



Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947

CHAPTER 42

ACQUISITION OF LAND (AUTHORISATION PROCEDURE) (SCOTLAND) ACT 1947

- 1 Procedure for compulsory purchase of land by local authorities, and by the Minister of Transport, the Minister of Civil Aviation and the Secretary of State for certain purposes.
- 2
- 3 Power to extinguish certain public rights of way over land acquired.
- 4
- 5 Provisions as to inquiries and as to service of certain notices.
- 6 Application of s. 1 to local Acts.
- 6A Application for the purposes of the Opencast Coal Act 1958.
- 7 Interpretation.
- 8 †Repeals and consequential and transitional provisions
- 9 Short title and extent.

First Schedule — Procedure for Authorising Compulsory Purchases

Part I — PURCHASES BY LOCAL AUTHORITIES

- 1 A compulsory purchase order authorising a compulsory purchase by a...
- 2 The compulsory purchase order shall be in the prescribed form...
- 3 Before submitting the order to the confirming authority, the acquiring...
- 3A Service of notice under head (ii) or (iii) of paragraph...
- 3B Subsections (6) and (7) of section 21 of the said...
- 4 (1) If no objection is duly made by any such...
- 5 The order as confirmed by the confirming authority shall not,...

Changes to legislation: Acquisition of Land (Authorisation Procedure) (Scotland) Act 1947 is up to date with all changes known to be in force on or before 25 May 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

- 6 As soon as may be after the order has been...
- 6A Paragraph 3A above applies in relation to service of a...
- 6B Where a notice— (a) is required by paragraph 6 above...
- 6C In paragraph 6B(a) above, the requirement to send a copy...
- 6D In this Part, “ title condition ”, “ development management...
- Part II — PURCHASES BY MINISTERS
- 7 (1) A compulsory purchase order authorising a compulsory purchase by...
- Part III — SPECIAL PROVISIONS AS TO CERTAIN DESCRIPTIONS OF LAND
- 8 The following provisions of this Part of this Schedule shall...
- 9 A compulsory purchase order shall, in so far as it...
- 10 Where a compulsory purchase order has been submitted or prepared...
- 11 (1) In so far as a compulsory purchase order authorises...
- 12 Procedure for Authorising Compulsory Purchases
- 13 As soon as may be after the giving of a...
- 14 In the case of land falling within two or more...
- Part IV — VALIDITY AND DATE OF OPERATION OF COMPULSORY PURCHASE ORDERS
- 15 (1) If any person aggrieved by a compulsory purchase order...
- 16 Subject to the provisions of the last foregoing paragraph a...
- 17 This Part of this Schedule shall not apply to an...
- Part V — GENERAL
- 18 Anything required or authorised by this Schedule to be prescribed...
- 19 (1) Any notice or other document required or authorised to...

SECOND — Incorporation of Enactments
SCHEDULE

Part I — THE LANDS CLAUSES ACTS AND THE RAILWAYS CLAUSES
CONSOLIDATION (SCOTLAND) ACT 1845

- 1 In relation to any compulsory purchase to which the provisions...
- 2 The following sections of the Lands Clauses Consolidation (Scotland) Act,...
- 3 (1) Where a local authority or Minister have been authorised...
- 4 The following provisions shall have effect in substitution for the...
- 5 Notices required to be served by the acquiring authority may,...
- 6 (1) A compulsory purchase order may make provision for the...
- Part II — THE ACQUISITION OF LAND (ASSESSMENT OF COMPENSATION)
ACT, 1919
- 7 The arbiter shall not take into account any interest in...
- Part III — PURCHASES UNDER SECTION 2
- 8

THIRD SCHEDULE —

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FOURTH SCHEDULE — Public local inquiries

- 1 The Minister shall appoint a person to hold the inquiry...
- 2 The person appointed to hold the inquiry shall notify any...
- 3 The person appointed to hold the inquiry may, on the...
- 4 The person appointed to hold the inquiry may administer oaths...
- 5 Any person who refuses or wilfully neglects to attend in...
- 6 Where the inquiry arises out of a proposed acquisition of...
- 7 Any order by the Minister under paragraph 6 of this...

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FIFTH SCHEDULE —

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

- Act applied (with modifications) by [2021 asp 9 s. 68\(4\)](#)