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STATUTORY INSTRUMENTS

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**1948 No. 1236**

**TOWN AND COUNTRY PLANNING, ENGLAND**

The Town and Country Planning (Transfer of Property and Officers and Compensation To Officers) Regulations, 1948

<i>Made</i>	- - - - -	<i>11th June 1948</i>
<i>Laid before Parliament</i>		<i>15th June 1948</i>
<i>Coming into Operation</i>		<i>1st July 1948</i>

THE TOWN AND COUNTRY PLANNING  
(TRANSFER OF PROPERTY AND OFFICERS AND  
COMPENSATION TO OFFICERS) REGULATIONS, 1948

PART I  
GENERAL

1. Citation and Commencement
2. Interpretation

PART II  
TRANSFER OF PROPERTY AND OFFICERS

*Transfer of Property and Liabilities*

3. Save as is mentioned in Regulation 5 of these Regulations,...
4. Save as aforesaid, the property and liabilities of a joint...
5. Any liability of the council of a county district or...

*Transfer of Officers*

6. Any officer who immediately before the appointed day was in...
7. Any officer who immediately before the appointed day was in...

*Provisions consequential on transfer*

8. No proceedings, legal or other, pending on the appointed day...
9. Any cause of action by or against any council or...
10. All contracts, deeds, agreements, notices and other instruments affecting any...

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11. Where any property or liabilities have been transferred by virtue...
12. The council of a county district shall, at the request...
13. Any question arising under this Part of these Regulations shall...

### PART III

#### COMPENSATION TO OFFICERS

14. For the purposes of this Part and of the schedule...
15. Subject to the provisions of the next succeeding regulation every...
16. Nothing in the last preceding regulation shall entitle a person...
17. If a person who has claimed compensation under these Regulations...
18. (1) Any compensation to which an officer becomes entitled under...

#### *Officers on War Service on the Appointed Day*

19. Any person (hereinafter referred to as an "officer on war...
20. Subject to the provisions of the next succeeding regulation, if...
21. No person shall, by virtue of the last preceding regulation,...
22. For the purpose of ascertaining the net emoluments of a...
23. In relation to a pensionable officer to whom sub-paragraph (a)...  
Signature

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#### SCHEDULE — DETERMINATION OF COMPENSATION

##### I — GENERAL

1. A person desiring to make a claim for compensation under...
  2. (1) A claimant, if so required by the compensating authority,...
- ##### II — COMPENSATION FOR LOSS OF EMPLOYMENT
3. On receipt of a claim for compensation in respect of...

#### A

#### INTERIM PAYMENTS OF COMPENSATION

4. If the compensating authority accept the claim, then, unless they...
5. (1) Interim compensation shall be payable as from the date...

#### B

#### ASSESSMENT OF COMPENSATION

6. Having determined the amount of the interim payments (if any)...
7. (1) The compensating authority shall, within a period of two...

*Compensation payable, subject to earlier cesser in certain cases, until normal retiring age*

8. For the purpose of determining whether any compensation, apart from...
9. (1) Compensation for loss of employment shall be an annual...
10. There shall be deducted from any payments made under paragraph...

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*Compensation payable to pensionable officer on his becoming incapacitated or reaching pensionable age*

11. (1) If the claimant was a pensionable officer, and before...

*Compensation payable to a pensionable officer on attainment of normal retiring age*

12. Subject as hereinafter provided, the compensation payable to a claimant...

*Supplementary provisions as to compensation payable to pensionable officer*

13. (1) Where a claimant, after suffering loss of employment, enters...  
14. The provisions of paragraphs 11 and 12 of this Schedule...  
15. (1) If the claimant was a person in respect of...  
16. If under the pension scheme to which he was last...  
17. (1) If the claimant was a person in respect of...  
18. For the purposes of these Regulations— (a) the amount of...  
19. If under the pension scheme to which the claimant was...  
20. If the claimant had attained the age of forty years...  
21. In deciding whether to add any number of years under...  
22. (1) If the claimant was such an officer as is...  
23. (1) Compensation shall not be payable or shall cease to...

*Compensation payable to non-pensionable officer after attainment of normal retiring age*

24. (1) If the claimant was not a pensionable officer, the...

III — COMPENSATION FOR DIMINUTION OF EMOLUMENTS

25. On receipt of a claim for compensation for diminution of...  
26. A decision under the last preceding paragraph shall be subject...  
27. In determining whether compensation is payable and, if so, the...  
28. Compensation for diminution of emoluments shall be an annual sum...  
29. Compensation to a person for diminution of the emoluments of...  
30. A person entitled to compensation for diminution of emoluments shall...

IV — MISCELLANEOUS

31. (1) A notification of a decision by a compensating authority...  
32. For the purpose of determining the amount of any compensation...  
33. For the purpose of making any calculation under these Regulations...  
34. If in determining the amount of any compensation payable to...  
35. (1) Where a person to whom compensation is payable under...  
36. (1) If a person receiving compensation for loss of employment...  
37. (1) If a person becomes subject to the provisions of...  
38. (1) Notwithstanding the preceding provisions of this Schedule, if the...

Explanatory Note