



Land Compensation (Scotland) Act 1973

1973 CHAPTER 56

PART III

PROVISIONS FOR BENEFIT OF PERSONS DISPLACED FROM LAND

Home loss payments

30 Home loss payments for certain caravan dwellers.

- (1) Sections 27 to 29 above shall, so far as applicable, have effect in relation to a person residing in a caravan on a caravan site who is displaced from that site as they have effect in relation to a person displaced from a dwelling on any land but shall so have effect subject to the following modifications.
- (2) No home loss payment [^{F1}or discretionary payment] shall be made to any person by virtue of this section except where no suitable alternative site for stationing a caravan is available to him on reasonable terms.
- (3) Subsection (1) of section 27 above shall have effect as if for the words preceding paragraph (a) there were substituted the words “ Where a person residing in a caravan on a caravan site is displaced from that site in consequence of ” and subsection (2) of that section shall have effect as if for paragraphs (a) and (b) there were substituted—
 - ^{F2c}(a) he has been in occupation of the caravan site by using a caravan stationed on it as his only or main residence; and
 - (b) he has been in such occupation of the site by virtue of an interest or right to which this section applies ”
- [^{F3}(4) Section 28 above shall have effect as if the references to a person occupying a dwelling by virtue of an interest in it and to his interest in the dwelling were to a person occupying a caravan site by virtue of an interest in it and to that interest.]
- (5) Section 29 above shall have effect—
 - [^{F4}(a) as if in subsections (3) and (3A) the references to a dwelling were to a caravan site;]

Changes to legislation: There are currently no known outstanding effects for the Land Compensation (Scotland) Act 1973, Section 30. (See end of Document for details)

- (b) as if in subsection (4) for the words “resided in the dwelling, or a substantial part of it” there were substituted the words “resided in a caravan on the caravan site”; and
- (c) as if for subsection (5) there were substituted—
 - “(5) Where any land comprises two or more caravan sites and the claimant has successively been in occupation of or resided in a caravan on different caravan sites on that land, section 27(2) above and subsections [^{F5}(3) to (4)] above shall have effect as if those sites were the same site”.
- (6) Sections 27 to 29 above shall have effect as if in any provision not modified as aforesaid for any reference to a dwelling or land there were substituted a reference to a caravan site.
- (7) In this section “caravan site” means land on which a caravan is stationed for the purpose of human habitation and land which is used in conjunction with land on which a caravan is so stationed.

Textual Amendments

- F1** Words in s. 30(2) inserted (25.9.1991) by Planning and Compensation Act 1991 (c. 34, SIF 28:2), s. **71(8)(a)(9)** (with s. 84(5)); S.I. 1991/2092, **art. 3**
- F2** Words in s. 30(3) substituted (25.9.1991) by Planning and Compensation Act 1991 (c. 34, SIF 28:2), s. **71(8)(b)(9)** (with s. 84(5)); S.I. 1991/2092, **art. 3**
- F3** S. 30(4) (which was repealed (1.4.1989) by S.I. 1989/47, **reg. 3**) is expressed to be substituted (25.9.1991) by Planning and Compensation Act 1991 (c. 34, SIF 28:2), s. **71(8)(c)(9)** (with s. 84(5)); S.I. 1991/2092, **art. 3**
- F4** S. 30(5)(a) substituted (25.9.1991) by Planning and Compensation Act 1991 (c. 34, SIF 28:2), s. **71(8)(d)(9)** (with s. 84(5)); S.I. 1991/2092, **art. 3**
- F5** Words in s. 30(5)(c) substituted (25.9.1991) by Planning and Compensation Act 1991 (c. 34, SIF 28:2), s. **71(8)(9)** (with s. 84(5)); S.I. 1991/2092, **art. 3**

Changes to legislation:

There are currently no known outstanding effects for the Land Compensation (Scotland) Act 1973, Section 30.