



Countryside Act 1968

1968 CHAPTER 41

Supplemental

47 Crown land.

- (1) The following provisions of this section shall have effect for applying certain provisions of this Act to Crown land, that is to say land an interest in which belongs to Her Majesty in right of the Crown or the Duchy of Lancaster, or to the Duchy of Cornwall, and land an interest in which belongs to a Government department or is held in trust for Her Majesty for the purposes of a Government department.
- (2) Any power under this Act to acquire land compulsorily may be exercised to acquire an interest in Crown land, other than one held by or on behalf of the Crown, but only with the consent of the appropriate authority.
- (3) Subject to subsection (4) below, the appropriate authority may enter into an agreement under ^{F1}... section 7(3)(b) of this Act as respects an interest in Crown land held by or on behalf of the Crown, and any such agreement as respects any other interest in Crown land shall not have effect unless approved by the appropriate authority.
- (4) Notwithstanding anything in subsection (3) above—
 - (a) an agreement authorised by the said subsection (3) and made by any Government department shall be of no effect unless it is approved by the Treasury, and
 - (b) in considering whether to make or approve an agreement so authorised and relating to land belonging to a Government department or held in trust for Her Majesty for the purposes of a Government department, the department and the Treasury shall have regard to the purposes for which the land is held by or for the department.
- ^{F2}(5)
- (6) If any land subject to an agreement to which section 45 of this Act applies becomes Crown land, subsection (3) of that section shall cease to apply to that agreement unless the appropriate authority consent to its continued application to the agreement.

Changes to legislation: There are currently no known outstanding effects for the Countryside Act 1968, Section 47. (See end of Document for details)

- (7) Byelaws made under this Act shall apply to Crown land if the appropriate authority consent to their application thereto.
- (8) Section 101(11) of the Act of 1949 shall apply for the construction of references in this section to “the appropriate authority”.
- (9) Agreements made by the Crown Estate Commissioners shall not require the approval of the Treasury under section 101(10)(a) of the Act of 1949 and accordingly in that paragraph, as originally enacted, the words “by the Commissioners of Crown Lands or” shall cease to have effect.

Textual Amendments

- F1** Words in s. 47(3) omitted (21.5.2016) by virtue of [Environment \(Wales\) Act 2016 \(anaw 3\)](#), s. 88(2)(a), [Sch. 2 para. 2\(7\)](#)
- F2** S. 47(5) repealed by [Highways Act 1980 \(c. 66, SIF 59\)](#), [Sch. 25](#)

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