



# Town and Country Planning Act 1954

1954 CHAPTER 72 2 and 3 Eliz 2

## PART VI

### MISCELLANEOUS AND SUPPLEMENTARY PROVISIONS

#### **53 Compensation for damage to requisitioned land.**

- (1) Subject to the provisions of this section, any compensation accruing due in respect of any land after the commencement of this Act by virtue of paragraph (b) of subsection (1) of section two of the <sup>M1</sup>Compensation (Defence) Act, 1939 (which relates to compensation payable in respect of damage occurring to requisitioned land during the period of requisition) shall not exceed the amount (if any) by which the value mentioned in paragraph (a) of the next following subsection falls short of the price mentioned in paragraph (b) of that subsection.
- (2) The said value and price are—
  - (a) the value, at the time when the compensation accrues due, of a freehold interest in the land in question, free from incumbrances but subject to any easement or other restriction affecting the land at that time; and
  - (b) the price which would be the compulsory purchase price of the land at that time if it were then in the state in which it was when possession of the land was taken in the exercise of emergency powers.
- (3) ..... <sup>F1</sup>
- (4) Subsection (3) of section ten of the said Act of 1948 (which makes provision as to the matters to be taken into account in calculating the compulsory purchase price of the land in its existing state) shall apply for the purposes of this section, with the substitution for references to the compulsory purchase price of land of references to the value of such a freehold interest as is mentioned in paragraph (a) of subsection (2) of this section; and subsection (4) of that section (which provides for increased compensation in certain cases above the limit imposed by subsection (1) of that section) shall apply for the purposes of this section, with the substitution for the reference to subsection (1) of that section of a reference to subsection (1) of this section.

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*Changes to legislation: There are currently no known outstanding effects for the  
Town and Country Planning Act 1954, Section 53. (See end of Document for details)*

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(5) ..... F2

**Textual Amendments**

**F1** S. 53(3) repealed by [Statute Law \(Repeals\) Act 1973 \(c. 39\)](#), **Sch. 1 Pt. IX**

**F2** S. 53(5) repealed with saving by [Town and Country Planning Act 1959 \(c. 53\)](#), s. 58(3), **Sch. 8**

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

**C1** S. 53 amended by [Town and Country Planning Act 1959 \(c. 53\)](#), **s. 45(1)**

**C2** “the said Act of 1948” means [Requisitioned Land and War Works Act 1948 \(c. 17\)](#)

**Marginal Citations**

**M1** 1939 c. 75.

**Changes to legislation:**

There are currently no known outstanding effects for the Town and Country Planning Act 1954, Section 53.