

Status: Law In Force

Localism Act 2011 c. 20

Part 8 LONDON

Chapter 2 MAYORAL DEVELOPMENT CORPORATIONS

Land functions

This version in force from: **January 15, 2012 to present**

(version 1 of 1)

206 Powers in relation to land

- (1) An MDC may regenerate or develop land.
- (2) An MDC may bring about the more effective use of land.
- (3) An MDC may provide buildings or other land.
- (4) An MDC may carry out any of the following activities in relation to land—
 - (a) acquiring, holding, improving, managing, reclaiming, repairing or disposing of buildings, other land, plant, machinery, equipment or other property,
 - (b) carrying out building and other operations (including converting or demolishing buildings), and
 - (c) creating an attractive environment.
- (5) An MDC may facilitate—
 - (a) the regeneration or development of land,
 - (b) the more effective use of land,
 - (c) the provision of buildings or other land, or
 - (d) the carrying out of activities mentioned in subsection (4).
- (6) In this section—
 - (a) a reference to a “*building*” is a reference to—
 - (i) a building or other structure (including a house-boat or caravan), or
 - (ii) any part of something within sub-paragraph (i);

(b) “develop” includes redevelop (and “development” includes redevelopment);

(c) “improve”, in relation to buildings, includes refurbish, equip and fit out;

(d) “provide” includes provide by way of acquisition, construction, conversion, improvement or repair (and “provision” is to be read in the same way).

Modifications

Pt 8 c. 2	Modified in relation to the Mayor giving directions by varying existing directions by Localism Act 2011 c. 20, Pt 8 c. 2 s. 220(6)
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Subject: Local government **Other related subjects:** Planning

Keywords: Development; Development corporations; Greater London; Mayors; Real property; Statutory definition

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Annotation

Section 206

Introduction

The Government's Explanatory Notes to the Bill for this Act (see Key Legal Concept: [Explanatory Notes](#)) say as follows (note that clause numbering may not match final section numbering):

“Clause 182 provides that a Mayoral Development Corporation may carry out or facilitate a range of specified activities including the regeneration or development of land and bringing about the effective use of land.”

Navigation Note (General):

For taxation of property transfers see [s.233](#); for pre-commencement consultation see [s.234](#); for power to make consequential amendments see [s.236](#); for public money see [s.238](#); for extent see [s.239](#); for commencement see [s.240](#).

Navigation Note (Chapter 2 of Part 8):

For general provision about transfer schemes see [s.218](#); for guidance by the Mayor see [s.219](#) (see also Key Legal Concept: [Guidance](#)); for directions by the Mayor see [s.220](#) (see also Key Legal Concept: [Directions](#)); for provision about consents see [s.221](#); for consequential amendments see [s.222](#).

Definitions Note (Chapter 2 of Part 8):

[Section 196](#) defines “the Mayor” and “MDC” (Mayoral Development Corporation — see [s.198](#)).

Subordinate Legislation Note:

For provision about the powers and procedure for subordinate legislation under this Act see [s.235](#).

Quasi-Legislation Note:

See the Department for Communities and Local Government's [Plain English Guide to the Localism Act](#) issued in November 2011.

Background Note (General):

For information about the background to this Act see the annotations to the [preamble](#).

Subsection (1)

See Key Legal Concept: [Land](#).

Status: Law In Force

Localism Act 2011 c. 20

Part 8 LONDON

Chapter 2 MAYORAL DEVELOPMENT CORPORATIONS

Land functions

This version in force from: **January 15, 2012 to present**

(version 1 of 1)

207 Acquisition of land

- (1) An MDC may by agreement acquire land in its area or elsewhere.
- (2) An MDC may acquire land in its area, or elsewhere in Greater London, compulsorily if the Secretary of State authorises it to do so.
- (3) An MDC must obtain the consent of the Mayor of London before submitting a compulsory purchase order authorising an acquisition under subsection (2) to the Secretary of State for confirmation.
- (4) The power under subsection (2) includes power to acquire new rights over land.
- (5) Subsection (6) applies where—
 - (a) land forming part of a common, open space or allotment is being acquired under subsection (2), or
 - (b) new rights are being acquired under subsection (2) over land forming part of a common, open space or allotment.
- (6) The power under subsection (2) includes power to acquire land compulsorily for giving in exchange for that land or those new rights.
- (7) [Part 1 of Schedule 2](#) to the [Housing and Regeneration Act 2008](#) (compulsory acquisition of land by the Homes and Communities Agency) applies in relation to the acquisition of land under subsection (2) as it applies in relation to the acquisition of land under [section 9](#) of that Act.
- (8) In that Part of that Schedule as applied by subsection (7)—
 - (a) references to [section 9](#) of that Act are to be read as references to subsection (2),
 - (b) references to the Homes and Communities Agency are to be read as references to the MDC concerned, and
 - (c) references to [Part 1](#) of that Act are to be read as references to this Chapter.

(9) The provisions of [Part 1](#) of the [Compulsory Purchase Act 1965](#) (other than [section 31](#)) apply, so far as applicable, to the acquisition by an MDC of land by agreement.

(10) In subsection (5)—

“allotment” means any allotment set out as a fuel allotment, or a field garden allotment, under an Inclosure Act;

“common” has the meaning given by [section 19\(4\)](#) of the [Acquisition of Land Act 1981](#);

“open space” means any land which is—

- (a) laid out as a public garden,
- (b) used for the purposes of public recreation, or
- (c) a disused burial ground.

Modifications

Pt 8 c. 2	Modified in relation to the Mayor giving directions by varying existing directions by Localism Act 2011 c. 20, Pt 8 c. 2 s. 220(6)
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Subject: Local government **Other related subjects:** Planning

Keywords: Acquisition of land; Compulsory purchase; Development corporations; Greater London; Interpretation; Mayors; Powers rights and duties; Statutory definition

Annotation

Section 207

Introduction

The Government's Explanatory Notes to the Bill for this Act (see Key Legal Concept: [Explanatory Notes](#)) say as follows (note that clause numbering may not match final section numbering):

“Clause 183 provides that a Mayoral Development Corporation can acquire land within its area or elsewhere by agreement. With the authorisation of the Secretary of State, and the prior consent of the Mayor, a Mayoral Development Corporation can acquire compulsorily land or new rights over land within its area or elsewhere within Greater London.”

Navigation Note (General):

For taxation of property transfers see [s.233](#); for pre-commencement consultation see [s.234](#); for power to make consequential amendments see [s.236](#); for public money see [s.238](#); for extent see [s.239](#); for commencement see [s.240](#).

Navigation Note (Chapter 2 of Part 8):

For general provision about transfer schemes see [s.218](#); for guidance by the Mayor see [s.219](#) (see also Key Legal Concept: [Guidance](#)); for directions by the Mayor see [s.220](#) (see also Key Legal Concept: [Directions](#)); for provision about consents see [s.221](#); for consequential amendments see [s.222](#).

Definitions Note (Chapter 2 of Part 8):

[Section 196](#) defines “the Mayor” and “MDC” (Mayoral Development Corporation — see [s.198](#)).

Subordinate Legislation Note:

For provision about the powers and procedure for subordinate legislation under this Act see [s.235](#).

Quasi-Legislation Note:

See the Department for Communities and Local Government's [Plain English Guide to the Localism Act](#) issued in November 2011.

Background Note (General):

For information about the background to this Act see the annotations to the [preamble](#).

Subsection (1)

See Key Legal Concept: [Land](#).

Subsection (2)

See Key Legal Concept: [London](#).

See Key Legal Concept: [Secretary of State](#).

Status: Law In Force

Localism Act 2011 c. 20

Part 8 LONDON

Chapter 2 MAYORAL DEVELOPMENT CORPORATIONS

Land functions

This version in force from: **July 13, 2016** to **present**

(version 3 of 3)

208 Powers in relation to acquired land

[

(1) [Schedule 3](#) to the [Housing and Regeneration Act 2008](#) (powers, in relation to land of the Homes and Communities Agency, to extinguish public rights of way, and in relation to burial grounds and consecrated land) applies in relation to an MDC and its land as it applies in relation to the Homes and Communities Agency and its land.

] ¹

(2) In that Schedule as applied by subsection (1), references to the Homes and Communities Agency are to be read as references to the MDC concerned.

(3) The power of the Secretary of State under [Part 2](#) of that Schedule (extinguishment of public rights of way) as applied by subsection (1) is exercisable only with the consent of the Mayor.

(4) [Schedule 4](#) to that Act (powers in relation to, and for, statutory undertakers) applies in relation to an MDC and its land as it applies in relation to the Homes and Communities Agency and its land.

(5) In that Schedule as applied by subsection (4)—

(a) references to the Homes and Communities Agency are to be read as references to the MDC concerned, and

(b) references to [Part 1](#) of that Act are to be read as references to this Chapter.

Notes

¹. Substituted by Housing and Planning Act 2016 c. 22 [Sch.19 para.17](#) (July 13, 2016)

Modifications

Pt 8 c. 2	Modified in relation to the Mayor giving directions by varying existing directions by Localism Act 2011 c. 20, Pt 8 c. 2 s. 220(6)
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Subject: Local government **Other related subjects:** Planning

Keywords: Development corporations; Greater London; Homes and Communities Agency; Interpretation; Ministers' powers and duties; Powers rights and duties; Real property

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Annotation

Section 208

Introduction

The Government's Explanatory Notes to the Bill for this Act (see Key Legal Concept: [Explanatory Notes](#)) say as follows (note that clause numbering may not match final section numbering):

"Clause 184 provides for [Schedules 3 and 4](#) to the [Housing and Regeneration Act 2008](#) to apply in relation to a Mayoral Development Corporation and its land. The powers include powers to override easements and extinguish public rights of way, powers in relation to burial grounds and consecrated land, and powers in relation to, and for, statutory undertakers. Where a Mayoral Development Corporation wishes to extinguish rights of way, it requires the Mayor's agreement."

Navigation Note (General):

For taxation of property transfers see [s.233](#); for pre-commencement consultation see [s.234](#); for power to make consequential amendments see [s.236](#); for public money see [s.238](#); for extent see [s.239](#); for commencement see [s.240](#).

Navigation Note (Chapter 2 of Part 8):

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Definitions Note (Chapter 2 of Part 8):

[Section 196](#) defines "the Mayor" and "MDC" (Mayoral Development Corporation — see [s.198](#)).

Subordinate Legislation Note:

For provision about the powers and procedure for subordinate legislation under this Act see [s.235](#).

Quasi-Legislation Note:

See the Department for Communities and Local Government's [Plain English Guide to the Localism Act](#) issued in November 2011.

Background Note (General):

For information about the background to this Act see the annotations to the [preamble](#).

Subsection (1)

See Key Legal Concept: [Land](#).

Subsection (3)

See Key Legal Concept: [Secretary of State](#).