
STATUTORY INSTRUMENTS

2017 No. 769

ACQUISITION OF LAND, ENGLAND
COMPENSATION

The Home Loss Payments (Prescribed Amounts) (England) Regulations 2017

<i>Made</i>	- - - -	<i>18th July 2017</i>
<i>Laid before Parliament</i>		<i>20th July 2017</i>
<i>Coming into force</i>	- -	<i>1st October 2017</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by section 30(5) of the Land Compensation Act 1973⁽¹⁾:

Citation, commencement and application

1.—(1) These Regulations may be cited as the Home Loss Payments (Prescribed Amounts) (England) Regulations 2017 and come into force on 1st October 2017.

(2) These Regulations apply in relation to cases of displacement in England only.

Revision of prescribed amounts for home loss payment

2.—(1) This regulation applies where the date of displacement is on or after 1st October 2017.

(2) For the purposes of section 30(1) of the Land Compensation Act 1973—

(a) the prescribed maximum amount of home loss payment⁽²⁾ is £61,000; and

(b) the prescribed minimum amount of home loss payment is £6,100.

(3) For the purposes of section 30(2) of the Land Compensation Act 1973, the prescribed amount of home loss payment is £6,100.

Revocation and savings

3.—(1) Subject to paragraph (2), the Home Loss Payments (Prescribed Amounts) (England) Regulations 2016⁽³⁾ are revoked.

(1) [1973 c.26](#). Section 30 was substituted by section 68(3) of the Planning and Compensation Act [1991 \(c.34\)](#).

(2) For the definition of “home loss payment”, see section 29(1) of the Land Compensation Act 1973.

(3) [S.I. 2016/789](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(2) The Regulations mentioned in paragraph (1) are to continue to have effect in relation to a displacement occurring before 1st October 2017.

Signed by authority of the Secretary of State for Communities and Local Government

Alok Sharma
Minister of State
Department for Communities and Local
Government

18th July 2017

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations increase the amount of home loss payments payable in England under section 30 of the Land Compensation Act 1973 (“the Act”). A person is entitled to a home loss payment when they are displaced from a dwelling by compulsory purchase or in the other circumstances specified in section 29 of the Act.

Section 30(1) of the Act provides that in cases where a person occupying a dwelling on the date of displacement has an owner’s interest, the amount of home loss payment is calculated as a percentage of the market value of the interest, subject to a maximum and minimum amount.

Section 30(2) specifies the amount of the home loss payment in any other case.

Regulation 2(2)(a) of these Regulations increases the maximum amount payable under section 30(1) of the Act from £58,000 to £61,000 and regulation 2(2)(b) increases the minimum amount from £5,800 to £6,100.

Regulation 2(3) increases the home loss payment under section 30(2) of the Act from £5,800 to £6,100.

The revised amounts apply where the displacement occurs on or after 1st October 2017.

Regulation 3 revokes, with savings, the Home Loss Payments (Prescribed Amounts) (England) Regulations 2016 ([S.I. 2016/789](#)).

An impact assessment has not been produced for these Regulations as they put into effect an up-rating in line with house price inflation.

The Explanatory Memorandum will be published alongside the instrument on www.legislation.gov.uk.