



Local Government Act (Northern Ireland) 1972

1972 CHAPTER 9

PART VII

MISCELLANEOUS FUNCTIONS

LAND

97 Acquisition of land otherwise than by agreement.

- (1) Where a council desires to acquire land otherwise than by agreement for any purpose for which it is authorised by a transferred provision so to acquire land, it may apply to the Ministry concerned for an order (in this Act referred to as a “vesting order”) vesting the land in the council, and that Ministry may make a vesting order.
- (2) The provisions of Schedule 6 shall apply with respect to the making and effect of vesting orders.
- (3) ^{F1} The power to make a vesting order may be exercised over land—
 - (a) which is the property of any public body which has power under any transferred provision to acquire land compulsorily; or
 - (b) which is declared by or under any transferred provision to be inalienable;but a vesting order shall not be made in relation to any such land, where representations objecting to the proposal for making the order have been duly made by the owner of the land and have not been withdrawn, unless the proposal has been approved by a resolution of each House of Parliament.
- (4) Nothing in this section shall authorise the acquisition, without the consent of the Ministry of Finance^{F2}, of any land on or in which there is, to the knowledge of that Ministry, any historic monument or archaeological object.

Changes to legislation: Local Government Act (Northern Ireland) 1972, Section 97 is up to date with all changes known to be in force on or before 11 February 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (5) In subsection (4), “historic monument” and “archaeological object” have the same meanings as in^{F3} the Historic Monuments and Archaeological Objects (Northern Ireland) Order 1995].

F1 [1981 NI 3](#); [1985 NI 1](#)

F2 [SR 1976/80](#)

F3 [1995 NI 9](#)

Modifications etc. (not altering text)

- C1** [Ss. 95 - 98](#) applied by [S.R 2004/49](#), art. 5 (as inserted (28.1.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) \(Amendment\) Order \(Northern Ireland\) 2007 \(S.R. 2007/505\)](#), [art. 2\(5\)](#))
- C2** [Ss. 95-98](#) applied (20.8.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2008 \(S.R. 2008/310\)](#), [art. 5](#)
- C3** [Ss. 95-99](#) applied with modifications (2.4.2012) by [The Local Government \(Constituting Joint Committees as Bodies Corporate\) Order \(Northern Ireland\) 2012 \(S.R. 2012/10\)](#), arts. 1, [5](#)
- C4** [Ss. 95-99](#) applied (1.4.2015) by [The Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2015 \(S.R. 2015/183\)](#), art. 1, [reg. 5](#)

Changes to legislation:

Local Government Act (Northern Ireland) 1972, Section 97 is up to date with all changes known to be in force on or before 11 February 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4(1)(ea) inserted by [2022 c. 37 Sch. 5 para. 3](#)
- s. 10(1) s. 10 renumbered as s. 10(1) by [2022 c. 37 Sch. 10 para. 3\(3\)\(a\)](#)
- s. 10(1)(a) words inserted by [2022 c. 37 Sch. 10 para. 3\(3\)\(b\)](#)
- s. 10(2) inserted by [2022 c. 37 Sch. 10 para. 3\(3\)\(c\)](#)
- Sch. 8 para. 1 repealed by [2010 c. 23 Sch. 2](#) (Amendment could not be applied - affected provision (Sch. 8) not available on [legislation.gov.uk](#))
- Sch. 8 para. 3 repealed by [2010 c. 23 Sch. 2](#) (Amendment could not be applied - affected provision (Sch. 8) not available on [legislation.gov.uk](#))