



# Agriculture (Miscellaneous Provisions) Act 1968

1968 CHAPTER 34

## [<sup>F1</sup>PART II

### ADDITIONAL PAYMENTS TO TENANT FARMERS]

#### 13 Provisions supplementary to s. 12 in England and Wales.

- (1) For the purposes of subsection (1) of section 12 of this Act, a tenant of an agricultural holding shall be treated as not being a tenant of it in so far as, immediately before the acquiring of the interest or taking of possession mentioned in that subsection, he was neither in possession nor entitled to take possession of any land comprised in the holding; and in determining for those purposes whether a tenant was so entitled, any such agreement as is mentioned in [<sup>F1</sup>section 2(2) of the Agricultural Holdings Act 1986] which relates to the land and has not taken effect as an agreement for the letting of the land for a tenancy from year to year shall be disregarded.
- (2) Section 12(1) of this Act shall not apply where the acquiring authority require the land comprised in the holding or part in question for the purposes of agricultural research or experiment or of demonstrating agricultural methods or for the purposes of the enactments relating to smallholdings, nor where the Minister acquires the land under section 84(1)(c) of the <sup>M1</sup>Agriculture Act 1947; but where an acquiring authority exercise in relation to any land any power to acquire or take possession of land compulsorily which is conferred on the authority by virtue of [<sup>F2</sup>section 226 or 230 of the Town and Country Planning Act 1990][<sup>F3</sup>section 10 of the New Towns Act 1981]. . ., the authority shall be deemed for the purposes of this subsection not to require the land for any of the purposes aforesaid.
- (3) The provisions of Schedule 3 to this Act shall have effect for the purposes of section 12 of this Act in its application to England and Wales.

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**Changes to legislation:** *There are currently no known outstanding effects for the Agriculture (Miscellaneous Provisions) Act 1968, Section 13. (See end of Document for details)*

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#### **Textual Amendments**

- F1** Words substituted (E.W.) by [Agricultural Holdings Act 1986 \(c.5, SIF 2:3\)](#), ss. 99, 100, [Sch. 13 para. 3](#), [Sch. 14 para. 45](#)
- F2** Words substituted by [Planning \(Consequential Provisions\) Act 1990 \(c.11, SIF 123:1, 2\)](#), s. 4, [Sch. 2 para. 19](#)
- F3** Words substituted by [New Towns Act 1981 \(c. 64\)](#), s. 81, [Sch. 12 para. 4](#)
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#### **Marginal Citations**

- M1** [1947 c. 48](#).

**Changes to legislation:**

There are currently no known outstanding effects for the Agriculture (Miscellaneous Provisions) Act 1968, Section 13.