Allotments Act (Northern Ireland) 1932 [F1]

1932 CHAPTER 17

An Act to enable certain local authorities to provide allotments of land, and for other purposes incidental thereto. [7th June 1932]

Annotations:
F1 Functions transf. by SRO (NI) 1944/43, 61 (pp.90,96); 1964/205; 1973/504; 1976 NI 6; 1972 c.9 (NI)

1 Power of local authority to take on lease and use land for provision of allotments.

(1) The council of a[F2]... district (in this Act referred to as "the local authority") may, if they think fit, provide allotments under and subject to the provisions of this Act for persons resident in the... district of the local authority.

(2) For the purpose of providing allotments under this Act the local authority may,...
- (a) [[F3] acquire by agreement or take on lease] land whether situate within or without their... district; and
- (b) use any land acquired by them and not for the time being required for the purpose for which such land has been acquired.

(3) The local authority may adapt for letting in allotments any land [which they have acquired or taken on lease] or are authorised to use, for the purpose aforesaid, by draining, fencing and dividing the land, making approaches thereto and erecting temporary storehouses thereon, or in such other way as**[**[F2] they think fit**]**, and may from time to time do such things as may be necessary for maintaining the drains, fences, approaches and storehouses or otherwise necessary for maintaining the allotments in a proper condition.

Annotations:
F2 1985 NI 15
F3 1949 c.21 (NI)

Changes to legislation: *There are currently no known outstanding effects for the Allotments Act (Northern Ireland) 1932. (See end of Document for details)*

2 Provisions as to letting of allotments.

(1) [F4 Any land acquired or taken on lease] or authorised to be used, for the purpose of providing allotments shall, subject to the provisions of this Act, be let by the local authority in accordance with the following conditions:—

(a) No allotment shall exceed one-eighth of an acre, statute measure, in extent;

(b) No person shall become the tenant of more than one allotment under this Act, nor shall any allotment be let to a person who is apart from the provisions of this Act in occupation of land to the extent of one-eighth of an acre, statute measure, or to any greater extent;

(c) In the selection of tenants the local authority shall, as between tenants who are otherwise equally suitable, give preference to applicants who, by reason of unemployment or the number of persons depending upon them, or for other reasons, are in poor circumstances;

(d) The allotments shall be allocated by lot amongst the applicants selected by the local authority;

(e) a person shall not, except with the consent in writing of the local authority, assign, sub-let or part with the possession of an allotment.

(2) The allotments,F5..., shall be let at rents of such amounts as may reasonably be expected to defray the expenses of the local authority in connection with the allotments.

(3) Every tenant shall be required to enter into an agreement in the prescribed form, undertaking to cultivate his allotment in accordance with the prescribed regulations, and pay in advance, by weekly or other instalments, the rent fixed by the local authority in respect of his allotment.

(4) If at any time an allotment cannot be let in accordance with the foregoing provisions of this Act, the same may be let to any person whomsoever at the best annual rent which can be obtained for the same, without any premium or fine, and on such terms as may enable possession thereof to be resumed within a period not exceeding twelve months, should the allotment at any time be required to be let in accordance with the said provisions.

Annotations:
F4 1949 c.21 (NI)
F5 1985 NI 15

3 Conditions applying to tenants of allotments.

(1) Every tenant who—

(a) within three weeks after an allotment has been allocated to him has not made such progress in the cultivation of the allotment as the local authority consider reasonable; or

(b) has not properly cultivated his allotment within such period as the local authority consider reasonable; or

(c) disobeys any provisions of this Act or of the prescribed regulations applying to his allotment; or

(d) has failed to pay the rent of his allotment for a period of four consecutive weeks;