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STATUTORY INSTRUMENTS

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**1973 No. 1896 (N.I. 21)**

Land Acquisition and Compensation  
(Northern Ireland) Order 1973

[13th November  
1973]

LAND ACQUISITION AND COMPENSATION  
(NORTHERN IRELAND) ORDER 1973

PART I

INTRODUCTORY

1. Title and commencement
2. Interpretation  
Art. 3 rep. by SLR 1976

PART II

COMPENSATION FOR DEPRECIATION CAUSED BY USE OF PUBLIC WORKS

4. Right to compensation
5. Interests qualifying for compensation
6. Claims
7. Assessment of compensation: general provisions
8. Assessment of compensation: assumptions as to planning permission
9. Reduction of compensation where other land is benefited
10. Exclusion of minimal compensation
11. Other restrictions on compensation
12. Alterations to public works and changes of use
13. Mortgages, trusts for sale and settlements
14. Interests acquired by inheritance
15. Tenants entitled to enlargement or extension under the Leasehold (Enlargement and Extension) Act (Northern Ireland) 1971  
Art. 16 spent
17. Information for ascertaining relevant date
18. Disputes
19. Action for nuisance following unsuccessful claim where responsible authority have disclaimed statutory immunity
20. Interest on compensation
21. Interpretation of Part II

**Changes to legislation:** *Land Acquisition and Compensation (Northern Ireland) Order 1973 is up to date with all changes known to be in force on or before 10 October 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

### PART III

#### MITIGATION OF INJURIOUS EFFECT OF PUBLIC WORKS

##### *Insulation against noise*

- 22. Sound-proofing of buildings affected by public works  
Art. 23 rep. by 1994 NI 1  
Arts. 24#26 rep. by 1993 NI 15

##### *Powers of authorities responsible for other public works*

- 27. Acquisition of land in connection with public works
- 28. Execution of works etc., in connection with public works

##### *Expenses of persons moving temporarily during construction works etc.*

- 29. Power to pay expenses of persons moving temporarily during construction works etc.

### PART IV

#### PROVISIONS FOR BENEFIT OF PERSONS DISPLACED FROM LAND

##### *Home loss payments*

- 30. Right to home loss payment where person displaced from dwelling
- 30A Spouses and civil partners having statutory rights of occupation
- 31. Amount of home loss payment
- 32. Supplementary provisions about home loss payments
- 33. Home loss payments for certain caravan dwellers

##### *Other loss payments*

- 33A Basic loss payment
- 33B Occupier's loss payment: agricultural land
- 33C Occupier's loss payment: other land
- 33D Claims
- 33E Insolvency of claimant
- 33F Death of claimant
- 33G Payment
- 33H Acquisition by agreement or following service of purchase notice or blight notice
- 33I Regulations

##### *Farm loss payments*

- 34. Right to farm loss payment where person displaced from agricultural unit
- 35. Amount of farm loss payment
- 36. Supplementary provisions about farm loss payments

##### *Disturbance payments*

- 37. Disturbance payments for persons without compensatable interests
- 38. Amount of disturbance payment

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### *Other payments*

- [39] Payments for certain Housing Executive tenants

#### *Rehousing*

- 40. Duty to rehouse residential occupiers
- 41. Duty to rehouse certain caravan dwellers
- 42. Power of Housing Executive to make advances repayable on maturity to displaced residential owner-occupiers
- 43. Duty of displacing authority to indemnify Housing Executive for net losses
- 44. Power of relevant authority to defray expenses in connection with acquisition of new dwellings

### PART V

#### COMPULSORY ACQUISITION

##### *Assessment of compensation*

- Arts. 45,46 rep. by 1982 NI 9
- 47. Compensation for disturbance where business carried on by person over sixty
  - 48. Compensation where occupier is rehoused  
Art. 49 rep. by 1982 NI 9

##### *Severance of land*

- 50. Vesting order in respect of part of agricultural land
- 51. Effect of notice under Article 50
- 52. Acquisition of part of tenanted agricultural holding
- 53. Effect of notice under Article 52
- 54. Determination of material detriment where part of house etc., is compulsorily acquired  
Art. 55 rep. by 1982 NI 9

Part VI (arts. 56-64) rep. by 1981 NI 16

### PART VII

#### ACQUISITION OF LAND BY MINISTRY OF FINANCE

- 65. Compulsory acquisition of land required for the public service
- 66. Power to enter on lands

### PART VIII

#### MISCELLANEOUS PROVISIONS

- Art. 67(1) rep. by 1982 NI 20; paras.(2)#(4) rep. by...  
Art. 68 rep. by 1982 NI 9
- 69. Receipts for payments made under this Order
  - 70. Application to Crown  
Art. 71 rep. by SLR 1976  
Art. 72(1) rep. by 1981 NI 16; para.(2), with Schedule...

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## SCHEDULES

### SCHEDULE 1 — MODIFICATIONS OF SCHEDULE 6 TO THE LOCAL GOVERNMENT ACT (NORTHERN IRELAND) 1972 FOR THE PURPOSES OF ARTICLE 65

1. References to the Ministry or to the council shall be construed as references to the...
2. References to the said Schedule 6 shall be construed as references to that Schedule as...
3. Paragraph 1 shall be omitted.
4. In paragraph 2— (a) for the words from the beginning to “directs,” there shall be...
5. In paragraph 3(1)(ii) for the word “refuse” there shall be substituted the words “decide...”
6. In paragraph 4 the words from “and may provide” to the end of the paragraph...
7. In paragraph 5— (a) in sub-paragraph (1)( a ) the words “in the prescribed form...”
8. In paragraph 6(2) for the words “fund out of which the expenses of the council...”
9. In paragraph 8 the words “, other than the consent of the Ministry of Finance”...
10. In paragraph 11(3) for the words from “the council shall give” to “intention” there shall...
11. In paragraph 12— (a) in sub-paragraph (1) the word “such” and the words “as may...”
12. In paragraph 14(1) the words “in the prescribed form” shall be omitted.
13. In paragraph 15(1) for the words “in the prescribed form” there shall be substituted the...
14. In paragraph 18(2) the words “of Finance” shall be omitted.
15. Paragraph 19 shall be omitted.
16. In paragraph 20, sub-paragraph (2) shall be omitted.

— Schedule 2 rep. by 1981 NI 16

— Schedule 3—Repeals

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**Changes and effects yet to be applied to :**

- art. 13(1)-(3) applied (by S.I. 1996/725 (N.I.), art. 18B 18C (as inserted)) by [2022 c. 46 s. 64\(2\)](#)