STATUTORY INSTRUMENTS

1986 No. 767 (N.I. 5)

The Commission on Disposals of Land (Northern Ireland) Order 1986

- - - - - - *29th April 1986*

Title and commencement

1.—(1) This Order may be cited as the Commission on Disposals of Land (Northern Ireland) Order 1986.

(2) This Order shall come into operation on the expiration of four months from the day on which it is made.

Interpretation

2. The Interpretation Act (Northern Ireland) 1954 shall apply to Article 1 and the following provisions of this Order as it applies to a Measure of the Northern Ireland Assembly.

Certain stipulations concerning disposals of land and revision of rents to be void

3.—(1) Where, on a disposal of land, an agent acting for the person making the disposal is entitled to be paid a commission, any stipulation made on the disposal to the effect that the person acquiring the land shall pay the whole or any part of the commission shall be void.

(2) Paragraph (1) applies only in relation to contracts for the disposal of land made after the coming into operation of this Order.

(3) Paragraph (1) does not apply to the acquisition of land by agreement by a person or body authorised or capable of being authorised under a statutory provision in force at the date of the agreement to acquire that land compulsorily.

(4) Where, in relation to a letting of land, an agent acting for the landlord is entitled to be paid a commission for or in connection with—

(a) the undertaking of a review of the rent payable under the letting; or

(b) the extension or renewal of the letting;

any stipulation to the effect that the tenant shall pay the whole or any part of the commission shall be void.

(5) Paragraph (4) applies only in relation to agreements made after the coming into operation of this Order.

(6) Any money paid under a stipulation to which paragraph (1) or (4) applies shall be recoverable by the person by whom it was paid.

(7) In this Article—