



# Defence Act 1860

## 1860 CHAPTER 112 23 and 24 Vict

### *Notices of Lands required to be taken or to be kept free from Buildings*

#### [<sup>F17</sup> **Notices to owners, &c of land.**

The said Secretary of State shall, within six months after the making of any such declaration, cause such notice or notices in writing as hereinafter mentioned to be served in manner hereinafter provided on the owners or reputed owners, lessees or reputed lessees, and occupiers of the lands to which such declaration relates.]

#### **Textual Amendments**

**F1** Ss. 1, 2, 4, 7 and 8 repealed by [Statute Law Revision Act 1875 \(c. 66\)](#) but reproduced for the purpose of construing the remaining provisions of the Act

#### [<sup>F28</sup> **Contents of such notice.**

Every such notice shall specify the lands to be required to be taken or to be kept free from buildings and other obstructions (as the case may be), and the places where copies of the declaration relating thereto have been deposited as hereinbefore required:

Every such notice shall also state that the said Secretary of State is willing to treat as to the compensation to be paid for such lands or (in the case of lands required to be kept free from buildings) as to the compensation to be paid for the damage to be sustained by reason of the restraints under this Act on the exercise of the right of building and other rights incident to the ownership of such lands, and by reason of the execution under the powers of this Act of any intended works specified in such notice:

And every such notice shall demand from the party to whom the same is given the particulars of the estate and interest of such party in the lands, and of the claims made by such party in respect thereof, stating therein the amount which such party may be willing to receive as compensation for his estate and interest, or for any damage in respect thereof referred to in such notice.]

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**Changes to legislation:** There are currently no known outstanding effects for the Defence Act 1860, Cross  
Heading: Notices of Lands required to be taken or to be kept free from Buildings. (See end of Document for details)

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### Textual Amendments

- F2** Ss. 1, 2, 4, 7 and 8 repealed by [Statute Law Revision Act 1875 \(c. 66\)](#) but reproduced for the purpose of construing the remaining provisions of the Act

## 9 How notices to be given.

Every such notice shall be served personally on the said parties, or left at their last usual places of abode, if any such can after diligent inquiry be found, and, in case any of such parties be absent from the United Kingdom, or cannot be found after diligent inquiry, shall be addressed to such party and left with the occupier of the lands, or, if there be no such occupier, affixed upon some conspicuous part of such lands:

If any of such parties be a corporation aggregate, such notice shall be left at the principal office of such corporation; or, if no such office can after diligent inquiry be found, such notice shall be served on some principal member, if any, of such corporation, and a duplicate of the notice shall be addressed to such corporation and left with the occupier of the lands, or, if there be no such occupier, affixed upon some conspicuous part of such lands.

**Changes to legislation:**

There are currently no known outstanding effects for the Defence Act 1860, Cross Heading:  
Notices of Lands required to be taken or to be kept free from Buildings.