



Local Government (Scotland) Act 1947

1947 CHAPTER 43

PART VIII

ACQUISITION OF AND DEALINGS IN LAND BY LOCAL AUTHORITIES.

Disposal of Land.

165 Power to let land.

A local authority may let any land belonging to them—

- (a) without any consent, for a term not exceeding seven years; of
- (b) by public roup or with consent of the Minister concerned, for a term exceeding seven years.

166 Power to sell land.

(1) A local authority may sell or feu any land belonging to them and not required for the purpose for which it is held by the authority—

- (a) by public roup; or
- (b) with the consent of the Minister concerned, by private bargain.

(2) For the purposes of this and the immediately preceding sections notice shall be given of any exposure of land to public roup by advertisement published once weekly for at least three weeks immediately preceding the day of the roup in a newspaper circulating in the area of the local authority, and a certificate by the publishers of the newspaper of the appearing of the advertisement shall be sufficient evidence of the publication and of the date thereof.

167 Power to excamb land.

A local authority may with consent of the Minister concerned excarnb any land belonging to the authority for other land, either with or without paying or receiving any money for equality of exchange.

Status: This is the original version (as it was originally enacted).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

168 Land to be sold for best price and application of capital moneys.

- (1) Land belonging to a local authority let, sold or feued under the provisions of this Part of this Act shall, except with the sanction of the Minister concerned, be let, sold or feued for the best rent or at the best price or for the best feuduty that can be reasonably obtained, and any capital money received in respect of any such transaction or any excambion shall be applied towards the discharge of capital debt of the authority or otherwise for any purpose for which capital money may be properly applied:

Provided that where capital money is applied under this section for a purpose other than that for which the land which was the subject of the transaction was held, such adjustment as the Minister or Ministers concerned may approve shall be made in the accounts of the local authority.

- (2) A purchaser of or other person acquiring right to land from a local authority shall not be concerned to see that the provisions of this section are complied with in the case of his purchase or acquisition.

169 Payment of purchase or compensation money by one local authority to another.

Any purchase money or compensation payable in pursuance of this Part of this Act by a local authority in respect of land acquired from another local authority which would but for this section be required to be paid into court in manner provided by the Lands Clauses Acts may, if the Minister concerned with the purpose for which "the land was held by the last mentioned authority consents, instead of being paid into court, be paid and applied as that- Minister may determine, and the decision of that Minister shall be final.