunal, 48/49 Chancery Lane, London WC2A 1JR within 2 months of the date of service of this notice.

NOTES

- 1. Insert name(s) of claimant(s) as on Blight Notice.
- 2. Insert address(es) of claimant(s) as on Blight Notice.
- 3. Insert name of authority serving counter-notice.
- 4. Insert name of claimant’s agent, if Blight Notice was served by an agent.
- 5. Insert date when Blight Notice was received by authority.
- 6. Insert description of property as in Blight Notice, or (where appropriate) in document referred to in Blight Notice.
- 7. Insert letter of relevant paragraph of section 151(4).
- 8. Only applicable if Blight Notice was served by virtue of section 158.
- 9. Only applicable if Blight Notice was served under section 161(2).
- 10. Only applicable if Blight Notice was served under section 162(1).
- 11. Complete as appropriate.
- 12. Insert letter of relevant paragraph of section 151(4); use a separate numbered paragraph in this form for each ground of objection under section 151(4).

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13. Only applicable if Blight Notice was served under section 161(2); insert letter of relevant paragraph of section 161(5) and use a separate paragraph in this form for each ground of objection under section 161(5).
14. Only applicable if Blight Notice was served under section 162(1); insert letter of relevant paragraph of section 162(5) and use a separate paragraph in this form for each ground of objection under section 162(5).