



Town Development Act 1952

1952 CHAPTER 54 15 and 16 Geo 6 and 1 Eliz 2

Extension for purposes of town development of certain powers of council of receiving district

5 Authorisation of council of receiving district to exercise their powers for benefit of other areas.

The council of a receiving district may, for the purposes of town development within the meaning of this Act^{F1}, take, whether within or outside their area, any action which apart from this section they could lawfully take if it were for the benefit of their area but which is not, or may not be, for the benefit thereof.

Textual Amendments

F1 Words repealed by [Local Government Act 1972 \(c. 70\), s. 185\(3\), Sch. 30](#)

6 Additional powers of acquiring land.

(1) Where in the case of any land which is in an area with respect to which a development plan within the meaning of [^{F2}the ^{M1}Town and Country Planning Act 1971][^{F3}has become operative under the ^{M2}Town and Country Planning Act 1947][^{F2}the ^{M3}Town and Country Planning Act 1962 or the Town and Country Planning Act 1971], but which is not designated by the plan as subject to compulsory acquisition, the Minister is satisfied—

- (a) that the land is required for a purpose connected with town development within the meaning of this Act, and
- (b) that it is necessary in the public interest that the land should be acquired under this section notwithstanding that it is not designated by the said plan as subject to compulsory acquisition,

he may authorise the council of a receiving district to acquire the land compulsorily in accordance with this section.

(2) If during the period before such a development plan as aforesaid has become operative under the said Act of 1947 with respect to any area, the Minister is satisfied that

Changes to legislation: There are currently no known outstanding effects for the Town Development Act 1952, Cross Heading: Extension for purposes of town development of certain powers of council of receiving district. (See end of Document for details)

the acquisition under this section of any land in that area is expedient for a purpose connected with town development within the meaning of this Act, he may authorise the council of a receiving district to acquire the land compulsorily in accordance with this section.

- (3) Where the Minister has power under the preceding provisions of this section to authorise the council of a receiving district to acquire any land compulsorily, he may, if after consultation with that council and the council of the county in which the receiving district is situated, he thinks it expedient so to do, authorise the land to be so acquired by any other local authority instead of by that council.
- (4) The [^{F4}Acquisition of Land Act 1981] shall apply to the compulsory purchase of land under this section and, accordingly, shall have effect . . . ^{F5}
- (5) This section shall be construed as one with [^{F2}Part VI of the said Act of 1971] (which contains provisions as to the acquisition and disposal of land for planning purposes).
- [^{F6}(6) For the purposes of any enactment (including any enactment contained in this Act) which contains a reference to [^{F2}section 112 of the Town and Country Planning Act 1971] or a reference which (by virtue of that Act or of section thirty-eight of the Interpretation Act 1889) is to be construed as, or as including, a reference to that section, this section shall be treated as forming part of [^{F2}section 112 of the said Act of 1971] and shall in particular be so treated for the purposes of [^{F2}section 119(1), section 132(2) and section 133(1) of that Act.]]

Textual Amendments

- F2** Words substituted by [Town and Country Planning Act 1971 \(c. 78\)](#), **Sch. 23 Pt. II**
- F3** Words substituted by [Town and Country Planning Act 1962 \(c. 38\)](#), **Sch. 12**
- F4** Words substituted by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), **Sch. 4 para. 1**, Table
- F5** Words repealed by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), **Sch. 6 Pt. I**
- F6** [S. 6\(6\)](#) substituted by [Town and Country Planning Act 1962 \(c. 38\)](#), **Sch. 12**

Modifications etc. (not altering text)

- C1** [S. 6](#) extended by [Town and Country Planning Act 1959 \(c. 53\)](#), **ss. 46(1), 52(4)**; modified by [Land Compensation Act 1961 \(c. 33\)](#), **Sch. 2 para. 2**

Marginal Citations

- M1** 1971 c. 78.
- M2** 1947 c. 51.
- M3** 1962 c. 38.

Changes to legislation:

There are currently no known outstanding effects for the Town Development Act 1952, Cross
Heading: Extension for purposes of town development of certain powers of council of receiving
district.