



Town and Country Planning (Scotland) Act 1997

1997 CHAPTER 8

PART VIII

ACQUISITION AND APPROPRIATION OF LAND FOR PLANNING PURPOSES ETC.

Acquisition for planning and public purposes

188 Acquisition of land by agreement

- (1) A planning authority may acquire by agreement any land which they require for any purpose for which a planning authority may be authorised to acquire land under section 189.
- (2) The Lands Clauses Acts (except the provisions relating to the purchase of land otherwise than by agreement and the provisions relating to access to the special Act, and except sections 120 to 125 of the Lands Clauses Consolidation (Scotland) Act 1845) and sections 6 and 70 of the Railways Clauses Consolidation (Scotland) Act 1845, and sections 71 to 78 of that Act, as originally enacted and not as amended for certain purposes by section 15 of the Mines (Working Facilities and Support) Act 1923, shall be incorporated with this section, and in construing those Acts as so incorporated this section shall be deemed to be the special Act and references to the promoters of the undertaking or to the company shall be construed as references to the authority authorised to acquire the land under this section.
- (3) The exercise by a planning authority of any power which they have under this section is subject to the provisions of sections 171A and 171B (promotion of economic development) of the Local Government (Scotland) Act 1973.