



Local Government (Scotland) Act 1947

1947 CHAPTER 43

PART VIII

ACQUISITION OF AND DEALINGS IN LAND BY LOCAL AUTHORITIES.

Acquisition of Land by Agreement.

156 Acquisition of land by agreement.

Subject to the provisions of this Part of this Act, a local authority may, for the purpose of any of their functions under this or any other enactment, by agreement acquire whether by way of purchase, feu, lease or excambion any land whether situated within or without the area of the authority.

157 Acquisition of land in advance of requirements.

- (1) A local authority may, with the consent of the Minister concerned, by agreement acquire whether by way of purchase, feu, lease or excambion any land whether situated within or without the area of the authority for any purpose for which the authority are authorised by this or any other public general Act to acquire land, notwithstanding that the land is not immediately required for that purpose.
- (2) Any land acquired under this section may, until it is required for the purpose for which it was acquired, be held and used for the purpose of any of the functions of the local authority, subject to the authority making such adjustments, if any, in their accounts as seem to them equitable and proper, having regard to the purposes for which the land was acquired and is being used.

158 Application of Lands Clauses Acts and other enactments to acquisition of land by agreement.

Where under this Part of this Act a local authority are authorised to acquire land by agreement, the Lands Clauses Acts except—

*Status: This is the original version (as it was originally enacted). This
item of legislation is currently only available in its original format.*

- (a) the provisions relating to the acquisition of land otherwise than by agreement;
- (b) sections one hundred and twenty to one hundred and twenty-five of the Lands Clauses Consolidation (Scotland) Act, 1845 (which relate to the sale of superfluous land); and
- (c) sections one hundred and forty-two and one hundred and forty-three of the said Act of 1845 (which relate to access to the special Act);

and sections six and seventy of the Railways Clauses Consolidation (Scotland) Act, 1845, and sections seventy-one to seventy-eight of that Act as originally enacted and not as amended for certain purposes by section fifteen of the Mines (Working Facilities and Support) Act, 1923, shall be incorporated with this Act, and in construing those provisions for the purposes of this section, this Act shall be deemed to be the special Act and the local authority to be the promoters of the undertaking, or company, as the case may require.