
STATUTORY INSTRUMENTS

1948 No. 1236

THE TOWN AND COUNTRY PLANNING
(TRANSFER OF PROPERTY AND OFFICERS AND
COMPENSATION TO OFFICERS) REGULATIONS, 1948.

PART III

COMPENSATION TO OFFICERS

16. Nothing in the last preceding regulation shall entitle a person to have his case considered for compensation unless

- (a) the cause of the claim to compensation arises not later than 10 years after the appointed day and the claim is made not later than 2 years after the date on which the cause of claim arises, and
- (b) one or more of the following conditions are satisfied in relation to the officer
 - (i) he is not offered by the local planning authority to which he is transferred on the appointed day an office or situation reasonably comparable to the office or situation which he held immediately before the appointed day; or
 - (ii) his office is abolished and he is not transferred to a local planning authority; or
 - (iii) his appointment is determined because his services are not required or because his duties are diminished (no misconduct being established); or
 - (iv) his emoluments are diminished.

Provided that an office or situation which an officer is offered shall not, for the purposes of this regulation, be deemed to be not reasonably comparable to that which he held immediately before the appointed day by reason only that it involves duties in connection with functions under the Act not corresponding with old planning functions or a transfer of his employment from one place to another place within England and Wales.