



# Small Holdings and Allotments Act 1908

1908 CHAPTER 36 8 Edw 7

## PART II

### ALLOTMENTS

#### *Powers of Councils in relation to the provision of Allotments*

#### **32 Sale of superfluous or unsuitable land.**

- (1) Where the council of any borough, urban district, or parish are of opinion that any land acquired by them for allotments or any part thereof is not needed for the purpose of allotments, or that some more suitable land is available, they may, . . . <sup>F1</sup>sell or let such land otherwise than under the provisions of this Act, or exchange the land for other land more suitable for allotments, and may pay or receive money for equality of exchange.
- (2) The proceeds of a sale under this Act of land acquired for allotments, and any money received by the council on any such exchange as aforesaid by way of equality of exchange, shall be applied in discharging, either by way of a sinking fund or otherwise, the debts and liabilities of the council in respect of the land acquired by the council for allotments, or in acquiring, adapting, and improving other land for allotments, and any surplus remaining may be applied for any purpose for which capital money may be applied, . . . <sup>F2</sup>; and the interest thereon (if any) and any money received from the letting of the land may be applied in acquiring other land for allotments, or shall be applied in like manner as receipts from allotments under this Act are applicable.
- (3) . . . . . <sup>F3</sup>

#### **Textual Amendments**

- F1** Words repealed by [Local Government Act 1972](#) (c. 70, SIF 81:1), ss. 272(1), 273(1), [Sch. 30](#)
- F2** Words repealed by [Local Government, Planning and Land Act 1980](#) (c. 65, SIF 81:1), ss. 1(5), 194, [Sch. 5 para. 1\(b\)](#), Sch. 34 Pt. V
- F3** Ss. 23(3), 27(2), 31, 32(3), 41(3) repealed by [Land Settlement \(Facilities\) Act 1919](#) (c. 59), [Sch. 3](#)

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**Changes to legislation:** There are currently no known outstanding effects for the Small Holdings and Allotments Act 1908, Section 32. (See end of Document for details)

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**Modifications etc. (not altering text)**

- C1** S. 32 excluded by Allotments Act 1925 (c. 61), s. 8 and Agricultural Land (Utilisation) Act 1931 (c. 41), s. 13(1)

**Changes to legislation:**

There are currently no known outstanding effects for the Small Holdings and Allotments Act 1908, Section 32.