

## SCHEDULE

### Regulation 2(3)(b)

## PART 1

### FORM 9A

#### Form of Statement of Effect of Parts 2 and 3 of The Compulsory Purchase (Vesting Declarations) Act 1981 (a)

##### Power to execute a general vesting declaration

1. Once the Order 20 (b) has become operative, the (the "(c) may acquire any of the land described in Schedule 1 above (d) by executing a general vesting declaration under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 ("the Act"). This has the effect, subject to paragraphs 3 and 5 below, of vesting the land in the (c) at the end of the period mentioned in paragraph 2.

##### Notices concerning general vesting declaration

2. As soon as may be after the (c) execute a general vesting declaration, they must serve notice of it on every occupier of any of the land specified in the declaration (except land where there is one of the tenancies described in paragraph 4) and on every person who gives them information relating to the land following the invitation contained in the [confirmation] [making](e) notice of the order. When the service of notices of the general vesting declaration is completed, a period specified in the declaration, of not less than three months, will begin to run. On the first day after the end of this period, the land described in the declaration will, subject to what is said in paragraphs 3 and 5, vest in the (c) together with the right to enter on the land and take possession of it. Every person on whom the (c) could have served a notice to treat in respect of their interest in the land (other than a tenant under one of the tenancies described in paragraph 4) will be entitled to claim compensation for the acquisition of their interest in the land, together with interest on the compensation from the vesting date.
3. The "vesting date" for any land specified in a declaration will be the first day after the end of the period mentioned in paragraph 2, unless a counter-notice is served under Schedule A1 to the Act within that period. If a counter-notice is served, the vesting date for the land which is the subject of the counter-notice will be determined in accordance with Schedule A1.

##### Modifications with respect to certain tenancies

4. In the case of certain tenancies, the position stated above is subject to modifications. The modifications apply where the tenancy is either a "minor tenancy", i.e. a tenancy for a year or a yearly tenancy or a lesser interest, or "a long tenancy which is about to expire". "A long tenancy which is about to expire" means a tenancy granted for an interest greater than a minor tenancy but having on the vesting date a period still to run which is not more than the period specified in the declaration for this purpose (which must be more than a year). In calculating how long a tenancy has still to run, where any option to renew or to terminate it is available to either party, it is assumed that the landlord will take every opportunity to terminate the tenancy and the tenant will take every opportunity to retain or renew their interest.
5. The modifications are that the (c) may not exercise the right of entry referred to in paragraph 2 in respect of land subject to a tenancy described in paragraph 4 unless they first serve notice to treat in respect of the tenancy and then serve every occupier of the land with a notice of their intention to enter and take possession after the period (which must be not less than three months from the service of the notice) specified in the notice. The right of entry will be exercisable at the end of that period. The vesting of the land will be subject to the

tenancy until the end of that period or until the tenancy comes to an end, whichever happens first.

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

## Form 9A (Part 2)

Regulation 2(3)(b)

**Form For Giving Information  
The Compulsory Purchase Order 20 (b)**

To: (c)

[I] [We]/(e) being [a person] [persons]/(e) who, if a general vesting declaration were executed under section 4 of the Compulsory Purchase (Vesting Declarations) Act 1981 in respect of all the land comprised in the compulsory purchase order cited above in respect of which notice to treat has not been given, would be entitled to claim compensation in respect of [all] [part of]/(e) that land, give you the following information, pursuant to the provisions of section 15 of, or paragraph 6 of Schedule 1, to the Acquisition of Land Act 1981.

1. Name and address of informant(s) (i) .....
  2. Land in which an interest is held by informant(s) (ii) .....
  3. Nature of interest (iii) .....
- Signed .....
- [on behalf of .....]/(e)
- Date .....
- (i) In the case of a joint interest insert the names and addresses of all the informants.
  - (ii) The land should be described concisely.
  - (iii) If the interest is leasehold, the date of commencement and length of term should be given. If the land is subject to a mortgage or other incumbrance, details should be given, e.g. name of building society and roll number.

## NOTES ON THE USE OF FORM 9A

- (a) A confirmation notice of a compulsory purchase order under section 15 of the Acquisition of Land Act 1981 (or, in the case of a Ministerial order, a making notice under paragraph 6 of Schedule 1 to that Act) must :-
  - (i) contain a prescribed statement about the effect of Parts 2 and 3 of the Compulsory Purchase (Vesting Declarations) Act 1981 (i.e. Part 1 of this Form); and
  - (ii) invite any person who, if a general vesting declaration were executed under section 4 of that Act, would be entitled to claim compensation, to give the acquiring authority information as to their name and address and the land in question, using a prescribed form (i.e. Part 2 of this Form).
- (b) Insert the title of the order as made or confirmed.
- (c) Insert the name of the acquiring authority, and define them by an appropriate term.

Thereafter insert the definition wherever "(c)" appears in the text.

- (d) Schedule 1 to the confirmation notice (or, in the case of a Ministerial order, the making notice) of a compulsory purchase order will contain a description of all the land (and/or new rights (if any)) comprised in the order. Part 1 of this Form should be inserted as a subsequent Schedule to the confirmation notice (or, in the case of a Ministerial order, the making notice).
- (e) Delete as appropriate.