

*Summary List.*

LOCAL AUTHORITIES (HISTORIC BUILDINGS) ACT 1962

RECOVERY OF GRANTS ON DISPOSAL OF PROPERTY WITHIN THREE YEARS

Section 2

- (1) If, during the period of three years beginning with the day on which a grant is made under this Act to a person towards the repair or maintenance or upkeep of any property, that person disposes of the interest, or any part thereof, held by him in the property on that day by way of sale or exchange or lease for a term of not less than twenty-one years, the local authority may recover from that person, in any court of competent jurisdiction, the amount of the grant, or such part thereof as to them seems fit.
- (2) If, in the case of property towards the repair or maintenance or upkeep of which a grant is made under this Act, a person becomes entitled by way of gift from the grantee, whether directly or indirectly (but otherwise than by will), to a part of the interest held by the grantee in the property on the day on which the grant is made, a disposal by the donee in any manner mentioned in the foregoing subsection of the interest so acquired by him in the property, or any part of that interest, shall be treated, for the purposes of that subsection, as a disposal by the grantee of a part of the interest so held by him, and, if, in the case of any such property, a person becomes entitled by way of such a gift to the whole of the interest held by the grantee therein on the day aforesaid the foregoing subsection shall have effect as if the grant had been made to the donee instead of to the grantee and that interest had then been held by the donee.
- (3) Subsection (1) of this section shall not be taken as conferring on a local authority a right to recover, in the event of proceedings thereunder being brought in relation to disposals of several parts of an interest in property, amounts in the aggregate exceeding the amount of the grant.