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STATUTORY INSTRUMENTS

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**1973 No. 1896**

**Land Acquisition and Compensation  
(Northern Ireland) Order 1973**

**PART I**

**INTRODUCTORY**

**Title and commencement**

**1.—**(1) This Order may be cited as the Land Acquisition and Compensation (Northern Ireland) Order 1973.

*Para.(2)—Commencement*

*Para. (3) rep. by 1982 NI 9*

**Interpretation**

**2.—**(1) The Interpretation Act (Northern Ireland) 1954 shall apply to Article 1 and the following provisions of this Order as it applies to an Act of the Parliament of Northern Ireland.

(2) In this Order—

“agriculture”, “agricultural” and “agricultural land”, except in Part VI and Schedule 2, have the same meanings as in section 43 of the Agriculture Act (Northern Ireland) 1949 and references to the farming of land include references to the carrying on in relation to the land of any agricultural activities;

“agricultural unit” has the same meaning as in section 10(1) of the Planning and Land Compensation Act (Northern Ireland) 1971 as amended by Schedule 2;

“acquiring authority”, in relation to an interest in land, means the person by whom the interest is, or is proposed to be, acquired;

“authority possessing compulsory acquisition powers” means a person with power to acquire an interest in land otherwise than by agreement;

“aerodrome”<sup>[F1]</sup> means an airport, as defined in Article 2(2) of the Airports (Northern Ireland) Order 1994]

“carriageway” means a way constituting or comprised in a road, being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

“cycle track” means a way constituting or comprised in a road, being a way over which the public have the following, but no other, rights of way, that is to say, a right of way on pedal cycles with or without a right of way on foot;

“disturbance payment” has the meaning assigned to it by Article 37(1);

“dwelling” means a building or part of a building occupied or (if not occupied) last occupied or intended to be occupied as a private dwelling and (except in Article 30) includes any garden, yard, outhouses and appurtenances belonging to or usually enjoyed with that building or part;

F2  
...

“home loss payment” has the meaning assigned to it by Article 30(1);

[<sup>F3</sup> “housing association” has the meaning assigned to it by Article 114 of the Housing (Northern Ireland) Order 1981 ;]

“Housing Executive” means the Northern Ireland Housing Executive;

“mortgage” includes a charge or lien for securing money or money's worth;

“person in need” has the same meaning as in the Health and Personal Social Services (Northern Ireland) Order 1972 ;

[<sup>F3</sup> “registered”, in relation to a housing association, means registered in the register of housing associations established under Article 124 of the Housing (Northern Ireland) Order 1981;]

[<sup>F4</sup> “road” has the same meaning as in the Roads (Northern Ireland) Order 1993;

“road authority” means the Department of the Environment;]

“statutory provision” has the meaning assigned to it by section 1(*f*) of the Interpretation Act (Northern Ireland) 1954 ;

“tenancy” includes a tenancy created or renewed in pursuance of any enactment, but does not include—

- (a) a mortgage term;
- (b) any estate arising in favour of a mortgagor solely by reason of his attorning tenant to his mortgagee;

“transferred provision” has the meaning assigned to it by section 1(*g*) of the Interpretation Act (Northern Ireland) 1954.

*Para. (3) rep. by 1993 NI 15*

<b>F1</b>	1994 NI 1
<b>F2</b>	Words in art. 2(2) repealed (13.5.2016) by Land Acquisition and Compensation (Amendment) Act (Northern Ireland) 2016 (c. 28), ss. 6(a), 7(2) (with s. 7(3))
<b>F3</b>	1981 NI 3
<b>F4</b>	1993 NI 15

*Art. 3 rep. by SLR 1976*

**Changes to legislation:**

There are currently no known outstanding effects for the Land Acquisition and Compensation (Northern Ireland) Order 1973, PART I.