



Allotments Act 1950

1950 CHAPTER 31 14 Geo 6

Allotments

3 Compensation to tenant of an allotment garden for disturbance.

- (1) Where a tenancy under which land let, whether before or after the passing of this Act, for use by the tenant as an allotment garden or to a local authority or association for the purpose of being sub-let for such use is terminated, as to the whole or any part of the land comprised in the tenancy—
- (a) by re-entry under paragraph (b), (c) or (d) of subsection (1) of section one of the Allotments Act, 1922; or
 - (b) where the landlord is himself a tenant, by the termination of his tenancy; or
 - (c) where the landlord is a local authority who have let the land under section ten of the Allotments Act, 1922, by the termination of the right of occupation of the authority;

the tenant shall, notwithstanding any agreement to the contrary, be entitled, on quitting the land or that part thereof, as the case may be, to recover from the landlord compensation for the disturbance of an amount determined in accordance with subsection (2) of this section.

- (2) The amount of any compensation recoverable under this section shall be—
- (a) where the tenancy terminates as to the whole of the land, an amount equal to one year's rent of the land at the rate at which rent was payable immediately before the termination of the tenancy;
 - (b) where the tenancy terminates as to part of the land, an amount bearing to the amount mentioned in the foregoing paragraph the same proportion that the area of that part bears to the area of the whole of the land.
- (3) Compensation under this section shall be in addition to any compensation to which the tenant may be entitled under the ^{M1}Allotments Act, 1922.
- (4) Subsection (2) of section four of the Allotments Act, 1922 (which enables the tenant of an allotment garden to recover compensation from a mortgagee who deprives

Changes to legislation: There are currently no known outstanding effects for the Allotments Act 1950, Section 3. (See end of Document for details)

him of possession) shall apply to compensation under this section as it applies to compensation under that Act.

(5) **F1**

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Textual Amendments

F1 S. 3(5) repealed by Statute Law (Repeals) Act 1973 (c. 39), s. 1(1), **Sch. 1 Pt. VIII**

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Marginal Citations

M1 1922 c. 51.

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