

## Guidance notes

- 1** Either of the parties directly concerned may apply for a certificate where an interest in land is proposed to be acquired by an authority possessing compulsory purchase powers in the following, but no other, circumstances:
  - a** where, for the purposes of a compulsory acquisition by that authority of land comprising of or including land in which that interest subsists, a notice required to be published or served in connection with that acquisition, either by an Act or by any Standing Order of either House of Parliament relating to petitions for private bills, has been published or served in accordance with that Act or Order; or
  - b** where a notice requiring the purchase of that interest has been served under any enactment, and in accordance with that enactment that authority is to be deemed to have served a notice to treat in respect of that interest; or
  - c** where an offer in writing has been made by or on behalf of that authority to negotiate the purchase of that interest.
  
- 2** An application for a certificate cannot be made if the land consists or forms part of:
  - a** an area defined in the development plan as an area of comprehensive development; or
  - b** an area shown in the development plan as an area allocated primarily for a use which is of a residential, commercial or industrial character, or for a range of two or more of these uses.
  
- 3** An application for a certificate cannot be made if a reference has been made to the Land Tribunal to determine the amount of compensation payable in respect of the interest except either:
  - a** with the consent in writing of the other party directly concerned; or
  - b** with the leave of the Lands Tribunal.