



# Acquisition of Land Act 1981

## 1981 CHAPTER 67

### PART V

#### PROCEDURE IN SPECIAL CASES

##### *Compulsory acquisition of rights over land*

#### 28 Acquisition of rights over land by the creation of new rights.

Schedule 3 to this Act applies to the compulsory acquisition under this Act of rights over land by the creation of new rights by virtue of—

- (a) .....<sup>F1</sup>
- [<sup>F2</sup>(aa) section 21A of the <sup>M1</sup>Welsh Development Agency Act 1975,]
- (b) section 13(1) of the <sup>M2</sup>Local Government (Miscellaneous Provisions) Act 1976,
- <sup>F3</sup>(c) .....
- (d) section 142(4) of the <sup>M3</sup>Local Government, Planning and Land Act 1980,
- (e) section 250 of the <sup>M4</sup>Highways Act 1980.
- [<sup>F4</sup>(f) section 34(3) of the Telecommunications Act 1984]
- [<sup>F5</sup>(g) paragraph 1 of Schedule 3 to the Gas Act 1986.]
- [<sup>F6</sup>(h) paragraph 1 of Schedule 3 to the Electricity Act 1989.]

#### Annotations:

#### Amendments (Textual)

**F1** S. 28(a) repealed by [Gas Act 1986 \(c. 44, SIF 44:2\)](#), s. 67(1), [Sch. 7 para. 29](#)

**F3** S. 28(c) repealed (1.10.1998) by [1998 c. 38, s. 152, Sch. 18 Pt. IV](#) (with ss. 137(1)); [S.I. 1998/2244, art. 4](#)

#### Marginal Citations

**M1** 1975 c. 70.

**M2** 1976 c. 57.

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**Changes to legislation:** There are outstanding changes not yet made by the [legislation.gov.uk](http://legislation.gov.uk) editorial team to Acquisition of Land Act 1981. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

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**M3** 1980 c. 65.

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### Changes to legislation:

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#### Changes and effects yet to be applied to :

- s. 28(f) repealed by 2003 c. 21 Sch. 19(1)
- s. 28(i) inserted by 2003 c. 21 Sch. 17 para. 58(2)

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

- Act applied by 2013 anaw 6 s. 56(9)
- Act applied by 2003 c. 43 Sch. 4 para. 46
- Act applied by 2006 c. 41 s. 211(5)
- Act applied by 2006 c. 41 Sch. 3 para. 22(2)
- Act applied by 2006 c. 41 Sch. 4 para. 27(2)(3)
- Act applied by 2006 c. 42 s. 159(5)
- Act applied by 2006 c. 42 Sch. 2 para. 20(2)
- Act applied by 2006 c. 42 Sch. 3 para. 27
- Act applied by 2008 c. 18 s. 7(6)
- Act applied by S.I. 2010/490 reg. 34(5)
- Act applied (with modifications) by 2003 c. 21 Sch. 4 para. 3(4)
- Act applied (with modifications) by 2008 c. 17 Sch. 2 para. 1
- Act applied (with modifications) by S.I. 2005/1918 art. 22
- Act applied (with modifications) by S.I. 2008/1261 art. 30 33
- Act applied by 1994 c. 21 s. 4C(4) (as inserted) by 2003 c. 37 s. 85(1)
- Act applied by 2010 c. 32 Sch. 1 para. 5(6) (as substituted) by 2011 c. 21 Sch. 14 para. 1

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5A 5B inserted by 2004 c. 5 s. 105(2)
- s. 5A power to apply (with modifications) conferred by 2009 c. 7 Sch. 2 para. 8(2)(a)
- s. 5B power to apply (with modifications) conferred by 2009 c. 7 Sch. 2 para. 8(2)(b)
- s. 13-13C substituted for s. 13 by 2004 c. 5 s. 100(6)
- s. 14A inserted by 2004 c. 5 s. 102(2)

#### Commencement Orders yet to be applied to the Acquisition of Land Act 1981

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/1900 art. 2 Sch. 1 2 commences (2003 c. 21)
- S.I. 2003/3142 art. 2-4 Sch. 1 2 commences (2003 c. 21)
- S.I. 2004/641 art. 2-5 commences (2003 c. 37)
- S.I. 2004/759 art. 2-13 commences (2003 c. 43)
- S.I. 2004/2097 art. 2 commences (2004 c. 5)
- S.I. 2004/2202 art. 2 3 commences (2004 c. 5)
- S.I. 2004/2304 art. 2 commences (2004 c. 21)
- S.I. 2004/2593 art. 2 commences (2004 c. 5)
- S.I. 2004/2917 art. 2 commences (2004 c. 21)
- S.I. 2005/910 art. 3 commences (2003 c. 39)
- S.I. 2006/1407 Sch. 1 Pt. 2 para. 12 commences (2002 c. 17)
- S.I. 2008/917 art. 2-5 commences (2007 c. 28)
- S.I. 2008/3068 art. 2-5 commences (2008 c. 17)
- S.I. 2009/3318 art. 2-4 commences (2009 c. 20)
- S.I. 2011/2329 art. 2 3 commences (2011 c. 5)

– [2006 No. 2 Instrument made by Archbishops commences \(2006 No. 1\)](#)