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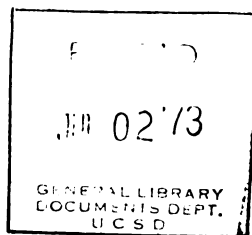


THE  
**PUBLIC GENERAL ACTS**  
AND GENERAL SYNOD MEASURES  
1972

*with*  
*Lists of the Public General Acts*  
*and Local Acts*  
*and a Table of the Effect of Legislation*  
*and an Index*

[IN THREE PARTS]

PART III



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**The Public General Acts  
and General Synod Measures  
which received the Royal Assent in 1972  
in which year ended the TWENTIETH  
and began the TWENTY-FIRST YEAR  
of the Reign of HER MAJESTY  
QUEEN ELIZABETH THE SECOND  
and  
ended the Second Session  
and began the Third Session  
of the Forty-Fifth Parliament of the  
United Kingdom of Great Britain  
and Northern Ireland**

*Printed by C. H. BAYLIS, C.B.*  
**Controller of Her Majesty's Stationery Office and  
Queen's Printer of Acts of Parliament**



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# National Debt Act 1972

## 1972 CHAPTER 65

An Act to consolidate certain enactments relating to the national debt and the Director of Savings, with corrections and minor improvements made under the Consolidation of Enactments (Procedure) Act 1949.  
[9th August 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### *The Director of Savings*

**1.—(1)** The Treasury may appoint a person to be Director of Savings and the functions of the Director shall include those conferred on him by this Act. Appointment, functions and expenses of Director of Savings.

**(2)** Any expenses of the Director of Savings shall, unless required by any Act to be borne in some other manner, be defrayed out of money provided by Parliament.

### *The National Savings Stock Register*

**2.—(1)** The register—

- (a)** which was established in pursuance of section 1 of the War Loan (Supplemental Provisions) Act 1915 as amended by section 2 of the War Loan Act 1918; Maintenance of the register. 1915 c. 93. 1918 c. 25.
- (b)** with which, by virtue of section 12(2) of the Savings Banks Act 1929, were amalgamated such stock registers as by virtue of the Savings Banks Act 1880 had been established by savings banks authorities; and 1929 c. 27. 1880 c. 36.

1969 c. 48.

(c) of which the name was changed from the Post Office register to the National Savings Stock Register by section 108(1) of the Post Office Act 1969,

shall continue in existence by the name of the National Savings Stock Register and is hereafter in this Act referred to as "the register".

(2) The register, except such parts of it as are kept by trustees of trustee savings banks, shall continue to be kept by the Director of Savings.

(3) Any description of government stock as defined in this Act may be registered in the register.

Power to make regulations with respect to the register.

3.—(1) The appropriate authority may make regulations with respect to the keeping of the register and stock registered therein, and in particular with respect to—

- (a) investments in and sales of stock so registered and the receipt and payment of interest thereon ;
- (b) the manner in which and the conditions subject to which stock may be transferred either from the name of the holder registered in the register to that of any other person registered or to be registered therein, or from the register to the books of the Bank of England or the Bank of Ireland, and vice versa ;
- (c) the commissions and fees payable in respect of dealings in stock registered in the register ;
- (d) the maximum amount of stock which may be registered in the register in any one holding in any one year or at any one time and the exceptions which are to be allowed from any such limits in the case of friendly societies, trade unions or other similar bodies ;

and separate regulations may, with the consent of the National Debt Commissioners, be made with respect to any part of the register kept by the trustees of a trustee savings bank.

(2) Regulations under this section—

- (a) may provide for the total amount of stock registered in the register being held by the National Debt Commissioners ;
- (b) may provide, in connection with any stock registered in the register, for the issue by the Director of Savings of bearer bonds for such amounts as may be provided by the regulations, with coupons annexed entitling the bearer of the coupons to the interest on the stock ;
- (c) may apply with such modifications as appear necessary or expedient, to stock registered in the register or to bearer bonds issued under this section, any of the provisions of the National Debt Act 1870, subsections (1)

1870 c. 71.

to (6) of section 5 of the Miscellaneous Financial Provisions Act 1955 or any Act, regulation or warrant (4 & 5 Eliz. 2). relating to savings banks ;

- (d) may direct that all or any of the provisions of the regulations shall, with such modifications as appear necessary or expedient, apply and be deemed always to have applied to stock issued before the date on which the regulations come into force as they apply to stock issued after that date ;
- (e) may contain such consequential and supplemental provisions as appear necessary or expedient for giving full effect to the regulations.

(3) In this section "the appropriate authority" means the Treasury except in the case of regulations relating to the National Debt Commissioners and in that case means the Treasury in conjunction with those Commissioners.

4. In the event of the redemption of any government stock, the register may be closed for transfers of the stock for not more than one month immediately preceding the redemption date.

Closing of register for transfers of stock to be redeemed.

5.—(1) If a dispute arises between the Director of Savings or the trustees of a trustee savings bank and the holder of any stock registered in the register or a person claiming to be entitled to any such stock, the matter in dispute shall be referred in writing to the Chief Registrar of friendly societies.

Settlement of disputes as to holdings on the register.

(2) On a reference under the foregoing subsection, the Chief Registrar may proceed *ex parte* on notice in writing sent by post to the Director of Savings or trustees, and may inspect the register, and may administer oaths to any witnesses appearing before him ; and his award on the matter in dispute shall be final and binding on all parties.

(3) This section shall have effect—

- (a) in its application to Scotland, as if for the references to the Chief Registrar of friendly societies, there were substituted references to the Assistant Registrar of friendly societies for Scotland ;
- (b) in its application to Northern Ireland, as if for the references to the Chief Registrar of friendly societies there were substituted references to the Chief Registrar of friendly societies or a deputy appointed by him.

6.—(1) Where the Bank of England or the Bank of Ireland have reason to believe that a person in whose name any government stock not exceeding in the aggregate £500 in nominal value or in actual value, whichever is the less, is standing in

Transfer to register of small holdings in names of deceased persons.

their books has died, the Bank may, in such manner as may be prescribed by regulations under section 3 of this Act, transfer the stock from their books to the register and may, in such manner as may be so prescribed, remit any interest accrued thereon to the Director of Savings to be dealt with in the same manner as if the stock had been registered in the register at the time when the interest accrued due.

(2) Where any stock is transferred or any interest is remitted in pursuance of this section, the transfer or remittance shall be deemed to have been properly made and the Bank of England, or the Bank of Ireland as the case may be, shall be discharged from all liability in respect of the stock transferred or the interest remitted, as the case may be.

1965 c. 32.

(3) In section 5(1) of the Administration of Estates (Small Payments) Act 1965 (which among other things enables the Treasury by order to raise to £500 any lower limit specified in an enactment passed before that Act and appearing to the Treasury to correspond to provisions which include the provision re-enacted by subsection (1) of this section) after the words "of this Act" there shall be inserted the words "or to section 6(1) of the National Debt Act 1972"; and in section 6(1) of the said Act of 1965 (which among other things enables the Treasury by order to increase the limit of £500 specified in the provision so re-enacted) after paragraph (c) there shall be inserted the words " ; and

(d) section 6(1) of the National Debt Act 1972 ".

Acceptance of probate issued in Isle of Man or Channel Islands.

7.—(1) In the case of the death of a person entitled to stock registered in the register, the production—

(a) of probate or letters of administration granted by any court in the Isle of Man or in any of the Channel Islands having authority to grant the same ; or

(b) of a certified copy of probate or letters of administration so granted,

shall be sufficient authority to the appropriate authority, and (in so far as they are concerned) to the National Debt Commissioners, to transfer the stock to the person to whom the probate or letters of administration were granted or as directed by that person ; but the appropriate authority shall not transfer stock in pursuance of this section except on production to it of a certificate from the Commissioners of Inland Revenue showing either that all death duties payable in Great Britain in respect of the stock have been paid or that no duty is payable in Great Britain in respect thereof.

(2) Where any stock is transferred in pursuance of this section the appropriate authority and the National Debt Commissioners shall, notwithstanding the invalidity of or any defect



in the probate or letters of administration, be freed, discharged and indemnified from and against all proceedings of any kind whatsoever brought against them by any person whatsoever for or in respect of the transfer of the stock.

(3) In this section “the appropriate authority”, in relation to stock registered otherwise than in a part of the register kept by the trustees of a trustee savings bank, means the Director of Savings and, in relation to stock registered in a part of the register kept by the trustees of a trustee savings bank, means the trustees of that bank.

(4) Subsection (1) of this section shall have effect in its application to Northern Ireland with the substitution of references to Northern Ireland for the references to Great Britain and of a reference to the Minister of Finance for Northern Ireland for the reference to the Commissioners of Inland Revenue.

*Savings certificates, stamps and tokens*

8.—(1) National savings certificates shall bear such rate of interest as the Treasury think fit; and the principal of and interest on such certificates and any expenses incurred in connection with the issue of them shall be charged on the National Loans Fund with recourse to the Consolidated Fund. National savings certificates.

(2) National savings certificates shall be subject to such conditions as to repayment or otherwise as the Treasury think fit, and notwithstanding anything in those conditions or the foregoing subsection or any regulations made or having effect as if made under this Act, but subject to the following subsection, the Treasury may from time to time direct that the period at the expiration of which such of those certificates as are specified in the direction are required to be redeemed or repaid shall be prolonged to such an extent and on such conditions as to interest and otherwise as are so specified.

(3) Nothing in the foregoing subsection shall prejudice the right of a holder of a national savings certificate to have the amount payable under the certificate paid to him on or before maturity.

(4) References in this section to national savings certificates are to such certificates issued under section 59 of the Finance Act 1920, section 7 of the National Debt Act 1958 or section 12 of the National Loans Act 1968. 1920 c. 18.  
1958 c. 6.  
(7 & 8 Eliz. 2).  
1968 c. 13.

9.—(1) War savings certificates held immediately before the date of the passing of this Act may continue to be held there- after on the conditions applicable thereto immediately before that date. War savings certificates.

(2) The principal of and interest on war savings certificates, and any expenses incurred in connection with the redemption thereof, shall be charged on the National Loans Fund with recourse to the Consolidated Fund.

1915 c. 55.  
1916 c. 24.  
(3) In this section “war savings certificates” means certificates issued by that name under the War Loan Act 1915 or section 58 of the Finance Act 1916.

National  
savings  
stamps and  
gift tokens.  
1891 c. 38.  
1891 c. 39.  
1953 c. 36.

**10.**—(1) The Treasury may make regulations for applying to national savings stamps, with the necessary modifications, all or any of the provisions of the Stamp Duties Management Act 1891, section 9 of the Stamp Act 1891 and section 63 of the Post Office Act 1953.

(2) If at any time it appears to the Treasury that, in the case of any national savings stamps or national savings gift tokens, no further sum will become payable in respect of the exchange or encashment of those stamps or tokens, the Treasury may issue to the National Debt Commissioners out of the National Loans Fund sums equal to the face value of those stamps or tokens; and the National Debt Commissioners shall deal with those sums as if they were paid to the Commissioners in respect of unclaimed redemption moneys under section 5 of the Miscellaneous Financial Provisions Act 1955.

1955 c. 6.  
(4 & 5 Eliz. 2).

(3) In this section “national savings stamp” and “national savings gift token” means respectively a stamp or token sold by the Postmaster General or the Director of Savings which may be used in the purchase of national savings certificates or premium savings bonds or in different ways one of which is the purchase of national savings certificates, premium savings bonds or some description of government stock.

#### *Miscellaneous*

Power of  
Treasury to  
make  
regulations as  
to raising of  
money under  
auspices of  
Director of  
Savings etc.  
1968 c. 13.

**11.**—(1) The Treasury may make regulations with respect to the manner in which and the conditions under which money authorised to be raised under the National Loans Act 1968 may be raised—

(a) under the auspices of the Director of Savings (whether by the issue of national savings certificates or otherwise); or

(b) through trustee savings banks or any bank or department certified by the Treasury for the purposes of section 414 of the Income and Corporation Taxes Act 1970 (which relates to savings banks maintained under local Acts).

1970 c. 10.

**(2) Regulations under this section may—**

- (a) apply any provision of any Act (including this Act) relating to savings banks or the register, or of any regulations made under any such Act, with such modifications as appear necessary or expedient ;
- (b) direct that all or any of the provisions of the regulations shall, with such modifications as appear necessary or expedient, apply and be deemed always to have applied to money raised before the date on which the regulations come into force as they apply to money raised after that date,

so however that, in relation to trustee savings banks and banks and departments certified as mentioned in the foregoing subsection, paragraph (a) of this subsection shall have effect as if the reference to the register were omitted.

**(3) For the purposes of this section—**

- (a) money raised under the National Loans Act 1939 1939 c. 117. or the National Loans Act 1968 through the department of the Postmaster General 1968 c. 13. ;
- (b) money raised by the issue of war savings certificates within the meaning of section 9 of this Act ; and
- (c) money raised by the issue of national savings certificates under section 59 of the Finance Act 1920 or section 7 1920 c. 18. of the National Debt Act 1958 or by the issue of such 1958 c. 6. certificates through the department of the Postmaster General under section 12 of the National Loans Act 1968,

shall be treated as raised under the National Loans Act 1968 under the auspices of the Director of Savings.

**12.** Where the Director of Savings is satisfied that a bond to be issued on behalf of the Treasury by him or by the Postmaster General, or a coupon of any such bond, has been lost or destroyed, he may if he thinks fit and on such conditions as he thinks fit, but subject to any general directions of the Treasury, issue a new bond or coupon on receiving indemnity to his satisfaction against the claims of all persons deriving title under the bond or coupon lost or destroyed.

Power to replace lost or destroyed bonds.

**13.** The principal of and interest on 3½% War Loan, and any expenses incurred in connection with the redemption thereof, shall be charged on the National Loans Fund with recourse to the Consolidated Fund.

Provision as to 3½% War Loan.

**14.—(1)** The Treasury shall from time to time pay to trustee savings banks, as consideration for the performance by them of functions conferred on them by this Act (other than functions attributable to section 11), such amounts as may be determined

Treasury payments to trustee savings banks.

by the Treasury after consultation with the Trustee Savings Banks Association.

(2) Payments under the foregoing subsection shall be made out of the National Loans Fund with recourse to the Consolidated Fund.

*Supplemental*

Interpretation  
etc.

**15.—(1)** In this Act “government stock” means securities of the following descriptions:—

2½% Consolidated Stock,

2¼% Annuities,

2½% Annuities,

Guaranteed 2¼% Stock,

Guaranteed 3% Stock,

3½% War Loan,

Guaranteed 4½% Bonds,

1919 c. 37.  
1939 c. 117.  
1935 c. 24.  
1936 c. 43.  
1946 c. 27.  
1946 c. 59.  
1946 c. 82.

Any securities issued under the War Loan Act 1919, the National Loans Act 1939, section 28 or 29 of the Finance Act 1935, section 24 of the Tithe Act 1936, section 1 of the Bank of England Act 1946, section 21 or 32 of the Coal Industry Nationalisation Act 1946, section 1 of the Cable and Wireless Act 1946,

1967 c. 17.  
1968 c. 13.

Any such stock as is mentioned in section 26(1) of the Iron and Steel Act 1967,

Any securities issued under the National Loans Act 1968 other than—

(a) national savings certificates, premium savings bonds, national savings stamps and national savings gift tokens; and

(b) such securities as the Treasury may specify by order for the purposes of this paragraph;

and for the avoidance of doubt it is hereby declared that the reference in this subsection to securities issued under the War Loan Act 1919 or the National Loans Act 1939 includes a reference to securities which, by virtue of any other enactment, are deemed to have been issued, or are required to be treated as having been issued, under either of those Acts.

1889 c. 63.

(2) Without prejudice to subsection (1) of section 38 of the Interpretation Act 1889 (which relates to the construction of references to enactments which have been repealed and re-enacted), the definition of “government stock” provided by the foregoing subsection shall apply for the purposes of the following enactments, that is to say—

1915 c. 89.  
1916 c. 24.

section 48 of the Finance (No. 2) Act 1915,

section 66 of the Finance Act 1916,

section 48 of the Finance Act 1949,

1949 c. 47.

section 5 of the Miscellaneous Financial Provisions Act 1955,

1955 c. 6.  
(4 & 5 Eliz. 2).

section 71(5) of the Finance Act 1963,

1963 c. 25.

and any other enactments (including enactments of the Parliament of Northern Ireland) which, by virtue of section 15(3) of the National Debt Act 1958, define "government stock" by reference to that Act.

1958 c. 6.  
(7 & 8 Eliz. 2).

(3) In this Act "the register" has the meaning assigned to it by section 2(1) of this Act and "trustee savings bank" has the same meaning as in the Trustee Savings Banks Act 1969.

1969 c. 50.

(4) Any provision in this Act charging a payment on the National Loans Fund with recourse to the Consolidated Fund shall be construed as requiring the payment, if it is not made out of the National Loans Fund, to be charged on and paid out of the Consolidated Fund.

**16.—**(1) Any power conferred by this Act to make an order or regulations shall be exercisable by statutory instrument.

Statutory instruments.

(2) Any statutory instrument made in pursuance of the foregoing subsection and containing an order made by virtue of paragraph (b) in section 15(1) of this Act shall be subject to annulment in pursuance of a resolution of the House of Commons.

(3) Any statutory instrument made in pursuance of subsection (1) of this section and containing regulations under this Act shall be laid before Parliament, except that a statutory instrument containing regulations made by virtue of section 11 of this Act with respect only to trustee savings banks and banks and departments certified as mentioned in subsection (1) of that section or to any of those bodies shall be laid before the House of Commons.

**17.—**(1) The enactments mentioned in the first and second columns of the Schedule to this Act are hereby repealed to the extent specified in the third column of that Schedule.

Repeals and transitional provisions.

(2) In so far as any regulation made or having effect as if made, or any other thing whatsoever done or having effect as if done, under an enactment repealed by this Act could have been made or done under a corresponding provision of this Act, it shall not be invalidated by the repeal effected by the foregoing subsection but shall have effect as if it had been made or done under that corresponding provision.

(3) Without prejudice to the generality of the foregoing subsection, the repeal effected by subsection (1) of this section

shall not affect any direction given by the Treasury before the passing of this Act in relation to the prolongation of the period at the expiration of which any national savings certificates are required to be redeemed or repaid.

1880 c. 36. (4) Certificates of investment in government stock issued to savings banks depositors in pursuance of the Savings Banks Act 1880 shall be deemed, until exchanged for new certificates in pursuance of regulations under section 3 of this Act, to be certificates of stock registered in the register.

(5) Any document referring to an Act or enactment repealed by this Act shall, so far as is necessary to preserve the effect thereof, be construed as referring (or including a reference) to this Act or the corresponding enactment therein.

1889 c. 63. (6) The mention of particular matters in the foregoing provisions of this section shall not prejudice the general application of section 38 of the Interpretation Act 1889 with regard to the effect of repeals.

Saving for powers of Parliament of Northern Ireland.  
1920 c. 67.

18. Section 15 of this Act, in so far as it relates to enactments relating to matters with respect to which the Parliament of Northern Ireland has power to make laws, shall, for the purposes of section 6 of the Government of Ireland Act 1920, be deemed to be provisions of an Act passed before the appointed day within the meaning of the said section 6.

Application of certain provisions of Act to Channel Islands and Isle of Man.

19. The provisions of section 11 of this Act and the provisions of this Act relating to the register shall extend to the Channel Islands, and the Royal Courts of the Channel Islands shall register those provisions; and those provisions shall extend to the Isle of Man with the omission from section 11 of subsection (1)(b) and so much of subsection (2) as follows paragraph (b) of that subsection.

Short title.

20. This Act may be cited as the National Debt Act 1972.

## SCHEDULE

Section 17(1).

## REPEALS

Chapter	Short title	Extent of repeal
7 & 8 Eliz. 2. c. 6.	The National Debt Act 1958.	The whole Act.
9 & 10 Eliz. 2. c. 36.	The Finance Act 1961.	Section 35.
1965 c. 32.	The Administration of Estates (Small Payments) Act 1965.	Section 1(2).
1967 c. 17.	The Iron and Steel Act 1967.	Section 26(8)(c).
1968 c. 13.	The National Loans Act 1968.	In section 16, subsections (1)(b) and (6) and in subsection (2) the words "either or both of". In Schedule 5 the entries relating to the National Debt Act 1958 and the Finance Act 1961.
1969 c. 32.	The Finance Act 1969.	Section 52(2) to (4).
1969 c. 48.	The Post Office Act 1969.	Section 93(1) and (2). Section 108, except paragraphs (a) to (d), (f) and (g) of subsection (1). Sections 110 to 112 and section 122.







# Poisons Act 1972

## 1972 CHAPTER 66

An Act to consolidate certain enactments relating to poisons. A.D. 1972  
[9th August 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

**1.—(1)** There shall continue to be an advisory committee, called the Poisons Board, which shall be constituted in accordance with the provisions of Schedule 1 to this Act.

**(2)** The procedure of the Poisons Board shall (subject to any regulations made by the Board with the approval of the Secretary of State) be such as the Board may determine.

**2.—(1)** The list of substances treated as poisons for the purposes of the Pharmacy and Poisons Act 1933 shall continue to have effect for the purposes of this Act.

**(2)** The Secretary of State may from time to time, after consultation with or on the recommendation of the Poisons Board, by order amend or vary the list referred to in subsection (1) above as he thinks proper; and in this Act the list as in force for the time being is referred to as "the Poisons List".

**(3)** The Poisons List shall be divided into two parts, as follows—

**Part I** shall consist of those substances which, where they are non-medicinal poisons, are by virtue and subject to the provisions of this Act to be prohibited from being sold except by a person lawfully conducting a retail pharmacy business;

Part II shall consist of those substances which, where they are non-medicinal poisons, are by virtue and subject to the provisions of this Act to be prohibited from being sold except by a person lawfully conducting a retail pharmacy business or by a person whose name is entered in a local authority's list.

(4) In determining the distribution of poisons as between Part I and Part II of the Poisons List, regard shall be had to the desirability of restricting Part II to articles which are in common use, or likely to come into common use, for purposes other than the treatment of human ailments, and which it is reasonably necessary to include in Part II if the public are to have adequate facilities for obtaining them.

Regulation  
of sale of  
poisons.

3.—(1) Subject to the provisions of this Act, it shall not be lawful—

(a) for a person to sell any non-medicinal poison which is a substance included in Part I of the Poisons List, unless—

(i) he is a person lawfully conducting a retail pharmacy business, and

(ii) the sale is effected on premises which are a registered pharmacy, and

(iii) the sale is effected by, or under the supervision of, a pharmacist ;

(b) for a person to sell any non-medicinal poison which is a substance included in Part II of the Poisons List, unless—

(i) he is a person lawfully conducting a retail pharmacy business and the sale is effected on premises which are a registered pharmacy, or

(ii) his name is entered in a local authority's list in respect of the premises on which the poison is sold ;

(c) for a person to sell any non-medicinal poison, whether it is a substance included in Part I or in Part II of the Poisons List, unless the container of the poison is labelled in the prescribed manner—

(i) with the name of the poison, and

(ii) in the case of a preparation which contains a poison as one of its ingredients, with the prescribed particulars as to the proportion which the poison contained in the preparation bears to the total ingredients, and

- (iii) with the word "poison" or other prescribed indication of the character of the article, and
- (iv) with the name of the seller of the poison and the address of the premises on which it is sold.

(2) Subject to the provisions of this Act—

(a) it shall not be lawful to sell any non-medicinal poison which is a substance included in Part I of the Poisons List to any person unless that person is either—

(i) certified in writing in the prescribed manner by a person authorised by the Poisons Rule to give a certificate for the purposes of this section, or

(ii) known by the seller or by a pharmacist in the employment of the seller at the premises where the sale is effected,

to be a person to whom the poison may properly be sold ;

(b) the seller of any such poison shall not deliver it until—

(i) he has made or caused to be made an entry in a book to be kept for that purpose stating in the prescribed form the date of the sale, the name and address of the purchaser and of the person (if any) by whom the certificate required under paragraph (a) above was given, the name and quantity of the article sold, and the purposes for which it is stated by the purchaser to be required, and

(ii) the purchaser has signed the entry.

(3) Subject to the provisions of this Act, it shall not be lawful for a non-medicinal poison to be exposed for sale in, or to be offered for sale by means of, an automatic machine.

4. Except as provided by the Poisons Rules, nothing in sub-sections (1) and (2) of section 3 of this Act shall extend to or interfere with—

Exclusion of sales by wholesale and certain other sales.

- (a) the sale of poisons by way of wholesale dealing ;
- (b) the sale of poisons to be exported to purchasers outside the United Kingdom ;
- (c) the sale of an article to a doctor, dentist, veterinary surgeon or veterinary practitioner for the purpose of his profession ;
- (d) the sale of an article for use in or in connection with any hospital, infirmary, dispensary or similar institution approved by an order, whether general or special, of the Secretary of State ; or

(e) the sale of an article by a person carrying on a business in the course of which poisons are regularly sold either by way of wholesale dealing or for use by the purchasers in their trade or business to—

(i) a person who requires the article for the purpose of his trade or business, or

(ii) a person who requires the article for the purpose of enabling him to comply with any requirements made by or in pursuance of any enactment with respect to the medical treatment of persons employed by him in any trade or business carried on by him, or

(iii) a government department or an officer of the Crown requiring the article for the purposes of the public service, or any local authority (whether a local authority as defined in this Act or not) requiring the article in connection with the exercise by the authority of any statutory powers, or

(iv) a person or institution concerned with scientific education or research, if the article is required for the purposes of that education or research.

Lists of persons entitled to sell poisons in Part II of Poisons List.

5.—(1) Every local authority shall keep for the purposes of this Act a list of persons as being persons entitled, on premises in respect of which their names are entered in the list, to sell non-medicinal poisons which are substances included in Part II of the Poisons List.

(2) Subject to the provisions of this Act, a local authority shall enter in the list kept by the authority under this section the name of any person who, having premises in the area of the authority, makes an application to the authority in the prescribed form to have his name entered in the list in respect of those premises.

(3) A local authority may refuse to enter in, or may remove from, the list kept by the authority under this section the name of any person who fails to pay the prescribed fees, or who in the opinion of the authority is, for any sufficient reason relating either to him personally or to his premises, not fit to be on the list.

(4) If any person is aggrieved by the refusal of a local authority to enter his name in the list kept by the authority under this section or by the removal under this section of his name from the list, he may appeal against the refusal or removal to the Crown Court.

(5) In this section, “relating to him personally” means, in relation to a body corporate, relating personally to the members of the board, or to the managers or other officers of the body corporate.

**(6) In the application of this section to Scotland—**

- (a) an appeal under subsection (4) shall be made in accordance with Act of Sederunt to the sheriff within whose jurisdiction the appellant's place of business is situate ;**
- (b) subsection (5) shall have effect as if the references to a body corporate included references to a firm, and, in relation to a firm, as if the reference to the members of the board were a reference to the partners.**

**6.—(1) A local authority's list shall—**

- (a) include particulars of the premises in respect of which the name of any person is entered in the list ;**
- (b) subject to paragraph (a) above, be in such form as may be prescribed ; and**
- (c) be open at all reasonable times to the inspection of any person without fee.**

Supplementary provisions as to local authorities' lists.

**(2) A person whose name is entered in a local authority's list shall pay to the local authority such fees as may be prescribed in respect of—**

- (a) the entry of his name in the list,**
- (b) the making of any alteration in the list in relation to the premises in respect of which his name is entered, and**
- (c) the retention of his name on the list in any year subsequent to the year in which his name is first entered in it (and for this purpose "year" means a period of twelve months beginning on such date as the local authority may from time to time determine).**

**(3) If any person whose name is entered in a local authority's list is convicted before any court of any offence which, in the opinion of the court, renders him unfit to have his name on the list, the court may, as part of the sentence, order his name to be removed from the list and direct that he shall, for such period as may be specified in the order, be disqualified for having his name entered in any local authority's list.****(4) It shall not be lawful for any person whose name is entered in a local authority's list to use in connection with his business any title, emblem or description reasonably calculated to suggest that he is entitled to sell any poison which he is not entitled to sell ; and if any person acts in contravention of this subsection he shall be liable on summary conviction, in respect of each offence, to a fine not exceeding £20 and, in the case of a continuing offence, to a further fine not exceeding £5 for every day subsequent to the day on which he is convicted of the offence during which the contravention continues.**

**Poisons  
Rules.**

**7.—(1) The Secretary of State may, after consultation with or on the recommendation of the Poisons Board, make rules with respect to any of the following matters or for any of the following purposes:—**

- (a) the sale, whether wholesale or retail, or the supply of non-medicinal poisons, by or to any persons or classes of persons and in particular but without prejudice to the generality of the foregoing provisions—**
  - (i) for regulating or restricting the sale or supply of non-medicinal poisons by persons whose names are entered in a local authority's list and for prohibiting the sale of any specified non-medicinal poison or class of non-medicinal poisons by any class of such persons; and**
  - (ii) for dispensing with or relaxing with respect to non-medicinal poisons any of the preceding provisions of this Act relating to the sale of non-medicinal poisons;**
- (b) the storage, transport and labelling of non-medicinal poisons;**
- (c) the containers in which non-medicinal poisons may be sold or supplied;**
- (d) the addition to non-medicinal poisons of specified ingredients for the purpose of rendering them readily distinguishable as non-medicinal poisons;**
- (e) the compounding of non-medicinal poisons, and the supply of non-medicinal poisons on and in accordance with a prescription duly given by a doctor, a dentist, a veterinary surgeon or a veterinary practitioner;**
- (f) the period for which any books required to be kept for the purposes of this Act are to be preserved;**
- (g) the period for which any certificate given under section 3 of this Act is to remain in force;**
- (h) for prescribing anything which is by this Act to be prescribed by rules.**

**(2) The power to make rules under this section with respect to non-medicinal poisons includes power to make rules with respect to any class of non-medicinal poisons or any particular non-medicinal poison.**

**(3) The Secretary of State may issue to the Poisons Board a direction that the power of the Board to make recommendations as to the making of rules with respect to the matters or for the purposes specified in paragraphs (a)(i), (b), (c) and (d) of subsection (1) above shall not be exercised except after consultation with such body of persons as is specified in the**

direction, being a body which is, in his opinion, representative of persons engaged in the manufacture of poisons or preparations containing poisons, and the Board shall comply with any such direction.

(4) The Secretary of State may from time to time revoke or vary any direction issued under subsection (3) above, without prejudice to the issue of a new direction.

**8.—(1)** A person who acts in contravention of or fails to comply with any of the preceding provisions of this Act (other than section 6(4)) or with the Poisons Rules shall, on summary conviction, be liable in respect of each offence to a fine not exceeding £50, and, in the case of a continuing offence, to a further fine not exceeding £10 for every day subsequent to the day on which he is convicted of the offence during which the contravention or default continues. Penalties.

(2) In the case of proceedings against a person under this section for or in connection with the sale, exposure for sale or supply of a non-medicinal poison effected by an employee—

(a) it shall not be a defence that the employee acted without the authority of the employer, and

(b) any material fact known to the employee shall be deemed to have been known to the employer.

(3) Notwithstanding any provision in any Act prescribing the period within which summary proceedings may be commenced, proceedings for an offence under this Act may be commenced at any time within the period of twelve months next after the date of the commission of the offence or, in the case of proceedings instituted by, or by the direction of, the Secretary of State, either within that period or within the period of three months next after the date on which evidence sufficient in the opinion of the Secretary of State to justify a prosecution for the offence comes to his knowledge, whichever period ends on the later date.

For the purposes of this subsection, a certificate purporting to be signed by the Secretary of State as to the date on which such evidence came to his knowledge shall be conclusive evidence thereof.

(4) A document purporting to be a certificate signed by—

(a) a public analyst appointed under section 89 of the Food and Drugs Act 1955 or section 27 of the Food and Drugs (Scotland) Act 1956, or 1955 c. 16.  
(4 & 5 Eliz. 2.)  
1956 c. 30.

(b) a person appointed by the Secretary of State to make analyses for the purposes of this Act,

stating the result of an analysis made by him, shall be admissible in any proceedings under this Act as evidence of the matters

stated therein ; but either party may require the person by whom the analysis was made to be called as a witness.

(5) In the application of this section to Scotland, subsection (3) shall have effect as if for the references to the Secretary of State there were substituted references to the Lord Advocate.

Inspection  
and  
enforcement.

1954 c. 61.

9.—(1) It shall be the duty of the Pharmaceutical Society of Great Britain (in this section referred to as “the Society”) to take all reasonable steps by means of inspection and otherwise—

(a) to enforce the provisions of subsections (2) and (3) of section 20 of the Pharmacy Act 1954 (offences relating to certificates), and

(b) to secure compliance by pharmacists and persons carrying on a retail pharmacy business with the preceding provisions of this Act and with the Poisons Rules ;

and the Society shall for that purpose appoint such number of inspectors as the Privy Council may direct.

(2) A person shall not be qualified for appointment by the Society as inspector under this section unless he is a pharmacist, and every such appointment shall be subject to the approval of the Privy Council.

(3) A person appointed by the Society as inspector under this section shall hold office subject to such conditions with respect to salary and otherwise as the Council of the Society may with the approval of the Privy Council determine.

(4) An inspector appointed by the Society under this section—

(a) shall, for the purpose of enforcing the provisions of subsections (2) and (3) of section 20 of the Pharmacy Act 1954 and for securing compliance by pharmacists and persons carrying on a retail pharmacy business with the preceding provisions of this Act and with the Poisons Rules, have power at all reasonable times to enter any registered pharmacy, and

(b) shall, for the purpose of securing compliance by other persons with the preceding provisions of this Act and with the Poisons Rules, so far as those provisions and Rules relate to substances included in Part I of the Poisons List, have power to enter any premises in which he has reasonable cause to suspect that a breach of the law has been committed in relation to any such substances,

and in either case shall have power to make such examination and inquiry and to do such other things (including the taking,



on payment, of samples) as may be necessary for ascertaining whether those provisions and Rules are being complied with.

(5) It shall be the duty of every local authority by means of inspection and otherwise to take all reasonable steps—

(a) to secure compliance by persons, not being persons lawfully conducting a retail pharmacy business, with the preceding provisions of this Act and with the Poisons Rules so far as those provisions and Rules relate to substances included in Part II of the Poisons List, and

(b) to secure compliance with those provisions and Rules by persons lawfully conducting a retail pharmacy business, in so far as that business is carried on at premises which are not a registered pharmacy,

and for those purposes to appoint inspectors ; and an inspector appointed by the Society in pursuance of subsection (1) above may, with the consent of the Society, be appointed by a local authority to be also an inspector for the purposes of this subsection.

(6) An inspector appointed by the local authority shall, for the purposes of subsection (5) above, have power at all reasonable times to enter any premises on which any person whose name is entered in a local authority's list carries on business, and any premises on which the inspector has reasonable cause to suspect that a breach of the law has been committed in respect of any substances included in Part II of the Poisons List, and in either case shall have power to make such examination and inquiry and to do such other things (including the taking, on payment, of samples) as may be necessary for the purposes of the inspection.

(7) An inspector appointed by a local authority in England or Wales for the purposes of subsection (5) above shall have power with the consent of the local authority to institute proceedings under this Act before a court of summary jurisdiction in the name of the authority, and to conduct any proceedings so instituted by him notwithstanding that he is not of counsel or a solicitor.

(8) If a person—

(a) wilfully delays or obstructs an inspector in the exercise of any powers under this section, or

(b) refuses to allow any sample to be taken in accordance with the provisions of this section, or

(c) fails without reasonable excuse to give any information which he is duly required under this section to give,

he shall in respect of each offence be liable on summary conviction to a fine not exceeding £5.

(9) Nothing in this section shall authorise any inspector to enter or inspect the premises, not being a shop, of a doctor, a dentist, a veterinary surgeon or a veterinary practitioner.

Orders and rules.

**10.**—(1) Any power to make orders or rules under this Act shall be exercisable by statutory instrument, which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(2) If the Secretary of State—

(a) by order makes amendments or variations in the Poisons List in which the Poisons Board does not concur, or

(b) makes rules under this Act in which the Poisons Board does not concur,

he shall, together with the statutory instrument containing the order or rules, lay before each House of Parliament a statement of his reasons for making the order or rules.

Interpretation.

**11.**—(1) In this Act “non-medicinal poison” means a substance which is included in Part I or Part II of the Poisons List and is neither—

(a) a medicinal product as defined by section 130 of the 1968 c. 67. Medicines Act 1968, nor

(b) a substance in relation to which, by virtue of an order under section 104 or section 105 of that Act for the time being in force (and whether, in the case of an order under section 104 of that Act, it is referred to in the order as a substance or as an article), the provisions of sections 51 to 54 and sections 69 to 77 of that Act (whether subject to exceptions and modifications or not and with or without other provisions of that Act) have effect as they have effect in relation to medicinal products as so defined.

(2) In this Act, unless the context otherwise requires, the following expressions have the following meanings, that is to say—

“the board” means, in relation to a body corporate, the persons controlling that body, by whatever name called ;

1957 c. 28. “dentist” means a person registered in the dentists register kept under the Dentists Act 1957 or a body corporate (or, in Scotland, a firm) entitled to carry on the business of dentistry ;

1956 c. 76. “doctor” means a fully registered person within the meaning of the Medical Act 1956 ;

“local authority” means—

(a) in relation to England and Wales, the council of a county, county borough or London borough or the Common Council of the City of London, and

(b) in relation to Scotland, a county council or town council of a large burgh within the meaning of the Local Government (Scotland) Act 1947 (and 1947 c. 43. all other burghs shall be deemed to be within the county);

“local authority’s list” means a list kept by a local authority under section 5 of this Act;

“person lawfully conducting a retail pharmacy business” shall be construed in accordance with section 69 of the Medicines Act 1968; 1968 c. 67.

“pharmacist” means a person registered in the register of pharmaceutical chemists established in pursuance of the Pharmacy Act 1852 and maintained in pursuance of section 2(1) of the Pharmacy Act 1954; 1852 c. 56. 1954 c. 61.

“Poisons Rules” means rules made by the Secretary of State under section 7 of this Act;

“prescribed” means prescribed by the Poisons Rules;

“registered pharmacy” has the meaning assigned to it by section 74 of the Medicines Act 1968;

“retail pharmacy business” has the meaning assigned to it by section 132(1) of the Medicines Act 1968;

“sale by way of wholesale dealing” means sale to a person who buys for the purpose of selling again;

“veterinary practitioner” means a person registered in the supplementary veterinary register kept under section 8 of the Veterinary Surgeons Act 1966; 1966 c. 36.

“veterinary surgeon” means a person registered in the register of veterinary surgeons kept under section 2 of the Veterinary Surgeons Act 1966.

12.—(1) The enactments specified in Schedule 2 to this Act are hereby repealed to the extent specified in the third column of that Schedule. Repeals and consequential provisions.

(2) In section 24(1) of the Pharmacy Act 1954, for the definition of “the Pharmacy Acts” there shall be substituted the following definition—

“‘the Pharmacy Acts’ means the Act of 1933, the Pharmacy Act 1954, sections 77 and 84(1) of the Medicines

Act 1968 and the Poisons Act 1972, and includes rules made under Part III of the Act of 1933 or under section 7 of the Poisons Act 1972”.

1889 c. 63. (3) Nothing in subsection (2) above or in section 13 of this Act shall be taken to exclude the general application to this Act of section 38 of the Interpretation Act 1889 (which relates to repeals).

Commence-  
ment and  
transitional  
provisions,  
1933 c. 25.

**13.—**(1) This Act shall come into operation immediately after all the amendments of and repeals in the Pharmacy and Poisons Act 1933 made respectively by Schedule 5 and Schedule 6 to the Medicines Act 1968 have been brought into operation by order under section 136 of the said Act of 1968.

1968 c. 67

(2) Nothing in this Act shall affect the power conferred by subsection (4) of section 136 of the Medicines Act 1968 to make transitional provision by an order under that section, and this Act shall have effect subject to any such order so far as may be necessary for preserving its effect.

(3) Subject to subsection (2) above, in so far as any instrument made or other thing done under any enactment repealed by this Act could have been made or done under a corresponding provision in this Act, it shall not be invalidated by the repeal of that enactment but shall have effect as if made or done under that corresponding provision.

(4) Nothing in this Act shall affect the enactments repealed by this Act in their operation in relation to offences committed before the commencement of this Act.

(5) Where an offence has been committed under section 24(1) of the Pharmacy and Poisons Act 1933, proceedings may be taken under section 8 of this Act in respect of the continuance of the offence after the commencement of this Act as if the offence had been committed under the said section 8.

(6) Where any Act or document refers, either expressly or by implication, to an enactment repealed by this Act, the reference shall, so far as may be necessary for preserving its effect, be construed as, or as including, a reference to the corresponding provision of this Act.

Short title  
and extent.

**14.—**(1) This Act may be cited as the Poisons Act 1972.

(2) This Act shall not extend to Northern Ireland.

**SCHEDULES****SCHEDULE 1**

Section 1.

**CONSTITUTION OF POISONS BOARD**

1. The Board shall, subject to paragraph 2 below, consist of sixteen members.
2. The Secretary of State may from time to time if he thinks fit appoint up to three additional members of the Board.
3. The Board shall be composed of the following persons, namely:—
  - One person appointed by the Secretary of State for the Home Department;
  - One person appointed by the Secretary of State for Scotland;
  - Two persons appointed by the Secretary of State for Social Services;
  - One person appointed by the Minister of Agriculture, Fisheries and Food;
  - The person who is for the time being the Government Chemist or in his absence a member of his staff nominated by him;
  - Five persons appointed by the Council of the Pharmaceutical Society of Great Britain, of whom one shall be a person engaged in the manufacture for sale by way of wholesale dealing of pharmaceutical preparations;
  - One person appointed by the Royal College of Physicians of London;
  - One person appointed by the Royal College of Physicians of Edinburgh;
  - One person appointed by the General Medical Council;
  - One person appointed by the Council of the Royal Institute of Chemistry;
  - One person appointed by the British Medical Association;
  - The additional members, if any, appointed by the Secretary of State.
4. Such member of the Board as the Secretary of State may appoint shall be the Chairman.
5. The appointed members of the Board shall hold office for a term of three years.
6. If the place of an appointed member of the Board becomes vacant before the expiration of his term of office, whether by death, resignation or otherwise, the vacancy shall be filled by a person appointed by the body or person by whom the vacating member was appointed, and any person appointed to fill a casual vacancy shall hold office so long only as the member to whose place he was appointed would have held office.
7. Any appointed member ceasing to be a member of the Board shall be eligible for re-appointment.
8. The powers of the Board may be exercised notwithstanding any vacancy among its members.
9. The quorum of the Board shall be eleven.

## Section 12.

**SCHEDULE 2****ENACTMENTS REPEALED**

Chapter	Short Title	Extent of repeal
23 & 24 Geo. 5. c. 25.	The Pharmacy and Poisons Act 1933.	Parts II and III. Schedule 2.
11 & 12 Geo. 6. c. 52.	The Veterinary Surgeons Act 1948.	Section 23(a). In Schedule 2, paragraph 1.
2 & 3 Eliz. 2. c. 61.	The Pharmacy Act 1954.	In Schedule 3, the amendments of sections 25 and 29 of the Pharmacy and Poisons Act 1933.
7 & 8 Eliz. 2. c. 72.	The Mental Health Act 1959.	In Schedule 7, in Part II, the entries relating to the Pharmacy and Poisons Act 1933.
1963 c. 33.	The London Government Act 1963.	Section 62(1)(c).
1968 c. 67.	The Medicines Act 1968.	In Schedule 5, paragraphs 2 to 9.
1971 c. 23.	The Courts Act 1971.	In Schedule 9, the entry relating to the Pharmacy and Poisons Act 1933.



# Companies (Floating Charges and Receivers) (Scotland) Act 1972

## 1972 CHAPTER 67

An Act to re-enact with modifications the law of Scotland in relation to floating charges; to make provision for the appointment and functioning of receivers in respect of incorporated companies which the Court of Session has jurisdiction to wind up; to confer on receivers or managers of the property and undertaking of a company incorporated in England certain powers over the property of that company in Scotland; and for purposes connected therewith. [17th October 1972]

**B** E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### PART I

#### FLOATING CHARGES

1.—(1) It shall be competent under the law of Scotland for an incorporated company (whether a company within the meaning of the Act of 1948 or not), for the purpose of securing any debt or other obligation (including a cautionary obligation) incurred or to be incurred by, or binding upon, the company or any other person, to create in favour of the creditor in the debt or obligation a charge, in this Act referred to as a floating charge, over all or any part of the property (including uncalled capital) which may from time to time be comprised in its property and undertaking. Power of incorporated companies to create floating charges.

## PART I

(2) A floating charge created by a company shall, on the commencement of the winding up of the company, subject to sections 106A and 322 of the Act of 1948 (which relate among other things to the validity of floating charges), attach to the property then comprised in the company's property and undertaking or, as the case may be, in part of that property and undertaking, but subject to the rights of any person who—

- (a) has effectually executed diligence on the property or any part of it ; or
- (b) holds a fixed security over the property or any part of it ranking in priority to the floating charge ; or
- (c) holds over the property or any part of it another floating charge so ranking ;

and, subject as aforesaid, the provisions of the Act of 1948 relating to winding up, except section 327(1)(c) thereof, shall have effect as if the charge were a fixed security over the property to which it has attached in respect of the principal of the debt or obligation to which it relates and any interest due to or to become due thereon :

Provided that nothing in this subsection shall prejudice the operation of section 319(5) of the Act of 1948 (which provides among other things for the payment of certain debts in certain circumstances out of property comprised in or subject to a floating charge).

(3) Nothing in this section shall derogate from the provisions of sections 13(7) and 14(7) of this Act (attachment of floating charge on appointment of receiver).

(4) For the avoidance of doubt, it is hereby declared that, subject to section 322 of the Act of 1948, interest shall, in respect of a floating charge which after the commencement of this Act attaches to the property of the company, accrue until payment of the sum due under the charge is made.

**Creation  
of floating  
charges by  
Scottish  
companies.**

2.—(1) A floating charge may be created, in the case of a company which the Court of Session has jurisdiction to wind up, only by the execution, under the seal of the company, of an instrument or bond or other written acknowledgment of debt or obligation which purports to create such a charge.

(2) Execution in accordance with this section includes execution by an attorney authorised for such purpose by the company by writing under its common seal ; and any such execution on behalf of the company shall bind the company.

References in this Act to the instrument by which a floating charge was created are, in the case of a floating charge created by words in a bond or other written acknowledgment, references to the bond or, as the case may be, the other written acknowledgment.



**3.** For the avoidance of doubt, it is hereby declared that a floating charge shall, subject to the Act of 1948, have effect in accordance with this Act in relation to any heritable property in Scotland to which it relates, notwithstanding that the instrument creating it is not recorded in the Register of Sasines.

**PART I**  
Effect of floating charges in relation to heritable property in Scotland.

**4.—(1)** Sections 222 and 399(5) of the Act of 1948 (which specify the circumstances in which certain companies may be wound up by the court) shall, in relation to a company which the Court of Session has jurisdiction to wind up, have effect as if they included the following circumstances, that is to say, if there is subsisting a floating charge over property comprised in the company's property and undertaking, and the court is satisfied that the security of the creditor entitled to the benefit of the floating charge is in jeopardy.

Extension of power of court to wind up a company.

(2) The security of a creditor shall, for the purposes of subsection (1) of this section, be deemed to be in jeopardy if the court is satisfied that events have occurred or are about to occur which render it unreasonable in the interests of the creditor that the company should retain power to dispose of the property which is subject to the floating charge.

**5.—(1)** Subject to subsection (2) of this section, the instrument creating a floating charge over all or any part of the company's property under section 2 of this Act or any instrument of alteration under section 7 of this Act may contain—

Ranking of floating charges.

- (a) provisions prohibiting or restricting the creation of any fixed security or any other floating charge having priority over, or ranking *pari passu* with, the floating charge; or
- (b) provisions regulating the order in which the floating charge shall rank with any other subsisting or future floating charges or fixed securities over that property or any part of it.

(2) Where all or any part of the property of a company is subject both to a floating charge and to a fixed security arising by operation of law, the fixed security shall have priority over the floating charge.

(3) Where the order of ranking of the floating charge with any other subsisting or future floating charges or fixed securities over all or any part of the company's property is not regulated by provisions contained in the instrument creating the floating charge or in any instrument of alteration, the order of ranking shall be determined in accordance with the following provisions of this section.

**PART I****(4) Subject to the provisions of this section—**

- (a) a fixed security, the right to which has been constituted as a real right before a floating charge has attached to all or any part of the property of the company, shall have priority of ranking over the floating charge ;
- (b) floating charges shall rank with one another according to the time of registration in accordance with Part IIIA of the Act of 1948 ;
- (c) floating charges which have been received by the registrar for registration by the same postal delivery shall rank with one another equally.

(5) Where the holder of a floating charge over all or any part of the company's property which has been registered in accordance with Part IIIA of the Act of 1948 has received intimation in writing of the subsequent registration in accordance with that Part of that Act of another floating charge over the same property or any part thereof, the preference in ranking of the first-mentioned floating charge shall be restricted to security for—

- (a) the holder's present advances ;
- (b) future advances which he may be required to make under the instrument creating the floating charge or under any ancillary document ;
- (c) interest due or to become due on all such advances ;  
and
- (d) any expenses or outlays which may reasonably be incurred by the holder.

(6) This section shall be without prejudice to section 319(5) of the Act of 1948 (preferential payments).

**Registration  
of charges.**

**6.**—For the purpose of securing the registration in Scotland of charges created by companies, the provisions set out in the Schedule to this Act as Part IIIA of the Act of 1948 shall have effect in substitution for Part IIIA of that Act as set out in Schedule 2 to the Companies (Floating Charges) (Scotland) Act 1961.

1961 c. 46.

**Alteration  
of floating  
charges.**

**7.**—(1) The instrument creating a floating charge under section 2 of this Act or any ancillary document may be altered by the execution of an instrument of alteration by the company, the holder of the charge and the holder of any other charge (including a fixed security) which would be adversely affected by the alteration.

(2) Such an instrument of alteration shall be validly executed if it is executed—

- (a) in the case of a company, under its common seal or by an attorney authorised for such purpose by the company by a writing under its common seal ;

**PART I**

- (b) where trustees for debenture-holders are acting under and in accordance with a trust deed, by those trustees ;
- (c) where, in the case of a series of secured debentures, no such trustees are acting, by or on behalf of—
  - (i) a majority in nominal value of those present or represented by proxy and voting at a meeting of debenture-holders at which the holders of at least one-third in nominal value of the outstanding debentures of the series are present or so represented ; or
  - (ii) where no such meeting is held, the holders of at least one-half in nominal value of the outstanding debentures of the series ; or
- (d) in such manner as may be provided for in the instrument creating the floating charge or any ancillary document.

(3) Subject to the modifications contained in subsection (4) of this section, sections 106A(1) and 106G of the Act of 1948 shall apply to an instrument of alteration under this section which—

- (a) prohibits or restricts the creation of any fixed security or any other floating charge having priority over, or ranking *pari passu* with, the floating charge ; or
- (b) varies, or otherwise regulates the order of, the ranking of the floating charge in relation to fixed securities or to other floating charges ; or
- (c) releases property from the floating charge ; or
- (d) increases the amount secured by the floating charge.

(4) Sections 106A(1) and 106G of the Act of 1948 shall apply to an instrument of alteration falling under subsection (3) of this section as if references in the said sections to a charge were references to an alteration to a floating charge, and as if, in the said section 106A(1)—

- (a) references to the creation of a charge were references to the execution of such alteration ; and
- (b) for the words from the beginning to the word “ applies ” there were substituted the words “ Every alteration to a floating charge created by a company ”.

(5) Any reference (however expressed) in any enactment, including this Act, to a floating charge shall, for the purposes of this section and unless the context otherwise requires, be construed as including a reference to the floating charge as altered by an instrument of alteration falling under subsection (3) of this section.

**PART I**  
Floating  
charge not a  
fraudulent  
preference.

**8.** Section 322 of the Act of 1948 (effect of floating charge) shall be amended by inserting a new subsection as follows:—

“ (3) Where a company is being wound up in Scotland, a floating charge over all or any part of its property shall not be held to be an alienation or preference voidable by statute (other than by the provisions of this Act) or at common law on the ground of insolvency or notour bankruptcy.”

Amendment  
of Act of  
1948.

**9.** In section 455(1) of the Act of 1948, in the definition of “floating charge”, for the words “the Companies (Floating Charges) (Scotland) Act 1961” there shall be substituted the words “section 31(1) of the Companies (Floating Charges and Receivers) (Scotland) Act 1972”.

Amendment  
of Industrial  
and  
Provident  
Societies  
Act 1967.  
1967 c. 48.  
1961 c. 46.

**10.** The Industrial and Provident Societies Act 1967 shall be amended as follows:—

(i) for any reference to the Companies (Floating Charges) (Scotland) Act 1961 there shall be substituted a reference to Part I of the Companies (Floating Charges and Receivers) (Scotland) Act 1972 and for any reference to the Act of 1961 there shall be substituted a reference to Part I of the Act of 1972 ;

(ii) in section 3(1), for the words from “any reference” to the end of the subsection there shall be substituted the words “that Part of that Act shall, so far as applicable, apply as if—

(a) references therein to a company or an incorporated company were references to a registered society ;

(b) references therein to the registrar and the registrar of companies were references to the registrar under this Act ; and

(c) references therein, however expressed, to registration of a floating charge, or registration in accordance with Part IIIA of the Act of 1948, or delivery to or receipt by the registrar of particulars for registration, were references to the delivery to the registrar of any document required by section 4(1) of this Act to be so delivered.” ;

(iii) in section 3(3), for the words “5(3) of the Act of 1961” there shall be substituted the words “5(4)(b) of the Act of 1972”.

(iv) in section 4(1) and (2)(a), for the word “fourteen” there shall be substituted the word “21” ; and

(v) in the Schedule—

PART I

- (a) paragraph 5 shall be omitted ;
- (b) in paragraph 6, for the words “ Schedule 2 ” there shall be substituted the words “ the Schedule ” ;
- (c) after paragraph 6 there shall be inserted the following paragraph :—
  - “ 6A. In section 7, subsections (3) and (4) and the words ‘ subsection (3) of ’ in subsection (5) shall be omitted ” ;
- (d) paragraph 7 shall be omitted ; and
- (e) in paragraph 8, for the words “ Act of 1961 ” there shall be substituted the words “ Companies (Floating Charges and Receivers) (Scotland) Act 1972 ”.

## PART II

### RECEIVERS

11.—(1) It shall be competent under the law of Scotland for <sup>Power</sup> the holder of a floating charge (including a floating charge sub- <sup>to appoint</sup> sisting as such at the commencement of this Act) over all or any <sup>receiver.</sup> part of the property (including uncalled capital), which may from time to time be comprised in the property and undertaking of an incorporated company (whether a company within the meaning of the Act of 1948 or not) which the Court of Session has jurisdiction to wind up, to appoint a receiver of such part of the property of the company as is subject to the charge.

(2) It shall be competent under the law of Scotland for the court, on the application of the holder of such a floating charge as is referred to in subsection (1) of this section, to appoint a receiver of such part of the property of the company as is subject to the charge.

(3) There shall be disqualified from being appointed as receiver—

- (a) a body corporate ;
- (b) an undischarged bankrupt ; and
- (c) a firm according to the law of Scotland.

(4) A body corporate or a firm according to the law of Scotland which acts as a receiver shall be liable to a fine of £100 ; and an undischarged bankrupt who so acts shall be liable on conviction on indictment to imprisonment for a term not exceeding two years, or on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £500 or to both.

(5) In this section, “ receiver ” includes joint receivers.

B

PART II  
1961 c. 46.

(6) In section 318 of the Act of 1948, as read with section 7(a) of the Companies (Floating Charges) (Scotland) Act 1961, the proviso is hereby repealed.

Circumstances  
justifying  
appointment.

**12.—(1)** A receiver may be appointed by the holder of the floating charge under section 11(1) of this Act on the occurrence of any event which, by the provisions of the instrument creating the charge, entitles the holder of the charge to make that appointment and, in so far as not otherwise provided for therein, on the occurrence of any of the following events, namely—

- (a) the expiry of a period of 21 days after the making of a demand for payment of the whole or any part of the principal sum secured by the charge, without payment having been made ;
- (b) the expiry of a period of two months during the whole of which interest due and payable under the charge has been in arrears ;
- (c) the making of an order or the passing of a resolution to wind up the company ;
- (d) the appointment of a receiver by virtue of any other floating charge created by the company.

(2) A receiver may be appointed by the court under section 11(2) of this Act on the occurrence of any event which, by the provisions of the instrument creating the floating charge, entitles the holder of the charge to make that appointment and, in so far as not otherwise provided for therein, on the occurrence of any of the following events, namely—

- (a) where the court, on the application of the holder of the charge, pronounces itself satisfied that the position of the holder of the charge is likely to be prejudiced if no such appointment is made ;
- (b) any of the events referred to in paragraphs (a) to (c) of subsection (1) of this section.

Mode of  
appointment  
by holder of  
charge.

**13.—(1)** The appointment of a receiver by the holder of the floating charge under section 11(1) of this Act shall be by means of a validly executed instrument in writing (hereafter in this Part of this Act referred to as the “ instrument of appointment ”), a copy (certified in the prescribed manner to be a correct copy) whereof shall be delivered by or on behalf of the person making the appointment to the registrar of companies for registration within 7 days of its execution and shall be accompanied by a notice in the prescribed form.

(2) If any person without reasonable excuse makes default in complying with the requirements of the foregoing subsection

he shall be liable to a fine of £5 for every day during which the default continues. PART II

(3) The instrument of appointment shall be validly executed—

- (a) by a company, if it is executed in accordance with the provisions of section 32 of the Act of 1948 as if it were a contract ; and
- (b) by any other person, if it is executed in the manner required or permitted by the law of Scotland in the case of an attested deed.

(4) The instrument of appointment may be executed on behalf of the holder of the floating charge by virtue of which the receiver is to be appointed—

- (a) by any person duly authorised in writing by the holder to execute the instrument ; and
- (b) in the case of an appointment of a receiver by the holders of a series of secured debentures, by any person authorised by resolution of the debenture-holders to execute the instrument.

(5) On receipt of the certified copy of the instrument of appointment in accordance with subsection (1) of this section, the registrar shall, on payment of the prescribed fee, enter the particulars of the appointment in the register of charges.

(6) The receiver shall be regarded as having been appointed on the date of the execution of the instrument of his appointment.

(7) On the appointment of a receiver under this section, the floating charge by virtue of which he was appointed shall, subject to sections 106A and 322 of the Act of 1948, attach to the property then subject to the charge ; and such attachment shall have effect as if the charge were a fixed security over the property to which it has attached.

**14.—**(1) Application for the appointment of a receiver by the court under section 11(2) of this Act shall be by petition to the court, which shall be served on the company. Mode of appointment by court.

(2) On such application, the court shall, if it thinks fit, issue an interlocutor making the appointment of the receiver on such terms as to caution as the court may think fit.

(3) A copy (certified by the clerk of the court to be a correct copy) of the court's interlocutor making the appointment shall be delivered by or on behalf of the petitioner to the registrar of companies for registration, accompanied by a notice in the prescribed form within 7 days of the date of the interlocutor or such longer period as the court may allow.

**PART II**

(4) If any person without reasonable excuse makes default in complying with the requirements of the last foregoing subsection he shall be liable to a fine of £5 for every day during which the default continues.

(5) On receipt of the certified copy interlocutor in accordance with subsection (3) of this section, and on receipt of a certificate by the appropriate officer of the court that caution as ordered by the court has been found, the registrar shall, on payment of the prescribed fee, enter the particulars of the appointment in the register of charges.

(6) The receiver shall be regarded as having been appointed on the date of his being appointed by the court.

(7) On the appointment of a receiver under this section, the floating charge by virtue of which he was appointed shall attach to the property then subject to the charge; and such attachment shall have effect as if the charge were a fixed security over the property to which it has attached.

(8) In making rules of court for the purposes of this section, the Court of Session shall have regard to the need for special provision for cases which appear to the court to require to be dealt with as a matter of urgency.

**Powers of receiver.**

**15.**—(1) Subject to subsection (2) of this section, a receiver shall have, in relation to such part of the property of the company as is attached by the floating charge by virtue of which he was appointed, the powers, if any, given to him by the instrument creating that charge and, in addition, he shall have under this Act the following powers as respects that property, in so far as these are not inconsistent with any provision contained in that instrument, namely—

- (a) power to take possession of, collect and get in the property from the company or a liquidator thereof or any other person, and for that purpose to take such proceedings as may seem to him expedient;
- (b) power to sell, feu, hire out or otherwise dispose of the property by public roup or private bargain and with or without advertisement;
- (c) power to borrow money and grant security therefor over the property;
- (d) power to appoint a solicitor or accountant or other professionally qualified person to assist him in the performance of his functions;
- (e) power to apply to the court for directions in connection with the performance of his functions;



- (f) power to bring or defend any action or other legal proceedings in the name and on behalf of the company ;
  - (g) power to refer to arbitration all questions affecting the company ;
  - (h) power to effect and maintain insurances in respect of the business and property of the company ;
  - (i) power to use the company's seal ;
  - (j) power to do all acts and to execute in the name and on behalf of the company any deed, receipt or other document ;
  - (k) power to draw, accept, make and endorse any bill of exchange or promissory note in the name and on behalf of the company ;
  - (l) power to appoint any agent to do any business which he is unable to do himself or which can more conveniently be done by an agent and power to employ and discharge servants ;
  - (m) power to have carried out to the best advantage any work on the property of the company and in general to do all such other things as may be necessary for the realisation of the property ;
  - (n) power to make any payment which is necessary or incidental to the performance of his functions ;
  - (o) power to carry on the business of the company so far as he thinks it desirable to do so ;
  - (p) power to grant any lease of the property, and to input and output tenants, and to take on lease any property required or convenient for the business of the company ;
  - (q) power to rank and claim in the bankruptcy, insolvency, sequestration or liquidation of any person or company indebted to the company and to receive dividends, and to accede to trust deeds for creditors of any such person ;
  - (r) power to present or defend a petition for the winding up of the company ; and
  - (s) power to do all other things incidental to the exercise of the powers mentioned in this subsection.
- (2) The foregoing provisions of this section shall apply—
- (a) subject to the rights of any person who has effectually executed diligence on all or any part of the property of the company prior to the appointment of the receiver ; and

## PART II

(b) subject to the rights of any person who holds over all or any part of the property of the company a fixed security or floating charge having priority over, or ranking *pari passu* with, the floating charge by virtue of which the receiver was appointed.

(3) A person transacting with a receiver shall not be concerned to inquire whether any event has happened to authorise the receiver to act.

(4) A receiver or manager of the property and undertaking of a company incorporated in England which has or acquires property in Scotland shall have, in relation to such part of that property as is attached by the floating charge by virtue of which he was appointed, the same powers as he has in relation to that part of the property attached by the floating charge which is situated in England, so far as those powers are not inconsistent with the law of Scotland.

Precedence  
among  
receivers.

**16.—**(1) Where there are two or more floating charges subsisting over all or any part of the property of the company, a receiver may be appointed under this Act by virtue of each such charge, but a receiver appointed by, or on the application of, the holder of a floating charge having priority of ranking over any other floating charge by virtue of which a receiver has been appointed shall have the powers given to a receiver by section 15 of this Act to the exclusion of any other receiver.

(2) Where two or more floating charges rank with one another equally, and two or more receivers have been appointed by virtue of such charges, the receivers so appointed shall be deemed to have been appointed as joint receivers.

(3) Receivers appointed, or deemed to have been appointed, as joint receivers shall act jointly unless the instrument of appointment or respective instruments of appointment otherwise provide.

(4) Subject to subsection (5) of this section, the powers of a receiver appointed by, or on the application of, the holder of a floating charge shall be suspended by, and as from the date of, the appointment of a receiver by, or on the application of, the holder of a floating charge having priority of ranking over that charge to such extent as may be necessary to enable the receiver second mentioned to exercise his powers under section 15 of this Act; and any powers so suspended shall take effect again when the floating charge having priority of ranking ceases to attach to the property then subject to the charge, whether such cessation is by virtue of section 22(6) of this Act or otherwise.

(5) The suspension of the powers of a receiver under subsection (4) of this section shall not have the effect of requiring him to release any part of the property (including any letters or documents) of the company from his control until he receives from the receiver superseding him a valid indemnity (subject to the limit of the value of such part of the property of the company as is subject to the charge by virtue of which he was appointed) in respect of any expenses, charges and liabilities he may have incurred in the performance of his functions as receiver.

(6) The suspension of the powers of a receiver under subsection (4) of this section shall not cause the floating charge by virtue of which he was appointed to cease to attach to the property to which it attached by virtue of section 13(7) or 14(7) of this Act.

(7) Nothing in this section shall prevent the same receiver being appointed by virtue of two or more floating charges.

17.—(1) A receiver shall be deemed to be the agent of the company in relation to such property of the company as is attached by the floating charge by virtue of which he was appointed. Agency and liability of receiver for contracts.

(2) Subject to subsection (1) of this section, a receiver (including a receiver whose powers are subsequently suspended under section 16 of this Act) shall be personally liable on any contract entered into by him in the performance of his functions, except in so far as the contract otherwise provides.

(3) A receiver who is personally liable by virtue of subsection (2) of this section shall be entitled to be indemnified out of the property in respect of which he was appointed.

(4) Any contract entered into by or on behalf of the company prior to the appointment of a receiver shall, subject to the terms of the contract, continue in force notwithstanding that appointment, but the receiver shall not by virtue only of his appointment incur any personal liability on any such contract.

(5) Any contract entered into by a receiver in the performance of his functions shall, subject to the terms of the contract, continue in force although the powers of the receiver are subsequently suspended under section 16 of this Act.

18.—(1) The remuneration to be paid to a receiver shall be determined by agreement between the receiver and the holder of the floating charge by virtue of which he was appointed. Remuneration of receiver.

**PART II**

(2) Where the remuneration to be paid to the receiver has not been determined under subsection (1) of this section, or where it has been so determined but is disputed by any of the persons mentioned in paragraphs (a) to (d) of this subsection, it may be fixed instead by the Auditor of the Court of Session on application made to him by—

- (a) the receiver ;
- (b) the holder of any floating charge or fixed security over all or any part of the property of the company ;
- (c) the company ; or
- (d) the liquidator of the company.

(3) Such application to the Auditor of the Court of Session as is mentioned in subsection (2) of this section shall be made in writing not later than one month after the sending of the abstract of receipts and payments of the receiver mentioned in section 25 of this Act which discloses the remuneration, if any, payable to the receiver.

(4) Where the receiver has been paid or has retained for his remuneration for any period before the remuneration has been fixed by the Auditor of the Court of Session under subsection (2) of this section any amount in excess of the remuneration so fixed for that period, the receiver or his personal representatives shall account for the excess.

Payment of certain debts out of assets subject to floating charge in priority to claims under the charge.

**19.**—(1) Where a receiver is appointed and the company is not at the time of the appointment in course of being wound up, the debts which fall under subsection (2) of this section shall be paid out of any assets coming to the hands of the receiver in priority to any claim for principal or interest by the holder of the floating charge by virtue of which the receiver was appointed.

(2) Debts falling under this subsection are debts which satisfy the conditions of this subsection, that is to say, they are debts—

- (a) which in every winding up are, under the provisions of Part V of the Act of 1948 relating to preferential payments, to be paid in priority to all other debts ; and
- (b) which, by the end of a period of six months after advertisement by the receiver for claims in the Edinburgh Gazette and in a newspaper circulating in the district where the company carries on business, either—
  - (i) have been intimated to him ; or
  - (ii) have become known to him.

**PART II**

(3) In the application of the said provisions of Part V of the Act of 1948, section 319 of the Act of 1948 shall be construed as if the provision for payment of accrued holiday remuneration becoming payable on the termination of employment before or by the effect of the winding up order or resolution were a provision for payment of such remuneration becoming payable on the termination of employment before or by the effect of the appointment of the receiver.

(4) The periods of time mentioned in the said provisions of Part V of the Act of 1948 shall be reckoned from the date of the appointment of the receiver under section 13(6) or 14(6) of this Act.

(5) Any payments made under this section shall be recouped as far as may be out of the assets of the company available for payment of ordinary creditors.

**20.—(1)** Subject to section 21 of this Act and to the rights of any of the following categories of persons, namely— Distribution of monies.

- (a) the holder of any fixed security which is over property subject to the floating charge and which ranks prior to, or *pari passu* with, the floating charge ;
- (b) all persons who have effectually executed diligence on any part of the property of the company which is subject to the charge by virtue of which the receiver was appointed ;
- (c) creditors in respect of all liabilities, charges and expenses incurred by or on behalf of the receiver ;
- (d) the receiver in respect of his liabilities, expenses and remuneration ; and
- (e) the preferential creditors entitled to payment under section 19 of this Act,

the receiver shall pay monies received by him to the holder of the floating charge by virtue of which the receiver was appointed in or towards satisfaction of the debt secured by the floating charge.

(2) Any balance of monies remaining after the provisions of subsection (1) of this section and section 21 of this Act have been satisfied shall be paid in accordance with their respective rights and interests to the following persons, as the case may require, namely—

- (a) any other receiver ;
- (b) the holder of a fixed security which is over property subject to the floating charge ;
- (c) the company or its liquidator, as the case may be.

## PART II

(3) Where any question arises as to the person entitled to a payment under the foregoing provisions of this section, or where a receipt or a discharge of a security cannot be obtained in respect of any such payment, the receiver shall consign the amount of such payment in any joint stock bank of issue in Scotland in name of the Accountant of Court for behoof of the person or persons entitled thereto.

Disposal of  
interest in  
property.

21.—(1) Where the receiver sells or disposes, or is desirous of selling or disposing, of any property or interest in property of the company which is subject to the floating charge by virtue of which the receiver was appointed and which is—

- (a) subject to any security or interest of, or burden or encumbrance in favour of, a creditor the ranking of which is prior to, *pari passu* with, or postponed to the floating charge; or
- (b) property or an interest in property affected or attached by effectual diligence executed by any person;

and the receiver is unable to obtain the consent of such creditor or, as the case may be, such person to such a sale or disposal, the receiver may apply to the court for authority to sell or dispose of the property or interest in property free of such security, interest, burden, encumbrance or diligence.

(2) On such application to the court as is mentioned in subsection (1) of this section, the court may, if it thinks fit, authorise the sale or disposal of the property or interest in question free of such security, interest, burden, encumbrance or diligence, and such authorisation may be on such terms or conditions as the court thinks fit:

Provided that such authorisation shall not be given where a fixed security over the property or interest in question which ranks prior to the floating charge has not been met or provided for in full.

(3) Where any sale or disposal is effected in accordance with the authorisation of the court under subsection (2) of this section, the receiver shall grant to the purchaser or disponee an appropriate document of transfer or conveyance of the property or interest in question, and that document shall have the effect, or, where recording, intimation or registration of that document is a legal requirement for completion of title to the property or interest, then that recording, intimation or registration, as the case may be, shall have the effect, of—

- (a) disencumbering the property or interest of the security, interest, burden or encumbrance affecting it; and
- (b) freeing the property or interest from the diligence executed upon it.

(4) Nothing in this section shall prejudice the right of any creditor of the company to rank for his debt in the winding up of the company.

**22.**—(1) A receiver appointed by the holder of a floating charge under section 11(1) of this Act may resign on giving one month's notice thereof to— Cessation of appointment of receiver.

- (a) the holders of floating charges over all or any part of the property of the company ;
- (b) the company or its liquidator ; and
- (c) the holders of any fixed security over property of the company which is subject to the floating charge by virtue of which the receiver was appointed.

(2) A receiver appointed by the court under section 11(2) of this Act may resign only with the authority of the court and on such terms and conditions, if any, as may be laid down by the court.

(3) Subject to subsection (4) of this section, a receiver may, on application to the court by the holder of the floating charge by virtue of which he was appointed, be removed by the court on cause shown.

(4) Where a receiver ceases to act as such, he shall, in respect of any expenses, charges or other liabilities he may have incurred in the performance of his functions as receiver, be entitled to be indemnified out of the property which is subject to the floating charge by virtue of which he was appointed.

(5) When a receiver ceases to act as such otherwise than by death he shall, and, when a receiver is removed by the court, the holder of the floating charge by virtue of which he was appointed shall, within 7 days of the cessation or removal, as the case may be, give the registrar of companies notice to that effect, and the registrar shall enter the notice in the register of charges.

If the receiver or the holder of the floating charge, as the case may require, makes default in complying with the requirements of this subsection, he shall be liable to a fine of £5 for every day during which the default continues.

(6) If by the expiry of a period of one month following upon the removal of the receiver or his ceasing to act as such no other receiver has been appointed, the floating charge by virtue of which the receiver was appointed—

- (a) shall thereupon cease to attach to the property then subject to the charge ; and
- (b) shall again subsist as a floating charge.

**PART II**  
**Powers of**  
**court.**

**23.—(1)** A holder of a floating charge by virtue of which a receiver was appointed may apply to the court for directions in any matter arising in connection with the performance by the receiver of his functions.

(2) Where a floating charge by virtue of which a person is purported to have been appointed receiver is discovered to be invalid, the court may, if it thinks fit, in whole or in part relieve that person from personal liability in respect of anything done or omitted to be done which, had he been validly appointed, would have been properly done or omitted; and the court may, if it thinks fit, make the person by whom the invalid appointment was made personally liable in respect of anything done or omitted to be done to the extent to which the person purported to have been appointed receiver has been relieved of personal liability.

**Notification**  
**that receiver**  
**appointed.**

**24.—(1)** Where a receiver has been appointed, every invoice, order for goods or business letter issued by or on behalf of the company or the receiver or the liquidator of the company, being a document on or in which the name of the company appears, shall contain a statement that a receiver has been appointed.

(2) If default is made in complying with the requirements of this section, the company and any of the following persons who knowingly and wilfully authorises or permits the default, namely, any officer of the company, any liquidator of the company and any receiver, shall be liable to a fine of £20.

**Provisions**  
**as to**  
**information**  
**where receiver**  
**appointed.**

**25.—(1)** Where a receiver is appointed then, subject to the provisions of this section and section 26 of this Act—

- (a) he shall forthwith send notice to the company of his appointment; and
- (b) there shall, within 14 days after receipt of the notice, or such longer period as may be allowed by the court or in writing by the receiver, be made out and submitted to the receiver in accordance with section 26 of this Act a statement in the prescribed form as to the affairs of the company; and
- (c) the receiver shall, within two months after receipt of the said statement, send—
  - (i) to the registrar of companies and to the court, a copy of the statement and of any comments he sees fit to make thereon and, in the case of the registrar of companies, also a summary of the statement and of his comments (if any) thereon; and



(ii) to the company, a copy of any such comments as aforesaid or, if he does not see fit to make any comment, a notice to that effect; and

(iii) to the holder of the floating charge by virtue of which he was appointed, to any trustees for the debenture-holders on whose behalf he was appointed and, so far as he is aware of their addresses, to all such debenture-holders, a copy of the said summary.

(2) The receiver shall, within two months, or such longer period as the court may allow, after the expiration of the period of twelve months from the date of his appointment and of every subsequent period of twelve months, and within two months, or such longer period as the court may allow, after he ceases to act as receiver, send to—

- (a) the registrar of companies;
- (b) the company;
- (c) the holder of the floating charge by virtue of which he was appointed;
- (d) any trustees for the debenture-holders of the company on whose behalf he was appointed;
- (e) all such debenture-holders (so far as he is aware of their addresses); and
- (f) the holders of all other floating charges or fixed securities over property of the company,

an abstract in the prescribed form showing his receipts and payments during that period of twelve months or, where he ceases to act as aforesaid, during the period from the end of the period to which the last preceding abstract related up to the date of his so ceasing, and the aggregate amounts of his receipts and of his payments during all preceding periods since his appointment.

(3) Where the receiver is appointed by the holder of the floating charge under section 11(1) of this Act, this section shall have effect—

- (a) with the omission of the references to the court in subsection (1); and
  - (b) with the substitution for the references to the court in subsection (2) of references to the Secretary of State;
- and, in any other case, references to the court shall be taken as referring to the court by which the receiver was appointed.

(4) Subsection (1) of this section shall not apply in relation to the appointment of a receiver to act with an existing receiver or in place of a receiver dying or ceasing to act, except that, where that subsection applies to a receiver who dies or ceases to act

## PART II

before it has been fully complied with, the references in paragraphs (b) and (c) thereof to the receiver shall (subject to subsection (5) of this section) include references to his successor and to any continuing receiver.

Nothing in this subsection shall be taken as limiting the meaning of the expression "the receiver" where used in, or in relation to, subsection (2) of this section.

(5) Where the company is being wound up, this section and section 26 of this Act shall apply notwithstanding that the receiver and the liquidator are the same person, but with any necessary modifications arising from that fact.

(6) Nothing in subsection (2) of this section shall be taken to prejudice the duty of the receiver to render proper accounts of his receipts and payments to the persons to whom, and at the times at which, he may be required to do so apart from that subsection.

(7) If the receiver makes default in complying with the requirements of this section, he shall be liable to a fine of £5 for every day during which the default continues.

Special provisions as to statement submitted to receiver.

**26.—(1)** The statement as to the affairs of a company required by section 25 of this Act to be submitted to the receiver (or his successor) shall show as at the date of the receiver's appointment the particulars of the company's assets, debts and liabilities, the names, residences and occupations of its creditors, the securities held by them respectively, the dates when the securities were respectively given and such further or other information as may be prescribed.

(2) The said statement shall be submitted by, and be verified by the statutory declaration of, one or more of the persons who are at the date of the receiver's appointment the directors, and by the person who is at that date the secretary, of the company, or by such of the persons hereafter mentioned in this subsection as the receiver (or his successor), subject to the direction of the court, may require to submit and verify the statement, that is to say, persons—

- (a) who are or have been officers of the company ;
- (b) who have taken part in the formation of the company at any time within one year before the date of the receiver's appointment ;
- (c) who are in the employment of the company, or have been in the employment of the company within the said year, and are, in the opinion of the receiver, capable of giving the information required ;

(d) who are, or have been within the said year, officers of, or in the employment of, a company which is, or within the said year was, an officer of the company to which the statement relates.

(3) Any person making the statement and statutory declaration shall be allowed, and shall be paid by the receiver (or his successor) out of his receipts, such costs and expenses incurred in the preparation and making of the statement and statutory declaration as the receiver (or his successor) may consider reasonable, subject to an appeal to the court.

(4) Where the receiver is appointed by the holder of the floating charge under section 11(1) of this Act, this section shall have effect with the substitution for the references to the court in subsections (2) and (3) of references to the Secretary of State; and in any other case references to the court shall be taken as referring to the court by which the receiver was appointed.

(5) If any person without reasonable excuse makes default in complying with the requirements of this section, he shall be liable to a fine of £10 for every day during which the default continues.

(6) References in this section to the receiver's successor shall include a continuing receiver.

**27.—(1) If any receiver—**

(a) having made default in filing, delivering or making any return, account or other document, or in giving any notice, which a receiver is by law required to file, deliver, make or give, fails to make good the default within 14 days after the service on him of a notice requiring him to do so; or

(b) has, after being required at any time by the liquidator of the company so to do, failed to render proper accounts of his receipts and payments and to vouch the same and to pay over to the liquidator the amount properly payable to him,

Enforcement  
of duty of  
receiver to  
make returns,  
etc.

the court may, on an application made for the purpose, make an order directing the receiver to make good the default within such time as may be specified in the order.

(2) In the case of any such default as is mentioned in paragraph (a) of subsection (1) of this section, an application for the purposes of this section may be made by any member or creditor of the company or by the registrar of companies, and, in the case of any such default as is mentioned in paragraph (b) of that subsection, the application shall be made by the liquidator, and, in either case, the order may provide that all expenses of and incidental to the application shall be borne by the receiver.

**PART II**

(3) Nothing in this section shall be taken to prejudice the operation of any enactments imposing penalties on receivers in respect of any such default as is mentioned in subsection (1) of this section.

**Interpretation  
of Part II.**

**28.**—(1) In this Part of this Act, unless the context otherwise requires, the following expressions shall have the following meanings respectively assigned to them, that is to say—

“company” means an incorporated company (whether a company within the meaning of the Act of 1948 or not) which the Court of Session has jurisdiction to wind up;

“secured debenture” means a bond, debenture, debenture stock or other security which, either itself or by reference to any other instrument, creates a floating charge over all or any part of the property of the company, but does not include a security which creates no charge other than a fixed security;

“series of secured debentures” means two or more secured debentures created as a series by the company in such a manner that the holders thereof are entitled *pari passu* to the benefit of the floating charge.

(2) Where a floating charge, secured debenture or series of secured debentures has been created by the company, then, except where the context otherwise requires, any reference in this Part of this Act to the holder of the floating charge shall—

(a) where the floating charge, secured debenture or series of secured debentures provides for a receiver to be appointed by any person or body, be construed as a reference to that person or body;

(b) where, in the case of a series of secured debentures, no such provision has been made therein but—

(i) there are trustees acting for the debenture-holders under and in accordance with a trust deed, be construed as a reference to those trustees; and

(ii) where no such trustees are acting, be construed as a reference to—

(aa) a majority in nominal value of those present or represented by proxy and voting at a meeting of debenture-holders at which the holders of at least one-third in nominal value of the outstanding debentures of the series are present or so represented; or

(bb) where no such meeting is held, the holders of at least one-half in nominal value of the outstanding debentures of the series.

PART II

(3) Any reference in this Part of this Act to a floating charge, secured debenture, series of secured debentures or instrument creating a charge shall, except where the context otherwise requires, include a reference to that floating charge, debenture, series of debentures or instrument as varied by any instrument.

(4) Any default in respect of any of the provisions of this Part of this Act, which is punishable by fine alone, shall be prosecuted summarily, and the provisions of section 49 of the Companies Act 1967 shall apply in relation to the proceedings as they apply to proceedings for offences punishable by fine alone under Part I of that Act and under the Act of 1948, and any such fine shall be a maximum fine. 1967 c. 81.

### PART III

#### MISCELLANEOUS PROVISIONS

**29.**—(1) The notice referred to in section 22(5) of this Act and the notice referred to in section 25(1)(a) of this Act and the statutory declaration referred to in section 26(2) of this Act shall be in such form as may be prescribed. Prescription of forms etc. and regulations.

(2) The powers to make regulations conferred by this Act on the Secretary of State shall be exercisable by statutory instrument, and any statutory instrument which exercises any power to prescribe a fee conferred by Part II of this Act shall be subject to annulment in pursuance of a resolution of either House of Parliament.

**30.**—(1) The Companies (Floating Charges) (Scotland) Act 1961, except section 7 thereof so far as relating to heads (b), (c) and (d) of that section, is hereby repealed, but nothing in this subsection shall affect the validity of anything done under that Act prior to the commencement of this Act. Repeal and transitional provisions. 1961 c. 46.

(2) Any floating charge which—

(a) purports to subsist as a floating charge at the commencement of this Act; and

(b) if it had been created after the commencement of this Act, would have been validly created,

shall, as from the commencement of this Act, be deemed to have subsisted as a valid floating charge under this Act as from the date of its creation.

(3) Any provision which—

(a) is contained in an instrument creating a floating charge or in any ancillary document executed prior to, and still subsisting at, the commencement of this Act;

(b) relates to the ranking of charges; and

## PART III

(c) if it had been made after the commencement of this Act, would have been a valid provision, shall, as from the commencement of this Act, be deemed to have been a valid provision as from the date of its making.

Interpretation. **31.**—(1) In this Act, unless the context otherwise requires, the following expressions shall have the following meanings respectively assigned to them, that is to say—

1948 c. 38.

“ Act of 1948 ” means the Companies Act 1948 ;

“ ancillary document ” means—

(a) a document which relates to the floating charge and which was executed by the debtor or creditor in the charge before the registration of the charge in accordance with Part IIIA of the Act of 1948 ; or

(b) an instrument of alteration such as is mentioned in section 7 of this Act ;

“ company ”, other than in Part II of this Act, means an incorporated company (whether a company within the meaning of the Act of 1948 or not) ;

“ the court ”, used in relation to a company, means the court having jurisdiction to wind up the company ;

“ fixed security ”, in relation to any property of a company, means any security, other than a floating charge or a charge having the nature of a floating charge, which on the winding up of the company in Scotland would be treated as an effective security over that property, and (without prejudice to that generality) includes a security over that property, being a heritable security within the meaning of section 9(8) of the Conveyancing and Feudal Reform (Scotland) Act 1970 ;

1970 c. 35.

“ floating charge ” has the meaning assigned to it by section 1 of this Act ;

“ instrument of appointment ” has the meaning assigned to it by section 13(1) of this Act ;

“ prescribed ” means prescribed by regulations made under this Act by the Secretary of State ;

“ receiver ” means a receiver of such part of the property of the company as is subject to the floating charge by virtue of which he has been appointed under section 11 of this Act ;

“ register of charges ” means the register kept by the registrar of companies for the purposes of Part IIIA of the Act of 1948 ;

“Register of Sasines” means the appropriate division of the General Register of Sasines ; PART III

“registrar of companies” means the registrar or other officer performing under the Act of 1948 the duty of registration of companies in Scotland.

(2) Any reference in this Act to any enactment shall be construed as a reference to that enactment as amended by or under any other enactment, including this Act.

(3) Except where the context otherwise requires, expressions used in this Act shall have the meanings assigned to those expressions in the Act of 1948.

(4) Any reference in any enactment other than this Act to any provision in the Companies (Floating Charges) (Scotland) Act 1961 shall be construed as a reference to the corresponding provision in this Act. 1961 c. 46.

(5) Part VI of the Act of 1948 (Receivers and Managers) shall not apply to receivers under this Act.

**32.—(1)** This Act may be cited as the Companies (Floating Charges and Receivers) (Scotland) Act 1972. Citation,  
extent and  
commence-  
ment.

(2) This Act shall extend to Scotland only.

(3) This Act shall come into operation at the expiration of a period of one month beginning with the date on which it is passed.

## THE SCHEDULE

## Section 6

## PART IIIA OF THE ACT OF 1948

## REGISTRATION OF CHARGES (SCOTLAND)

*Registration of charges with registrar of companies*

Registration  
of charges  
created by  
companies.

106A.—(1) Subject to the provisions of this Part of this Act, every charge created by a company, being a charge to which this section applies, shall, so far as any security on the company's property or any part thereof is conferred thereby, be void against the liquidator and any creditor of the company unless the prescribed particulars of the charge, together with a copy (certified in the prescribed manner to be a correct copy) of the instrument, if any, by which the charge is created or evidenced, are delivered to or received by the registrar of companies for registration in the manner required by this Act within 21 days after the date of its creation, but without prejudice to any contract or obligation for repayment of the money thereby secured; and when a charge becomes void under this section the money secured thereby shall immediately become payable.

(2) This section applies to the following charges—

- (a) a charge on land wherever situated, or any interest therein, not including a charge for any rent, ground annual or other periodical sum payable in respect of the land, but including a charge created by a heritable security within the meaning of section 9(8) of the Conveyancing and Feudal Reform (Scotland) Act 1970;
- (b) a security over the uncalled share capital of the company;
- (c) a security over incorporeal moveable property of any of the following categories, that is to say:
  - (i) the book debts of the company;
  - (ii) calls made but not paid;
  - (iii) goodwill;
  - (iv) a patent or a licence under a patent;
  - (v) a trademark;
  - (vi) a copyright or a licence under a copyright;
- (d) a security over a ship or any share in a ship; and
- (e) a floating charge.

(3) In the case of a charge created out of the United Kingdom comprising property situated outside the United Kingdom, the period of 21 days after the date on which the copy of the instrument creating it could, in due course of post, and if despatched with due diligence, have been received in the United Kingdom shall be substituted for the period of 21 days after the date of the creation of the charge as the time within which, under subsection (1) of this section, the particulars and copy are to be delivered to the registrar.

(4) Where a charge is created in the United Kingdom but comprises property outside the United Kingdom, the copy of the instrument

1970 c. 35,



creating or purporting to create the charge may be sent for registration under this section notwithstanding that further proceedings may be necessary to make the charge valid or effectual according to the law of the country in which the property is situated.

(5) Where a negotiable instrument has been given to secure the payment of any book debts of a company, the deposit of the instrument for the purpose of securing an advance to the company shall not, for the purposes of this section, be treated as a charge on those book debts.

(6) The holding of debentures entitling the holder to a charge on land shall not, for the purposes of this section, be deemed to be an interest in land.

(7) Where a series of debentures containing, or giving by reference to any other instrument, any charge to the benefit of which the debenture-holders of that series are entitled *pari passu*, is created by a company, it shall, for the purposes of this section, be sufficient if there are delivered to or received by the registrar, within 21 days after the execution of the deed containing the charge or, if there is no such deed, after the execution of any debentures of the series, the following particulars—

- (a) the total amount secured by the whole series ;
- (b) the dates of the resolutions authorising the issue of the series and the date of the covering deed, if any, by which the security is created or defined ;
- (c) a general description of the property charged ;
- (d) the names of the trustees, if any, for the debenture-holders ;  
and
- (e) in the case of a floating charge, a statement of any provisions of the charge and of any instrument relating thereto which prohibit or restrict or regulate the power of the company to grant further securities ranking in priority to, or *pari passu* with, the floating charge, or which vary or otherwise regulate the order of ranking of the floating charge in relation to subsisting securities ;

together with a copy of the deed containing the charge, or, if there is no such deed, of one of the debentures of the series :

Provided that, where more than one issue is made of debentures in the series, there shall be sent to the registrar for entry in the register particulars of the date and amount of each issue ; but any omission to do this shall not affect the validity of the debentures issued.

(8) Where any commission, allowance or discount has been paid or made, either directly or indirectly, by a company to any person in consideration of his subscribing or agreeing to subscribe, whether absolutely or conditionally, for any debentures of the company, or procuring or agreeing to procure subscriptions, whether absolute or conditional, for any such debentures, the particulars required to be sent for registration under this section shall include particulars as to the amount or rate per cent. of the commission, discount or allowance so paid or made, but any omission to do this shall not affect the validity of the debentures issued :

**Provided that the deposit of any debentures as security for any debt of the company shall not, for the purposes of the subsection, be treated as the issue of the debentures at a discount.**

(9) For avoidance of doubt, it is hereby declared that, in the case of a charge created by way of an *ex facie* absolute disposition or assignation qualified by a back letter or other agreement, or by a standard security qualified by an agreement, the compliance with subsection (1) of this section shall not of itself render the charge **unavailable as security** for indebtedness incurred after the date of the compliance; and where the amount secured by a charge so created is purported to be increased by a further back letter or agreement, a further charge shall be held to have been created by the *ex facie* absolute disposition or assignation, or, as the case may be, by the standard security, as qualified by the further back letter or agreement, and the provisions of this Part of this Act shall apply to such further charge as if—

- (a) references in this Part of this Act (other than in this subsection) to the charge were references to such further charge; and
- (b) for paragraphs (a) and (b) of subsection (10) of this section there were substituted the words “references to the date on which the further back letter or agreement was executed”.

(10) In this Part of this Act “company” (except in section 106K of this Act) means an incorporated company registered in Scotland; “registrar of companies” means the registrar or other officer performing under this Act the duty of registration of companies in Scotland; and references to the date of creation of a charge are:

- (a) in the case of a floating charge, the date on which the instrument creating the floating charge was executed by the company creating the charge; and
- (b) in the case of any other charge, the date on which the right of the person entitled to the benefit of the charge was constituted as a real right.

Duty of company to register charges created by company.

106B.—(1) It shall be the duty of a company to send to the registrar of companies for registration the particulars of every charge created by the company and of the issues of debentures of a series requiring registration under section 106A of this Act, but registration of any such charge may be effected on the application of any person interested therein.

(2) Where registration is effected on the application of some person other than the company, that person shall be entitled to recover from the company the amount of any fees properly paid by him to the registrar on the registration.

(3) If any company makes default in sending to the registrar for registration the particulars of any charge created by the company or of the issues of debentures of a series requiring registration as aforesaid, then, unless the registration has been effected on the application of some other person, the company and every officer of the company who is in default shall be liable to a default fine of £50.

106C.—(1) Where a company acquires any property which is subject to a charge of any such kind as would, if it had been created by the company after the acquisition of the property, have been required to be registered under this Part of this Act, the company shall cause the prescribed particulars of the charge, together with a copy (certified in the prescribed manner to be a correct copy) of the instrument, if any, by which the charge was created or is evidenced, to be delivered to the registrar of companies for registration in the manner required by this Act within 21 days after the date on which the transaction was settled:

Duty of company to register charges existing on property acquired.

Provided that, if the property is situated and the charge was created outside Great Britain, 21 days after the date on which the copy of the instrument could in due course of post, and if despatched with due diligence, have been received in the United Kingdom shall be substituted for 21 days after the settlement of the transaction as the time within which the particulars and the copy of the instrument are to be delivered to the registrar.

(2) If default is made in complying with this section, the company and every officer of the company who is in default shall be liable to a default fine of £50.

106D.—(1) The registrar of companies shall keep, with respect to each company, a register in the prescribed form of all the charges requiring registration under this Part of this Act, and shall, on payment of the prescribed fee, enter in the register with respect to such charges—

Register of charges to be kept by registrar of companies.

(a) in the case of a charge to the benefit of which the holders of a series of debentures are entitled, such particulars as are specified in section 106A(7) above ;

(b) in the case of any other charge :

(i) if the charge is a charge created by the company, the date of its creation, and if the charge was a charge existing on property acquired by the company, the date of the acquisition of the property ;

(ii) the amount secured by the charge ;

(iii) short particulars of the property charged ;

(iv) the persons entitled to the charge ; and

(v) in the case of a floating charge, a statement of any provisions of the charge and of any instrument relating thereto which prohibit or restrict or regulate the power of the company to grant further securities ranking in priority to, or *pari passu* with, the floating charge, or which vary or otherwise regulate the order of ranking of the floating charge in relation to subsisting securities.

(2) The register kept in pursuance of this section shall be open to inspection by any person on payment of such fee, not exceeding 5p for each inspection, as may be prescribed.

(3) A statutory instrument which exercises any power to prescribe a fee conferred by this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Certificate of registration to be issued.

106E. The registrar shall give a certificate under his hand of the registration of any charge registered in pursuance of this Part of this Act, stating the name of the company and of the person first-named in the charge among the persons entitled to the benefit thereof (or, in the case of a series of debentures, the name of the holder of the first such debenture to be issued) and the amount thereby secured, and the certificate shall be conclusive evidence that the requirements of this Part of this Act as to registration have been complied with.

Entries of satisfaction and release of property from charges.

106F.—(1) The registrar of companies, on application being made to him in the prescribed form, and on evidence being given to his satisfaction with respect to any registered charge—

- (a) that the debt for which the charge was given has been paid or satisfied in whole or in part ; or
- (b) that part of the property charged has been released from the charge or has ceased to form part of the company's property ;

may enter on the register a memorandum of satisfaction, in whole or in part, regarding that fact, and where he enters a memorandum of satisfaction in whole he shall, if required, furnish the company with a copy thereof.

(2) Without prejudice to the duty of the registrar under this section to require to be satisfied as aforesaid, he shall not be so satisfied unless—

- (a) the creditor entitled to the benefit of the floating charge, or a person authorised to do so on his behalf, certifies as correct the particulars submitted to the registrar with respect to the entry on the register of a memorandum under this section ; or
- (b) the court, on being satisfied that such certification cannot readily be obtained, directs him accordingly.

(3) Nothing in this section shall be held to require the company to submit particulars with respect to the entry in the register of a memorandum of satisfaction where the company, having created a floating charge over all or any part of its property, disposes of part of the property subject to the floating charge.

(4) Any memorandum or certification required for the purposes of this section shall be in such form as may be prescribed.

Rectification of register of charges.

106G. The court, on being satisfied that the omission to register a charge within the time required by this Act or that the omission or mis-statement of any particular with respect to any such charge or in a memorandum of satisfaction was accidental, or due to inadvertence or to some other sufficient cause, or is not of a nature to prejudice the position of creditors or shareholders of the company, or that on other grounds it is just and equitable to grant relief, may, on the application of the company or any person interested, and on such terms and conditions as seem to the court just and expedient, order that the time for registration shall be extended, or, as the case may be, that the omission or mis-statement shall be rectified.

*Provisions as to company's register of charges and as to  
copies of instruments creating charges*

106H. Every company shall cause a copy of every instrument creating any charge requiring registration under this Part of this Act to be kept at the registered office of the company:

Copies of instruments creating charges to be kept by company.

Provided that, in the case of a series of uniform debentures, a copy of one debenture of the series shall be sufficient.

106I.—(1) Every company shall keep at the registered office of the company a register of charges and enter therein all charges specifically affecting property of the company and all floating charges on any property of the company, giving in each case a short description of the property charged, the amount of the charge, and, except in the case of securities to bearer, the names of the persons entitled thereto.

Company's register of charges.

(2) If any officer of the company knowingly and wilfully authorises or permits the omission of any entry required to be made in pursuance of this section, he shall be liable to a fine of £50.

106J.—(1) The copies of instruments creating any charge requiring registration under this Part of this Act with the registrar of companies, and the register of charges kept in pursuance of section 106I of this Act, shall be open during business hours (but subject to such reasonable restrictions as the company in general meeting may impose, so that not less than two hours in each day shall be allowed for inspection) to the inspection of any creditor or member of the company without fee, and the said register of charges shall also be open to the inspection of any other person on payment of such fee, not exceeding 5p for each inspection, as the company may prescribe.

Right to inspect copies of instruments creating charges and company's register of charges.

(2) If inspection of the said copies or register is refused, every officer of the company who is in default shall be liable to a fine of £5 and a further fine of £2 for every day during which the refusal continues.

(3) If any such refusal occurs in relation to a company the court may by order compel an immediate inspection of the copies or register.

106K. The provisions of this Part of this Act shall extend to charges on property in Scotland which are created, and to charges on property in Scotland which is acquired, by a company incorporated outside Great Britain which has a place of business in Scotland.

Extension of Part IIIA.





# European Communities Act 1972

## 1972 CHAPTER 68

An Act to make provision in connection with the enlargement of the European Communities to include the United Kingdom, together with (for certain purposes) the Channel Islands, the Isle of Man and Gibraltar. [17th October 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### PART I

#### GENERAL PROVISIONS

**1.—(1)** This Act may be cited as the **European Communities Act 1972**. Short title and interpretation.

**(2)** In this Act and, except in so far as the context otherwise requires, in any other Act (including any Act of the Parliament of Northern Ireland)—

“the Communities” means the European Economic Community, the European Coal and Steel Community and the European Atomic Energy Community;

“the Treaties” or “the Community Treaties” means, subject to subsection (3) below, the pre-accession treaties, that is to say, those described in Part I of Schedule 1 to this Act, taken with—

(a) the treaty relating to the accession of the United Kingdom to the European Economic Community and to the European Atomic Energy Community, signed at Brussels on the 22nd January 1972; and

**PART I**

(b) the decision, of the same date, of the Council of the European Communities relating to the accession of the United Kingdom to the European Coal and Steel Community ;

and any other treaty entered into by any of the Communities, with or without any of the member States, or entered into, as a treaty ancillary to any of the Treaties, by the United Kingdom ;

and any expression defined in Schedule 1 to this Act has the meaning there given to it.

(3) If Her Majesty by Order in Council declares that a treaty specified in the Order is to be regarded as one of the Community Treaties as herein defined, the Order shall be conclusive that it is to be so regarded ; but a treaty entered into by the United Kingdom after the 22nd January 1972, other than a pre-accession treaty to which the United Kingdom accedes on terms settled on or before that date, shall not be so regarded unless it is so specified, nor be so specified unless a draft of the Order in Council has been approved by resolution of each House of Parliament.

(4) For purposes of subsections (2) and (3) above, "treaty" includes any international agreement, and any protocol or annex to a treaty or international agreement.

**General  
implemen-  
tation of  
Treaties.**

**2.—(1)** All such rights, powers, liabilities, obligations and restrictions from time to time created or arising by or under the Treaties, and all such remedies and procedures from time to time provided for by or under the Treaties, as in accordance with the Treaties are without further enactment to be given legal effect or used in the United Kingdom shall be recognised and available in law, and be enforced, allowed and followed accordingly ; and the expression "enforceable Community right" and similar expressions shall be read as referring to one to which this subsection applies.

(2) Subject to Schedule 2 to this Act, at any time after its passing Her Majesty may by Order in Council, and any designated Minister or department may by regulations, make provision—

(a) for the purpose of implementing any Community obligation of the United Kingdom, or enabling any such obligation to be implemented, or of enabling any rights enjoyed or to be enjoyed by the United Kingdom under or by virtue of the Treaties to be exercised ; or



## PART I

- (b) for the purpose of dealing with matters arising out of or related to any such obligation or rights or the coming into force, or the operation from time to time, of subsection (1) above ;

and in the exercise of any statutory power or duty, including any power to give directions or to legislate by means of orders, rules, regulations or other subordinate instrument, the person entrusted with the power or duty may have regard to the objects of the Communities and to any such obligation or rights as aforesaid.

In this subsection “ designated Minister or department ” means such Minister of the Crown or government department as may from time to time be designated by Order in Council in relation to any matter or for any purpose, but subject to such restrictions or conditions (if any) as may be specified by the Order in Council.

(3) There shall be charged on and issued out of the Consolidated Fund or, if so determined by the Treasury, the National Loans Fund the amounts required to meet any Community obligation to make payments to any of the Communities or member States, or any Community obligation in respect of contributions to the capital or reserves of the European Investment Bank or in respect of loans to the Bank, or to redeem any notes or obligations issued or created in respect of any such Community obligation ; and, except as otherwise provided by or under any enactment,—

- (a) any other expenses incurred under or by virtue of the Treaties or this Act by any Minister of the Crown or government department may be paid out of moneys provided by Parliament ; and
- (b) any sums received under or by virtue of the Treaties or this Act by any Minister of the Crown or government department, save for such sums as may be required for disbursements permitted by any other enactment, shall be paid into the Consolidated Fund or, if so determined by the Treasury, the National Loans Fund.

(4) The provision that may be made under subsection (2) above includes, subject to Schedule 2 to this Act, any such provision (of any such extent) as might be made by Act of Parliament, and any enactment passed or to be passed, other than one contained in this Part of this Act, shall be construed and have effect subject to the foregoing provisions of this section ; but, except as may be provided by any Act passed after this Act, Schedule 2 shall have effect in connection with the powers conferred by this and the following sections of this Act to make Orders in Council and regulations.

## PART I

1920 c. 67.

(5) The limitations on the legislative power of the Parliament of Northern Ireland which are imposed by section 4(1)(4) (treaty matters) of the Government of Ireland Act 1920 shall not be construed to prevent that Parliament, on matters otherwise within their powers, from enacting provisions for any of the purposes mentioned in subsection (2)(a) and (b) above; and the references in that subsection to a Minister of the Crown or government department and to a statutory power or duty shall include a Minister or department of the Government of Northern Ireland and a power or duty arising under or by virtue of an Act of the Parliament of Northern Ireland.

1865 c. 63.

(6) A law passed by the legislature of any of the Channel Islands or of the Isle of Man, or a colonial law (within the meaning of the Colonial Laws Validity Act 1865) passed or made for Gibraltar, if expressed to be passed or made in the implementation of the Treaties and of the obligations of the United Kingdom thereunder, shall not be void or inoperative by reason of any inconsistency with or repugnancy to an Act of Parliament, passed or to be passed, that extends to the Island or Gibraltar or any provision having the force and effect of an Act there (but not including this section), nor by reason of its having some operation outside the Island or Gibraltar; and any such Act or provision that extends to the Island or Gibraltar shall be construed and have effect subject to the provisions of any such law.

Decisions on,  
and proof of,  
Treaties and  
Community  
instruments  
etc.

3.—(1) For the purposes of all legal proceedings any question as to the meaning or effect of any of the Treaties, or as to the validity, meaning or effect of any Community instrument, shall be treated as a question of law (and, if not referred to the European Court, be for determination as such in accordance with the principles laid down by and any relevant decision of the European Court).

(2) Judicial notice shall be taken of the Treaties, of the Official Journal of the Communities and of any decision of, or expression of opinion by, the European Court on any such question as aforesaid; and the Official Journal shall be admissible as evidence of any instrument or other act thereby communicated of any of the Communities or of any Community institution.

(3) Evidence of any instrument issued by a Community institution, including any judgment or order of the European Court, or of any document in the custody of a Community institution, or any entry in or extract from such a document, may be given in any legal proceedings by production of a copy certified as a true copy by an official of that institution;

and any document purporting to be such a copy shall be received in evidence without proof of the official position or handwriting of the person signing the certificate.

PART I

(4) Evidence of any Community instrument may also be given in any legal proceedings—

- (a) by production of a copy purporting to be printed by the Queen's Printer ;
- (b) where the instrument is in the custody of a government department (including a department of the Government of Northern Ireland), by production of a copy certified on behalf of the department to be a true copy by an officer of the department generally or specially authorised so to do ;

and any document purporting to be such a copy as is mentioned in paragraph (b) above of an instrument in the custody of a department shall be received in evidence without proof of the official position or handwriting of the person signing the certificate, or of his authority to do so, or of the document being in the custody of the department.

(5) In any legal proceedings in Scotland evidence of any matter given in a manner authorised by this section shall be sufficient evidence of it.

## PART II

### AMENDMENT OF LAW

4.—(1) The enactments mentioned in Schedule 3 to this Act (being enactments that are superseded or to be superseded by reason of Community obligations and of the provision made by this Act in relation thereto or are not compatible with Community obligations) are hereby repealed, to the extent specified in column 3 of the Schedule, with effect from the entry date or other date mentioned in the Schedule ; and in the enactments mentioned in Schedule 4 to this Act there shall, subject to any transitional provision there included, be made the amendments provided for by that Schedule.

General  
provision for  
repeal and  
amendment.

(2) Where in any Part of Schedule 3 to this Act it is provided that repeals made by that Part are to take effect from a date appointed by order, the orders shall be made by statutory instrument, and an order may appoint different dates for the repeal of different provisions to take effect, or for the repeal of the same provision to take effect for different purposes ; and an order appointing a date for a repeal to take effect may include transitional and other supplementary provisions arising

**PART II**

out of that repeal, including provisions adapting the operation of other enactments included for repeal but not yet repealed by that Schedule, and may amend or revoke any such provisions included in a previous order.

(3) Where any of the following sections of this Act, or any paragraph of Schedule 4 to this Act, affects or is construed as one with an Act or Part of an Act similar in purpose to provisions having effect only in Northern Ireland, then—

(a) unless otherwise provided by Act of the Parliament of Northern Ireland, the Governor of Northern Ireland may by Order in Council make provision corresponding to any made by the section or paragraph, and amend or revoke any provision so made; and

1920 c. 67.

(b) no limitation on the powers of the Parliament of Northern Ireland imposed by the Government of Ireland Act 1920 shall apply in relation to legislation for purposes similar to the purpose of the section or paragraph so as to preclude that Parliament from enacting similar provisions.

(4) Where Schedule 3 or 4 to this Act provides for the repeal or amendment of an enactment that extends or is capable of being extended to any of the Channel Islands or the Isle of Man, the repeal or amendment shall in like manner extend or be capable of being extended thereto.

**Customs  
duties.**

5.—(1) Subject to subsection (2) below, on and after the relevant date there shall be charged, levied, collected and paid on goods imported into the United Kingdom such Community customs duty, if any, as is for the time being applicable in accordance with the Treaties or, if the goods are not within the common customs tariff of the Economic Community and the duties chargeable are not otherwise fixed by any directly applicable Community provision, such duty of customs, if any, as the Treasury, on the recommendation of the Secretary of State, may by order specify.

For this purpose “the relevant date”, in relation to any goods, is the date on and after which the duties of customs that may be charged thereon are no longer affected under the Treaties by any temporary provision made on or with reference to the accession of the United Kingdom to the Communities.

(2) Where as regards goods imported into the United Kingdom provision may, in accordance with the Treaties, be made in derogation of the common customs tariff or of the exclusion of customs duties as between member States, the Treasury may by order make such provision as to the customs

duties chargeable on the goods, or as to exempting the goods from any customs duty, as the Treasury may on the recommendation of the Secretary of State determine.

PART II

(3) The customs duties charged in accordance with subsections (1) and (2) above shall be deemed for the purposes of any enactment to be import duties charged under the Import Duties Act 1958 (but references to the enactments relating to customs generally shall not by reason thereof be treated as including that Act); and, subject to any amendment made by this Act, section 13 of that Act shall apply to orders under subsection (1) or (2) above as if they were orders under that Act. 1958 c. 6.

(4) Except as otherwise provided by or under this Act or any later enactment, the law in force at the passing of this Act in relation to customs duties shall continue to apply, notwithstanding that any duties are imposed for the benefit of the Communities, as if the revenue from duties so imposed remained part of the revenues of the Crown.

(5) So long as section 1 of the Import Duties Act 1958 remains in force, that Act shall have effect subject to the following modifications:—

- (a) the power under section 1 to impose duties shall include power to impose duties with a view to securing compliance with any Community obligation;
- (b) orders under section 1 may, in relation to goods of the same description, make different provision by reference to the use to be made of the goods or to other matters not ascertainable from an examination of the goods;
- (c) the powers exercisable by virtue of section 2(1) in relation to goods qualifying for Commonwealth preference shall include power to distinguish in any respect between different parts of the Commonwealth preference area;
- (d) the powers exercisable by virtue of section 5(1) and (4) together with paragraph 8 of Schedule 3 shall, as regards relief provided for by or under the Treaties or for conformity with any Community obligation, extend to any customs duties.

(6) As regards reliefs from import duties, the Secretary of State may by regulations make such further provision as appears to him to be expedient having regard to the practices adopted or to be adopted in other member States, whether by law or administrative action and whether or not for conformity with Community obligations; and any such regulations may amend

**PART II**  
1958 c. 6.  
1966 c. 18.

or repeal accordingly any of the provisions of Part II of the Import Duties Act 1958 or section 1 of the Finance Act 1966, as modified by this Act.

(7) For the purpose of implementing Community obligations the Commissioners of Customs and Excise shall co-operate with other customs services on matters of mutual concern, and (without prejudice to the foregoing) may for that purpose—

- (a) give effect, in accordance with such arrangements as they may direct or by regulations prescribe, to any Community requirement or practice as to the movement of goods between countries, including any rules requiring payment to be made in connection with the exportation of goods to compensate for any relief from customs duty allowed or to be allowed (and may recover any such payment as if it were an amount of customs duty unpaid); and
- (b) give effect to any reciprocal arrangements made between member States (with or without other countries or territories) for securing, by the exchange of information or otherwise, the due administration of their customs laws and the prevention or detection of fraud or evasion.

(8) Where on the exportation of any goods from the United Kingdom there has been furnished for the purpose of any Community requirement or practice any certificate or other evidence as to the origin of those goods, or as to payments made or relief from duty allowed in any country or territory, then for the purpose of verifying or investigating that certificate or evidence, the Commissioners or an officer may require the exporter, or any other person appearing to the Commissioners or officer to have been concerned in any way with the goods, or with any goods from which, directly or indirectly, they have been produced or manufactured, or to have been concerned with the obtaining or furnishing of the certificate or evidence,—

- (a) to furnish such information, in such form and within such time, as the Commissioners or officer may specify in the requirement; or
- (b) to produce for inspection, and to allow the taking of copies or extracts from, such invoices, bills of lading, books or documents as may be so specified;

and any person who, without reasonable cause, fails to comply with a requirement under this subsection shall be liable to a penalty of £50.

(9) Subsections (7) and (8) above shall have effect as if contained in the Customs and Excise Act 1952.

1952 c. 44.

**6.—(1)** There shall be a Board in charge of a government department, which shall be appointed by and responsible to the Ministers, and shall be by the name of the Intervention Board for Agricultural Produce a body corporate (but not subject as a statutory corporation to restrictions on its corporate capacity); and the Board (in addition to any other functions that may be entrusted to it) shall be charged, subject to the direction and control of the Ministers, with such functions as they may from time to time determine in connection with the carrying out of the obligations of the United Kingdom under the common agricultural policy of the Economic Community. **PART II**  
The common agricultural policy.

(2) Her Majesty may by Order in Council make further provision as to the constitution and membership of the Board, and the remuneration (including pensions) of members of the Board or any committee thereof, and for regulating or facilitating the discharge of the Board's functions, including provision for the Board to arrange for its functions to be performed by other bodies on its behalf and any such provision as was made by Schedule 1 to the Ministers of the Crown Act 1964 in relation to a Minister to whom that Schedule applied; and the Ministers— 1964 c. 98.

- (a) may, after consultation with any body created by a statutory provision and concerned with agriculture or agricultural produce, by regulations modify or add to the constitution or powers of the body so as to enable it to act for the Board, or by written directions given to the body require it to discontinue or modify any activity appearing to the Ministers to be prejudicial to the proper discharge of the Board's functions; and
- (b) may by regulations provide for the charging of fees in connection with the discharge of any functions of the Board.

(3) Sections 5 and 7 of the Agriculture Act 1957 (which make provision for the support of arrangements under section 1 of that Act for providing guaranteed prices or assured markets) shall apply in relation to any Community arrangements for or related to the regulation of the market for any agricultural produce as if references, in whatever terms, to payments made by virtue of section 1 were references to payments made by virtue of the Community arrangements by or on behalf of the Board and as if in section 5(1)(d) the reference to the Minister included the Board. 1957 c. 57.

(4) Agricultural levies of the Economic Community, so far as they are charged on goods exported from the United Kingdom or shipped as stores, shall be paid to and recoverable by the Board; and the power of the Ministers to make orders under section 5 of the Agriculture Act 1957, as extended by this

**PART II**

section, shall include power to make such provision supplementary to any directly applicable Community provision as the Ministers consider necessary for securing the payment of any agricultural levies so charged, including provision for the making of declarations or the giving of other information in respect of goods exported, shipped as stores, warehoused or otherwise dealt with.

(5) Except as otherwise provided by or under any enactment, agricultural levies of the Economic Community, so far as they are charged on goods imported into the United Kingdom, shall be levied, collected and paid, and the proceeds shall be dealt with, as if they were Community customs duties, and in relation to those levies the following enactments shall apply as they would apply in relation to Community customs duties, that is to say:—

1952 c. 44.

(a) the general provisions of the Customs and Excise Act 1952 (as for the time being amended, whether by this or any earlier or later Act) and any other statutory provisions for the time being in force and relating to customs generally, as well as section 88(4) of that Act as so amended; and

1958 c. 6.

(b) sections 5, 6, 7, 10 and 13 of the Import Duties Act 1958, but so that in those sections (and in Schedule 3 to the Act), as amended by this Act, references to the Secretary of State shall include the Ministers;

and if, in connection with any such Community arrangements as aforesaid, the Commissioners of Customs and Excise are charged with the performance, on behalf of the Board or otherwise, of any duties in relation to the payment of refunds or allowances on goods exported or to be exported from the United Kingdom, then in relation to any such refund or allowance section 267 (except subsection (2)(a)) and section 294 of the Customs and Excise Act 1952 shall apply as they apply in relation to a drawback of customs duties, and other provisions of that Act shall have effect accordingly.

1901 c. 7.

(6) The enactments applied by subsection (5)(a) above shall apply subject to such exceptions and modifications, if any, as the Commissioners of Customs and Excise may by regulations prescribe, and shall be taken to include section 10 of the Finance Act 1901 (which relates to changes in customs import duties in their effect on contracts), but shall not include section 259 of the Customs and Excise Act 1952 (charge of duty on manufactured or composite articles).

(7) Where it appears to the Ministers, having regard to any such Community arrangements as aforesaid (and any obligations of the United Kingdom in relation thereto), that section 1 of



the Agriculture Act 1957 should cease to apply to produce of any description mentioned in Schedule 1 to that Act, they may by order made by statutory instrument, which shall be subject to annulment in pursuance of a resolution of either House of Parliament, provide that as from such date as may be prescribed by the order (but subject to such savings and transitional provisions as may be so prescribed) the Act shall have effect as if produce of that description were omitted from Schedule 1. PART II  
1957 c. 57.

(8) Expressions used in this section shall be construed as if contained in Part I of the Agriculture Act 1957; and in this section "agricultural levy" shall include any tax not being a customs duty, but of equivalent effect, that may be chargeable in accordance with any such Community arrangements as aforesaid, and "statutory provision" includes any provision having effect by virtue of any enactment and, in subsection (2), any enactment of the Parliament of Northern Ireland or provision having effect by virtue of such an enactment.

7.—(1) In relation to amounts charged for the use of the Sugar Board by a directly applicable Community provision on goods imported into the United Kingdom, and to refunds of any such amounts, section 6(5) above shall have effect as it has effect in the case of other agricultural levies of the European Community, except that the Commissioners of Customs and Excise shall account to the Sugar Board, in such manner as the Treasury may direct, for all money collected for the benefit of the Board by virtue of that subsection and, pending payment to the Board, shall deal with all such money in such manner as the Treasury may direct.

There shall be allowed to the Commissioners, in the taking of any account under this subsection, such sums as the Treasury may from time to time determine in respect of their expenses attributable to this subsection, and the amount so allowed shall in the accounts of the Sugar Board be treated as expenses of the Board.

(2) The Minister shall, at such times as the Treasury may determine, pay to the Sugar Board any amount by which the sums charged for their benefit as mentioned in subsection (1) above, their receipts from dealings (as principals) in sugar and their other income fall short of their outgoings, whether in respect of those dealings, or of payments to be made by them in respect of imports under any directly applicable Community provision, or otherwise; but if at any time it appears to the Minister that the Sugar Board have accumulated funds in excess of the amount that they reasonably require to have available for the performance of their functions, he may direct

**PART II**

the Board to pay to him such sum as may be specified in the direction, and the Board shall thereupon pay him the amount so specified.

(3) If as regards the home-grown beet crop for the year 1973 or any subsequent year it is made to appear to the Ministers by the processors of home-grown beet or by a body which is in their opinion substantially representative of the growers of home-grown beet that the processors and that body are unable to agree on the prices and other terms and conditions for the purchase of home-grown beet by the processors, the Ministers may determine or designate a person to determine those prices, terms and conditions; and any purchase by processors for which prices, terms and conditions have been so determined, or contract for such a purchase, shall take effect as a purchase or contract for purchase at those prices and on those terms and conditions.

1956 c. 48.

(4) This section shall be construed as one with the Sugar Act 1956; and in this section, as in that Act, "the Minister" means the Minister of Agriculture, Fisheries and Food, and "the Ministers" means the Minister and the Secretary of State acting jointly.

Cinematograph  
films.

8.—(1) On and after the entry date Community films shall be registered under the Films Acts 1960 to 1970 as a class distinct from other foreign films, and be registered as quota films, and the register shall be kept accordingly; and—

1960 c. 57.

(a) references in those Acts to a foreign film, except in sections 11 and 17 of the Films Act 1960 (which relate to registration) shall have effect as references to a foreign film other than a Community film; and

(b) references to a British film shall in the following provisions of the Films Act 1960 have effect as references to a British or Community film, that is to say, in sections 1(1), 2(2) (as set out in section 10(1) of the Films Act 1970), 30(3)(b), 32(1)(b) and 44(1)(b).

1970 c. 26.

In this subsection and in subsection (2) below "Community film" means any such film as in accordance with any relevant Community instrument is to be regarded as a film of a member State.

(2) Where a film which on the entry date is registered under the Films Act 1960 as a foreign film is a Community film, a person who has the right to distribute the film or is in a position to confer that right may apply for the register to be amended by registering the film as a Community film; and if the application is accompanied by the requisite particulars and evidence to show the film is a Community film,

and by such fee as may be prescribed for this purpose under section 44 of the Act, the register shall be amended accordingly and there shall be issued to the applicant, in substitution for any certificate of registration previously issued, a certificate of registration specifying the particulars of the film as recorded in the register after the amendment.

PART II

In relation to a film registered as a Community film by virtue of this subsection, section 2 of the Films Act 1960 (disregard of old films for quota purposes) shall have effect as if in subsection (2), whether as originally enacted or as set out in section 10(1) of the Films Act 1970, the reference to a film being first registered as a British film were a reference to its being first registered. 1960 c. 57.  
1970 c. 26.

(3) The requirements for the registration of a film as a British film under section 17 of the Films Act 1960 shall be modified, with effect from the entry date, by inserting after the words “of the Republic of Ireland”, wherever those words occur in section 17(2)(a) and (3), the words “or of any country that is a member State”.

(4) If, on the application of an exhibitor in respect of a cinema, the Secretary of State is satisfied that during the year 1973 or any later year it is proposed to exhibit at the cinema no films other than foreign language films, he may (after consultation with the Cinematograph Films Council) direct that section 1 of the Films Act 1960 shall not apply to the exhibition of films at that cinema during that year; but section 1 shall nevertheless apply as if no such direction had been given—

- (a) where during the year any film other than a foreign language film is exhibited at the cinema; and
- (b) where, on the application of an exhibitor who exhibits films at the cinema, the Secretary of State substitutes for the direction a direction under section 4(1) of the Act.

In this subsection “foreign language film” means a film in which the dialogue is mainly in a foreign language.

(5) This section shall be construed as one with the Films Act 1960.

9.—(1) In favour of a person dealing with a company in good faith, any transaction decided on by the directors shall be deemed to be one which it is within the capacity of the company to enter into, and the power of the directors to bind the company shall be deemed to be free of any limitation under the memorandum or articles of association; and a party to a transaction so decided on shall not be bound to enquire as to the Companies.

**PART II** capacity of the company to enter into it or as to any such limitation on the powers of the directors, and shall be presumed to have acted in good faith unless the contrary is proved.

(2) Where a contract purports to be made by a company, or by a person as agent for a company, at a time when the company has not been formed, then subject to any agreement to the contrary the contract shall have effect as a contract entered into by the person purporting to act for the company or as agent for it, and he shall be personally liable on the contract accordingly.

(3) The registrar of companies shall cause to be published in the Gazette notice of the issue or receipt by him of documents of any of the following descriptions (stating in the notice the name of the company, the description of document and the date of issue or receipt), that is to say—

- (a) any certificate of incorporation of a company ;
- (b) any document making or evidencing an alteration in the memorandum or articles of association of a company ;
- (c) any return relating to a company's register of directors, or notification of a change among its directors ;
- (d) a company's annual return ;
- (e) any notice of the situation of a company's registered office, or of any change therein ;
- (f) any copy of a winding-up order in respect of a company ;
- (g) any order for the dissolution of a company on a winding up ;
- (h) any return by a liquidator of the final meeting of a company on a winding up ;

and in the following provisions of this section " official notification " means, in relation to anything stated in a document of any of the above descriptions, the notification of that document in the Gazette under this section and, in relation to the appointment of a liquidator in a voluntary winding up, the notification thereof in the Gazette under section 305 of the Companies Act 1948, and " officially notified " shall be construed accordingly.

1948 c. 38.

(4) A company shall not be entitled to rely against other persons on the happening of any of the following events, that is to say—

- (a) the making of a winding-up order in respect of the company, or the appointment of a liquidator in a voluntary winding up of the company ; or
- (b) any alteration of the company's memorandum or articles of association ; or
- (c) any change among the company's directors ; or

(d) (as regards service of any document on the company) any change in the situation of the company's registered office ;

PART II

if the event had not been officially notified at the material time and is not shown by the company to have been known at that time to the person concerned, or if the material time fell on or before the fifteenth day after the date of official notification (or, where the fifteenth day was a non-business day, on or before the next day that was not) and it is shown that the person concerned was unavoidably prevented from knowing of the event at that time.

For this purpose "non-business day" means a Saturday or Sunday, Christmas Day, Good Friday and any other day which, in the part of Great Britain where the company is registered, is a bank holiday under the Banking and Financial Dealings Act 1971 c. 80. 1971.

(5) Where any alteration is made in a company's memorandum or articles of association by any statutory provision, whether contained in an Act of Parliament or in an instrument made under an Act, a printed copy of the Act or instrument shall not later than fifteen days after that provision comes into force be forwarded to the registrar of companies and recorded by him ; and where a company is required by this section or otherwise to send to the registrar any document making or evidencing an alteration in the company's memorandum or articles of association (other than a special resolution under section 5 of the Companies Act 1948), the company shall send with it a printed copy of the memorandum or articles as altered. 1948 c. 38.

If a company fails to comply with this subsection, the company and any officer of the company who is in default shall be liable to a default fine.

(6) Where before the coming into force of this subsection—

(a) an alteration has been made in a company's memorandum or articles of association by any statutory provision, and a printed copy of the relevant Act or instrument has not been sent to the registrar of companies ; or

(b) an alteration has been made in a company's memorandum or articles of association in any manner, and a printed copy of the memorandum or articles as altered has not been sent to him ;

such a copy shall be sent to him within one month after the coming into force of this subsection.

If a company fails to comply with this subsection, the company and any officer of the company who is in default shall be liable to a default fine.

**PART II**

(7) Every company shall have the following particulars mentioned in legible characters in all business letters and order forms of the company, that is to say,—

- (a) the place of registration of the company, and the number with which it is registered ;
- (b) the address of its registered office ; and
- (c) in the case of a limited company exempt from the obligation to use the word “ limited ” as part of its name, the fact that it is a limited company ;

and, if in the case of a company having a share capital there is on the stationery used for any such letters or on the order forms a reference to the amount of the share capital, the reference shall be to paid-up share capital.

If a company fails to comply with this subsection, the company shall be liable to a fine not exceeding £50 ; and if an officer of a company or any person on its behalf issues or authorises the issue of any business letter or order form not complying with this subsection, he shall be liable to a fine not exceeding £50.

1948 c. 38.

(8) This section shall be construed as one with the Companies Act 1948 ; and section 435 of that Act (which enables certain provisions of it to be extended to unregistered companies) shall have effect as if this section were among those mentioned in Schedule 14 to that Act with an entry in column 3 of that Schedule to the effect that this section is to apply so far only as may be specified by regulations under section 435 and to such bodies corporate as may be so specified, and as if sections 107 (registered office) and 437 (service of documents) were so mentioned (and section 437 were not included in the last entry in the Schedule).

The modifications of this section that may be made by regulations under section 435 shall include the extension of subsections (3), (5) and (6) to additional matters (and in particular to the instruments constituting or regulating a company as well as to alterations thereof).

(9) This section shall not come into force until the entry date (except to authorise the making with effect from that date of regulations by virtue of subsection (8) above).

Restrictive  
trade  
practices.  
1956 c. 68.

10.—(1) Part I of the Restrictive Trade Practices Act 1956 shall apply to an agreement notwithstanding that it is or may be void by reason of any directly applicable Community provision, or is expressly authorised by or under any such provision ; but the Restrictive Practices Court may decline or postpone the exercise of its jurisdiction under section 20 of the Act, or may (notwithstanding section 22(2)) exercise its jurisdiction under section 22, if and in so far as it appears to the court right so to

## PART II

do having regard to the operation of any such provision or to the purpose and effect of any authorisation or exemption granted in relation thereto, and the Registrar may refrain from taking proceedings before the court in respect of any agreement if and for so long as he thinks it appropriate so to do having regard to the operation of any such provision and to the purpose and effect of any such authorisation or exemption.

(2) Regulations under section 19 of the Restrictive Trade Practices Act 1956 may require that the Registrar shall be furnished in respect of an agreement with information as to any steps taken, or decision given, under or for the purpose of any directly applicable Community provision affecting the agreement, and that the information so given or such part, if any of it, as may be provided by the regulations shall be included in the particulars to be entered or filed in the register under section 11(2); but an agreement shall be exempt from registration under the Act so long as there is in force in relation thereto any authorisation given for the purpose of any provision of the E.C.S.C. Treaty relating to restrictive trade practices. 1956 c. 68.

(3) At the end of section 33(1) of the Restrictive Trade Practices Act 1956 (which restricts the disclosure of information obtained under the Act to the purposes there specified) there shall be added the words "or is made in pursuance of a Community obligation".

11.—(1) A person who, in sworn evidence before the European Court, makes any statement which he knows to be false or does not believe to be true shall, whether he is a British subject or not, be guilty of an offence and may be proceeded against and punished— Community offences.

- (a) in England and Wales as for an offence against section 1(1) of the Perjury Act 1911; or 1911 c. 6.
- (b) in Scotland as for an offence against section 1 of the False Oaths (Scotland) Act 1933; or 1933 c. 20.
- (c) in Northern Ireland as for an offence against section 1(1) of the Perjury Act (Northern Ireland) 1946. 1946 c. 13 (N.I.)

Where a report is made as to any such offence under the authority of the European Court, then a bill of indictment for the offence may, in England or Wales or in Northern Ireland, be preferred as in a case where a prosecution is ordered under section 9 of the Perjury Act 1911 or section 8 of the Perjury Act (Northern Ireland) 1946, but the report shall not be given in evidence on a person's trial for the offence.

**PART II**

(2) Where a person (whether a British subject or not) owing either—

(a) to his duties as a member of any Euratom institution or committee, or as an officer or servant of Euratom ;  
or

(b) to his dealings in any capacity (official or unofficial) with any Euratom institution or installation or with any Euratom joint enterprise ;

has occasion to acquire, or obtain cognisance of, any classified information, he shall be guilty of a misdemeanour if, knowing or having reason to believe that it is classified information, he communicates it to any unauthorised person or makes any public disclosure of it, whether in the United Kingdom or elsewhere and whether before or after the termination of those duties or dealings ; and for this purpose “classified information” means any facts, information, knowledge, documents or objects that are subject to the security rules of a member State or of any Euratom institution.

1911 c. 18.

This subsection shall be construed, and the Official Secrets Acts 1911 to 1939 shall have effect, as if this subsection were contained in the Official Secrets Act 1911, but so that in that Act sections 10 and 11, except section 10(4), shall not apply.

(3) This section shall not come into force until the entry date.

Furnishing of  
information to  
Communities.

1947 c. 39.

1947 c. 48.

**12.** Estimates, returns and information that may under section 9 of the Statistics of Trade Act 1947 or section 80 of the Agriculture Act 1947 be disclosed to a government department or Minister in charge of a government department may, in like manner, be disclosed in pursuance of a Community obligation to a Community institution.



## SCHEDULES

### SCHEDULE 1

Section 1.

#### DEFINITIONS RELATING TO COMMUNITIES

##### PART I

##### THE PRE-ACCESSION TREATIES

1. The "E.C.S.C. Treaty", that is to say, the Treaty establishing the European Coal and Steel Community, signed at Paris on the 18th April 1951.
2. The "E.E.C. Treaty", that is to say, the Treaty establishing the European Economic Community, signed at Rome on the 25th March 1957.
3. The "Euratom Treaty", that is to say, the Treaty establishing the European Atomic Energy Community, signed at Rome on the 25th March 1957.
4. The Convention on certain Institutions common to the European Communities, signed at Rome on the 25th March 1957.
5. The Treaty establishing a single Council and a single Commission of the European Communities, signed at Brussels on the 8th April 1965.
6. The Treaty amending certain Budgetary Provisions of the Treaties establishing the European Communities and of the Treaty establishing a single Council and a single Commission of the European Communities, signed at Luxembourg on the 22nd April 1970.
7. Any treaty entered into before the 22nd January 1972 by any of the Communities (with or without any of the member States) or, as a treaty ancillary to any treaty included in this Part of this Schedule, by the member States (with or without any other country).

##### PART II

##### OTHER DEFINITIONS

"Economic Community", "Coal and Steel Community" and "Euratom" mean respectively the European Economic Community, the European Coal and Steel Community and the European Atomic Energy Community.

"Community customs duty" means, in relation to any goods, such duty of customs as may from time to time be fixed for those goods by directly applicable Community provision as the duty chargeable on importation into member States.

"Community institution" means any institution of any of the Communities or common to the Communities; and any reference to an institution of a particular Community shall include one common to the Communities when it acts for that Community, and similarly with references to a committee, officer or servant of a particular Community.

**SCH. 1** “Community instrument” means any instrument issued by a Community institution.

“Community obligation” means any obligation created or arising by or under the Treaties, whether an enforceable Community obligation or not.

“Enforceable Community right” and similar expressions shall be construed in accordance with section 2(1) of this Act.

“Entry date” means the date on which the United Kingdom becomes a member of the Communities.

“European Court” means the Court of Justice of the European Communities.

“Member”, in the expression “member State”, refers to membership of the Communities.

**Section 2.**

**SCHEDULE 2**

**PROVISIONS AS TO SUBORDINATE LEGISLATION**

1.—(1) The powers conferred by section 2(2) of this Act to make provision for the purposes mentioned in section 2(2)(a) and (b) shall not include power—

- (a) to make any provision imposing or increasing taxation ;  
or
- (b) to make any provision taking effect from a date earlier than that of the making of the instrument containing the provision ; or
- (c) to confer any power to legislate by means of orders, rules, regulations or other subordinate instrument, other than rules of procedure for any court or tribunal ; or
- (d) to create any new criminal offence punishable with imprisonment for more than two years or punishable on summary conviction with imprisonment for more than three months or with a fine of more than £400 (if not calculated on a daily basis) or with a fine of more than £5 a day.

(2) Sub-paragraph (1)(c) above shall not be taken to preclude the modification of a power to legislate conferred otherwise than under section 2(2), or the extension of any such power to purposes of the like nature as those for which it was conferred ; and a power to give directions as to matters of administration is not to be regarded as a power to legislate within the meaning of sub-paragraph (1)(c).

2.—(1) Subject to paragraph 3 below, where a provision contained in any section of this Act confers power to make regulations (otherwise than by modification or extension of an existing power), the power shall be exercisable by statutory instrument.

(2) Any statutory instrument containing an Order in Council or regulations made in the exercise of a power so conferred, if made without a draft having been approved by resolution of each House of Parliament, shall be subject to annulment in pursuance of a resolution of either House.

3. Nothing in paragraph 2 above shall apply to any Order in Council made by the Governor of Northern Ireland or to any regulations made by a Minister or department of the Government of Northern Ireland; but where a provision contained in any section of this Act confers power to make such an Order in Council or regulations, then any Order in Council or regulations made in the exercise of that power, if made without a draft having been approved by resolution of each House of the Parliament of Northern Ireland, shall be subject to negative resolution within the meaning of section 41(6) of the Interpretation Act (Northern Ireland) 1954 as if the Order or regulations were a statutory instrument within the meaning of that Act. 1954 c. 33 (N.I.).

SCH. 2

## SCHEDULE 3

Section 4.

## REPEALS

## PART I

## CUSTOMS TARIFF

Chapter	Short Title	Extent of Repeal
6 & 7 Eliz. 2. c. 6.	The Import Duties Act 1958.	The whole Act, except— section 4; Part II, including Schedules 3 to 5; in section 12(4) the words “fish, whales or other natural produce of the sea, or goods produced or manufactured therefrom at sea, if brought direct to the United Kingdom, are”, and paragraphs (a) and (b); and sections 13, 15 and 16(1) and (2). In Part II, section 5(2), (3), (5) and (6), section 7(1)(c) with the preceding “and”, section 9(4) and section 9(5) from “and” onwards. In Schedule 4, paragraph 1.
8 & 9 Eliz. 2. c. 19. 1965 c. 65. 1966 c. 18.	The European Free Trade Association Act 1960. The Finance Act 1965. The Finance Act 1966.	The whole Act. Section 2, except subsection (5). In section 1, in subsection (1) the words between “1958” and “chargeable”, and subsection (6). Section 9.
1969 c. 16.	The Customs Duties (Dumping and Subsidies) Act 1969.	The whole Act.
1971 c. 68.	The Finance Act 1971.	Section 1(1) to (3).

The repeals in this Part of this Schedule shall take effect from such date as the Secretary of State may by order appoint.

## SCH. 3

## PART II

## SUGAR

Chapter	Short Title	Extent of Repeal
4 & 5 Eliz. 2. c. 48.	The Sugar Act 1956.	<p>In section 3, subsection (1) from "including" onwards and subsection (2)(b).            Section 4(2) and (3).            Section 5, except as regards advances made before this repeal takes effect.            Sections 7 to 17.            Section 18(3) and (4).            Sections 19 and 20.            Sections 21 and 22, except as regards advances made and guarantees given before this repeal takes effect.            Section 23, but without prejudice to the modification made by subsection (2) in the articles of association of the British Sugar Corporation.            Sections 24 to 32.            In section 33, in subsection (1) the words "regulations or", in subsection (2) the words from the beginning to "subsection", subsection (3) and subsection (5).            In section 34, the words "or the Commissioners".            In section 35, in subsection (2) all the definitions except those of "the Corporation", "financial year of the Sugar Board", "functions", "the Government", "home-grown beet" and "pension", in subsection (3) the words "or of the Corporation" and subsections (4) to (7).            Section 36(2).            In Schedule 3, paragraphs 2, 3 and 4.            Schedule 4.</p>
5 & 6 Eliz. 2. c. 57.	The Agriculture Act 1957.	<p>Section 4.            In section 36(2) the words "and to sugar beet".</p>
10 & 11 Eliz. 2. c. 23.	The South Africa Act 1962.	In Schedule 2, paragraph 5.
10 & 11 Eliz. 2. c. 44.	The Finance Act 1962.	<p>In section 3(6) the words from "the Sugar Act 1956" onwards.            Part II of Schedule 5.</p>

SCH. 3

Chapter	Short Title	Extent of Repeal
1963 c. 11.	The Agriculture (Miscellaneous Provisions) Act 1963.	Section 25.
1964 c. 49. 1966 c. 18. 1968 c. 13.	The Finance Act 1964. The Finance Act 1966. The National Loans Act 1968.	Section 22. Section 52. In Schedule 1, the entry for the Sugar Act 1956, except as regards advances made before this repeal takes effect.
1968 c. 44.	The Finance Act 1968.	Section 58.

The repeals in this Part of this Schedule shall take effect from such date as the Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly may by order appoint.

## PART III

## SEEDS

Chapter	Short Title	Extent of Repeal
1964 c. 14.	The Plant Varieties and Seeds Act 1964.	Section 5(3). Sections 20 to 23A. Section 25(8)(b) and the word "and" preceding it. Section 32. In section 34(2) the words from "or in the Index" to "into force", and the words "or fact". Schedule 5.
1968 c. 29.	The Trade Descriptions Act 1968.	Section 2(4)(a).
1968 c. 34.	The Agriculture (Miscellaneous Provisions) Act 1968.	Schedule 7, except amendments of section 1 of or Schedule 1 or 2 to the Plant Varieties and Seeds Act 1964.

The repeals in this Part of this Schedule shall take effect from such date as the Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly may by order appoint.

## SCH. 3

## PART IV

## MISCELLANEOUS

Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 6. c. 59.	The Coal Industry Nationalisation Act 1946.	In section 4, in its application to the Industrial Coal Consumers' Council, subsections (1) to (8); and in its application to the Domestic Coal Consumers' Council, in subsection (2) the words "to represent the Board and", in subsection (3) (as applied by subsection (4)) the words from "and where" in paragraph (a) onwards and subsection (5). Section 4(9), (10) and (11). Section 2(2).
10 & 11 Geo. 6. c. 48.	The Agriculture Act 1947.	Section 2(2).
15 & 16 Geo. 6. and 1 Eliz. 2. c. 44.	The Customs and Excise Act 1952.	Schedule 6, except for cases in which the value of goods falls to be determined as at a time before the entry date. Section 29.
1 & 2 Eliz. 2. c. 15.	The Iron and Steel Act 1953.	Section 29.
5 & 6 Eliz. 2. c. 57.	The Agriculture Act 1957.	Section 2(6)(b), with the preceding "or". Section 3. Section 8(1), and in section 8(2) the words "and subsection (1) of section 3". In section 11 the words "and 'special review'" and the words "or special review".
10 & 11 Eliz. 2. c. 22.	The Coal Consumers' Councils (Northern Irish Interests) Act 1962.	Section 1(1) and (2), in so far as they apply to the Industrial Coal Consumers' Council.
1963 c. 11.	The Agriculture (Miscellaneous Provisions) Act 1963.	Section 9(8).
1967 c. 17.	The Iron and Steel Act 1967.	Sections 8, 15 and 30. Section 48(2)(b). In Schedule 3, the entries relating to section 6 of the Iron and Steel Act 1949. In Schedule 4, section 6 of the Iron and Steel Act 1949 as there set out.
1967 c. 22.	The Agriculture Act 1967.	Section 61(7). Section 64(6). Section 65(5).
1968 c. 48.	The International Organisations Act 1968.	Section 3. In section 4, the words "other than the Commission of the European Communities".

SCH. 3

Chapter	Short Title	Extent of Repeal
1970 c. 24.	The Finance Act 1970.	In Schedule 2, paragraph 5(1) from "Where, by virtue" onwards, and paragraph 5(2)(b) and (c), except for cases in which the value of goods falls to be determined as at a time before the entry date.
1970 c. 40.	The Agriculture Act 1970.	Section 106(5).

## SCHEDULE 4

Section 4.

## ENACTMENTS AMENDED

A: *Customs Duties*A(i): *Import Duty Reliefs etc.*

1.—(1) Save as provided by paragraphs (a) and (b) below, for the words "the Treasury", wherever occurring in Part II (including Schedule 3) of the Import Duties Act 1958, and for the words "the Board of Trade" or "the Board", wherever occurring in that Act or in section 1 of the Finance Act 1966, there shall be substituted the words "the Secretary of State" (and in section 6(1) to (3) of the Act of 1958 and section 1(1)(a) of that of 1966 there shall be made any consequential substitution of words in the singular for words in the plural); but in the Act of 1958—

(a) there shall be omitted section 5(7), in section 8(5) the words "on the recommendation of the Board of Trade", in section 9(2) the words preceding the first "in" and the words "to recommend that" and in section 13(4) the words "of the Treasury"; and

(b) for section 13(1) there shall be substituted—

"(1) Any power to make orders which is conferred by this Act shall include power to vary or revoke any order made in the exercise of that power."

The coming into force of this sub-paragraph shall not affect the continuance in force of any order, regulations or direction previously made or given; but where any condition previously imposed under Part II of the Import Duties Act 1958 requires any consent of the Treasury or of the Board of Trade, it shall thereafter be construed as requiring instead that of the Secretary of State.

(2) In section 5(4) of the Import Duties Act 1958 (power to provide by order for administration of any relief from duty under the section) after the words "any relief from duty under this section" there shall be inserted the words "or for the implementa-

## SCH. 4

tion or administration of any like relief provided for by any Community instrument”, and after paragraph (a) there shall be inserted—

“(aa) where the relief is limited to a quota of imported goods, provide for determining the allocation of the quota or for enabling it to be determined by the issue of certificates or licences or otherwise ;”.

1958 c. 6.

(3) In section 6(1) of the Import Duties Act 1958 (power to exempt importations meant for research or other special purposes) before the words “any import duty” there shall be inserted the words “the whole or part of”.

(4) In section 7 of the Import Duties Act 1958 (which confers power to exempt importations intended for export, but with power to attach conditions on the grant of exemption) there shall be added at the end of subsection (3) the words “or that, in such circumstances as the Commissioners may require, there shall be paid by way of duty such amount as may be so required”; and after subsection (3) there shall be inserted the following subsections:—

“(3A) For purposes of this section the Commissioners may treat any imported articles as if it were intended to re-export goods incorporating them or manufactured or produced from them, if the Commissioners are satisfied that goods incorporating, or manufactured or produced from, like articles have been or are intended to be exported and that in the circumstances it is proper for the imported articles to be so treated.

(3B) References in this section to goods manufactured or produced from any articles shall, in such cases and to such extent as the Commissioners may allow, be treated as including goods in the manufacture, production or repair of which those articles are used as an agent to carry out or facilitate any process or are used to treat, protect or test the goods or any component of them.”

(5) In section 13(4) of the Import Duties Act 1958 (orders lapsing unless approved by resolution of House of Commons) before the words “the statutory instrument” there shall be inserted the words “unless the order states that it does not do so otherwise than in pursuance of a Community obligation”.

(6) In Schedule 3 to the Import Duties Act 1958 at the end of paragraph 8 (which allows relief under section 5 to be given with a view to conforming with international agreements) there shall be added at the end the words “or with a view to conforming with any Community obligations or otherwise affording relief provided for by or under the Community Treaties.”

A(ii): *Customs and Excise Act 1952*

1952 c. 44.

2.—(1) In the Customs and Excise Act 1952 there shall be made, with effect from the entry date, the amendments provided for by the following sub-paragraphs.

(2) In section 34, there shall be inserted after subsection (1) a new subsection—

“(1A) Where security for the payment of duty is given to the satisfaction of the Commissioners in accordance with such



arrangements as may be prescribed by regulations of the Commissioners, then subject to such conditions as may be so prescribed or as the Commissioners may see fit to impose, the Commissioners may permit payment under this section of the duty to be deferred for such period as may be so prescribed, and duty of which payment is deferred under this subsection shall be deemed to have been paid for purposes of any relief from duty by way of drawback, for purposes of sections 35, 36 and 46 of this Act, and for such other purposes as may be so prescribed; but the regulations may provide for payment to be deferred in the case of some duties of customs or some goods but not of others”;

and in section 86 (removal of warehoused goods) there shall be added at the end of subsection (4) the words “but section 34(1A) of this Act shall apply to warehoused goods with the substitution of a reference to this section for any reference to that section”.

(3) At the end of section 67 there shall be added as a separate subsection (2)—

“(2) Without prejudice to subsection (1) above, where any question as to the duties of customs chargeable on any goods, or the operation of any prohibition or restriction on importation, depends on any question as to the place from which the goods were consigned, or any question where they or other goods are to be treated as grown, manufactured or produced, or any question as to payments made or relief from duty allowed in any country or territory, then—

- (a) the Commissioners may require the importer of the goods to furnish to them, in such form as they may prescribe, proof of any statement made to them as to any fact necessary to determine that question, or of the accuracy of any certificate or other document furnished in connection with the importation of the goods and relating to the matter in issue, and if such proof is not furnished to their satisfaction, the question may be determined without regard to that statement or to that certificate or document; and
- (b) if in any proceedings relating to the goods or to the duty chargeable thereon the accuracy of any such certificate or document comes in question, it shall be for the person relying on it to furnish proof of its accuracy.”

(4) At the end of section 70 there shall be added as a separate subsection (2)—

“(2) Where, in pursuance of any Community requirement or practice as to the movement of goods between countries, a seal, lock or mark is used (whether in the United Kingdom or elsewhere) to secure or identify any goods for customs purposes, and the seal, lock or mark is at any time wilfully and prematurely removed or tampered with in the United Kingdom, the person then in charge of the goods shall be liable to a penalty of £100.”

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(5) In section 80(1) (which provides for the approval of warehouses for the goods mentioned in paragraphs (a) to (d)) there shall be inserted after paragraph (d) as a new paragraph—

“(e) subject to such conditions and restrictions as aforesaid, of such other goods as the Commissioners may allow to be warehoused for exportation or for use as stores in cases where relief from or repayment of any duty of customs or other payment is conditional on their exportation or use as stores;”

and in section 88(1) (duty chargeable on warehoused goods) there shall be inserted after the words “warehoused goods” the words “(other than those falling within section 80(1)(e) of this Act)”.

(6) In section 88(4) after the word “hops” there shall be inserted the words “the proprietor of the goods may elect, if any permitted operation has been carried out on the goods in warehouse, that the amount of any duty chargeable thereon under this section, not being a duty of excise or a duty of customs other than an import duty, shall be calculated in accordance with the account last taken of the goods before any permitted operation was so carried out, but otherwise”.

(7) After section 255 there shall be inserted as a new section 255A—

“255A. Where any question as to the duties of customs chargeable on any goods depends on the use to be made of any goods or on any other matter not reasonably ascertainable from an examination of the goods, and that question is not in law conclusively determined by the production of any certificate or other document, then on the importation of those goods the Commissioners may impose such conditions as they see fit for securing that the goods will be so used or otherwise for the prevention of abuse or the protection of the revenue (including conditions requiring security for the observance of any conditions so imposed)”.

(8) For section 258(1) and (2) there shall be substituted, except for cases in which the value of goods falls to be determined as at a time before the entry date, a new subsection—

“(1) For the purposes of any duty of customs for the time being chargeable on any imported goods by reference to their value, whether a Community customs duty or not, the value of the goods shall be taken according to the rules applicable in the case of Community customs duties, and duty shall be paid on that value:

Provided that in relation to an importation in the course of trade within the Communities the value shall be determined on the basis of a delivery to the buyer at the port or place of importation into the United Kingdom.”

### B: Food

1955 c. 16  
(4 & 5 Eliz. 2).  
1956 c. 30.

3.—(1) In the Food and Drugs Act 1955 (“the Act of 1955”), and in the Food and Drugs (Scotland) Act 1956 (“the Act of 1956”), there shall be inserted in section 4(1) (regulations as to composition

of food etc.) after the words "protection of the public" the words "or to be called for by any Community obligation". SCH. 4

(2) (a) After section 123 of the Act of 1955 there shall be inserted as section 123A the following section:—

"(1) The Ministers may, as respects any directly applicable Community provision relating to food for which, in their opinion, it is appropriate to make provision under this Act, by regulations make such provision as they consider necessary or expedient for the purpose of securing that the Community provision is administered, executed and enforced under this Act, and may apply such of the provisions of this Act as may be specified in the regulations in relation to the Community provision with such modifications, if any, as may be so specified.

(2) For the purpose of complying with any Community obligation, or for conformity with any provision made for that purpose, the Ministers may by regulations make provision as to—

(a) the manner of sampling any food specified in the regulations, and the manner in which samples are to be dealt with; and

(b) the method to be used in analysing, testing or examining samples of any food so specified;

and regulations made by the Ministers for that purpose, or for conformity with any provision so made, may modify or exclude any provision of this Act relating to the procuring or analysis of, or dealing with, samples or to evidence of the results of an analysis or test";

and in section 124(2) of the Act of 1955 (statutory instruments subject to annulment), in paragraph (a) after the words "eighty-nine" there shall be inserted the words "or section 123A".

(b) After section 56 of the Act of 1956 there shall be inserted as section 56A the same section as is set out in paragraph (a) above but with the substitution for the words "the Ministers, "their opinion" and "they consider" of the words "the Secretary of State", "his opinion" and "he considers" respectively.

(c) In section 22(2) of the Trade Descriptions Act 1968 1968 c. 29. (admissibility of evidence of analysis where offence is one under both that Act and food and drugs laws) after the words "123" there shall be inserted the words "or 123A" and after the word "56" there shall be inserted the words "or 56A".

(3) As from the end of the year 1975, or any earlier date which, for any provision, the Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly may by order made by statutory instrument appoint, there shall be omitted the following provisions of the Act of 1955 or the Act of 1956, that is to say,—

(a) section 32(2) of the Act of 1955 and section 17(1)(b) of the Act of 1956, and the words "any separated milk, or" in section 32(4) of the Act of 1955 and in section 17(2) of the Act of 1956;

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- (b) section 33 of the Act of 1955, together with the words from “(being” to “Act)” in section 29(1)(l) of that Act, and in section 16 of the Act of 1956 subsection (1), together with the words from “(being” to “subsection)” in subsection (2).

C: *Grading etc. of Horticultural Produce*

1964 c. 28.

4.—(1) Part III of the Agriculture and Horticulture Act 1964 (grading and transport of fresh horticultural produce) shall be amended as follows:—

- (a) in section 11 (power to prescribe grades) there shall be added at the end as a new subsection (3)—

“(3) Regulations under subsection (1) above shall not apply to produce of any description for the time being subject to Community grading rules; but in relation to any such produce the Ministers may by regulations—

- (a) make additional provision as to the form of any label required for the purpose of those rules or as to the inclusion in any such label of additional particulars (not affecting the grading of the produce);

- (b) provide for the application, subject to any modifications specified in the regulations, of all or any of the following provisions of this Part of this Act as if the produce were regulated produce and as if the standards of quality established by those rules were prescribed grades.”;

- (b) at the end of section 22(3) (which provides against the grading etc. of produce by agricultural marketing boards otherwise than in conformity with regulations under section 11(1) or 21 or, in Northern Ireland, any corresponding provisions for the time being in force there) there shall be added—

“This subsection shall apply in relation to Community grading rules as it applies in relation to regulations under section 11(1) or 21 of this Act or, as regards Northern Ireland, under any corresponding provisions.”;

- (c) in section 24 (interpretation of Part III) there shall be inserted after the definition of “authorised officer” the following definition:—

“Community grading rules” means any directly applicable Community provisions establishing standards of quality for fresh horticultural produce.

1968 c. 29.

(2) In section 2(4) of the Trade Descriptions Act 1968 (which provides that certain statutory descriptions and markings are to be deemed not to be trade descriptions) after the words “the Agriculture and Horticulture Act 1964” there shall be inserted the words “or any Community grading rules within the meaning of Part III of that Act”.

**D: Seeds and other Propagating Material**

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5.—(1) In the Plant Varieties and Seeds Act 1964 there shall be made the amendments provided for by sub-paragraphs (2) to (5) below. 1964 c. 14.

(2) In section 16(1)(c) (preventing spread of plant disease by the sale of seeds) for the words “the sale” there shall be substituted the word “means”; and after section 16(1) there shall be inserted as subsection (1A):—

“(1A) Seeds regulations may further make provision for regulating the marketing, or the importation or exportation, of seeds or any related activities (whether by reference to officially published lists of permitted varieties or otherwise), and may in that connection include provision—

- (a) for the registration or licensing of persons engaged in the seeds industry or related activities ;
- (b) for ensuring that seeds on any official list remain true to variety ;
- (c) for the keeping and inspection of records and the giving of information ;
- (d) for conferring rights of appeal to the Tribunal ;
- (e) for excluding, extending or modifying, in relation to or in connection with any provision of the regulations, the operation of any provision made by the following sections of this Part of this Act or of Part IV of this Act, and for the charging of fees ” ;

and the provisions relating to offences connected with seeds regulations shall be amended as follows:—

- (a) in section 16, for the words from “which concerns” in subsection (7)(b) to the end of subsection (8) there shall be substituted the words “he shall be liable on summary conviction to a fine not exceeding £400 ” ; and
- (b) in section 18(2) for the words from “for an offence” in paragraph (b) to the end of paragraph (c) there shall be substituted the words “for any other offence” ; and
- (c) in section 25(7) for paragraphs (a) and (b) there shall be substituted the words “to a fine not exceeding one hundred pounds ”.

(3) At the end of section 16 there shall be added a subsection (8)—

“(8) The Ministers acting jointly may make seeds regulations for the whole of Great Britain ”.

(4) In section 29 (which extends Part II to seed potatoes) after the words “seed potatoes”, in both places, there shall be inserted the words “to any other vegetative propagating material and to silvicultural planting material”, and at the end of that section there shall be added as subsections (2) and (3)—

“(2) The Forestry Commissioners may establish and maintain an official seed testing station for silvicultural propagating

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and planting material, and seeds regulations may confer on those Commissioners any functions the regulations may confer on a Minister, and the Commissioners may charge or authorise the charging of fees for services given at any such station or in connection with any such functions ; and accordingly—

- (a) references in this Part of this Act to an authorised officer shall include an officer of those Commissioners ; and
- (b) in section 25 above the references in subsections (3), (4) and (6) to a person duly authorised by the Minister shall include a person duly authorised by the Commissioners.

Any expenses incurred or fees received by the Commissioners by virtue of this subsection shall be paid out of or into the Forestry Fund.

(3) In relation to matters concerning silvicultural propagating or planting material or concerning the Forestry Commissioners, 'the Minister' shall in this Part of this Act mean, in relation to Wales and Monmouthshire, the Secretary of State, and the reference in section 16(8) to the Ministers shall be construed accordingly."

Accordingly in section 30(1) in the definition of "official testing station" there shall be omitted the words "by the Minister or Ministers", and in section 38(1) in the definition of "the Minister" after the word "means" there shall be inserted the words "(subject to section 29(3))".

(5) In section 10(1) for the name "Plant Variety Rights Tribunal" there shall be substituted the name "Plant Varieties and Seeds Tribunal", and in paragraph 5(1) of Schedule 4 there shall be added at the end of paragraph (b) (which sets up, to furnish members of the Tribunal, a panel of persons with specialised knowledge) the words "or of the seeds industry".

1957 c. 20.

(6) In Part III of Schedule 1 to the House of Commons Disqualification Act 1957, as amended by the Plant Varieties and Seeds Act 1964 (both for the Parliament of the United Kingdom and for the Parliament of Northern Ireland), and in Schedule 1 to the Tribunals and Inquiries Act 1971, for the name 'Plant Variety Rights Tribunal' there shall be substituted in each place the name 'Plant Varieties and Seeds Tribunal'."

1971 c. 62.

E: *Fertilisers and Feeding Stuffs*

1970 c. 40.

6. After section 74 of the Agriculture Act 1970 there shall be inserted as a new section 74A—

"74A.—(1) Regulations under this Part of this Act, with a view to controlling in the public interest the composition or content of fertilisers and of material intended for the feeding of animals, may make provision—

- (a) prohibiting or restricting, by reference to its composition or content, the importation into and exportation from the United Kingdom, the sale or possession with a view to sale, or the use, of any prescribed material ;

(b) regulating the marking, labelling and packaging of prescribed material and the marks to be applied to any container or vehicle in which any prescribed material is enclosed or conveyed.

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(2) Regulations made under subsection (1) above with respect to any material may include provision excluding or modifying the operation in relation to that material of any other provision of this Part of this Act ; but, subject to any provision so made, references in this Part of this Act to feeding stuffs shall apply to all material which is intended for the feeding of animals and with respect to which regulations are for the time being in force under that subsection.

(3) Any person who contravenes any prohibition or restriction imposed by regulations under subsection (1) above, or fails to comply with any other provision of the regulations, shall be liable on summary conviction to a fine not exceeding £400 or, on a second or subsequent conviction, to a fine not exceeding £400 or to imprisonment for a term not exceeding three months, or to both.

(4) With a view to implementing or supplementing any Community instrument relating to fertilisers or to material intended for the feeding of animals, regulations may provide for the application, in relation to any material specified in the regulations, of all or any of the provisions of this Part of this Act, subject to any modifications which may be so specified."

#### F: *Animal Health*

7.—(1) In the Diseases of Animals Act 1950 there shall be made, <sup>1950 c. 36.</sup> with effect from the entry date, the amendments provided for by the following sub-paragraphs.

(2) At the end of section 25 (imported animals to be slaughtered on landing) there shall be added—

“other than animals of any such description as may be prescribed by order of the Minister which are brought from a member State and in relation to which any conditions so prescribed are satisfied ; but where Part I (slaughter) of the First Schedule to this Act is under this section not to apply to animals so brought, the Minister may by order provide that Part II (quarantine) and Part III (ancillary provisions) shall apply, with or without modification.

An order under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.”

(3) After section 36 there shall be inserted a new section 36A—

“36A. The Minister may by order make provision in the interests of animal health or of human health, for regulating the exportation from Great Britain to a member State of animals or poultry or carcases thereof, and in particular for prohibiting exportation without such certificate or licence as may be prescribed by the order, and as to the circumstances in which and conditions on which a certificate or licence may be obtained ”.

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(4) In section 49(1)(a) (control of import of poultry) after the word "poultry", in the first two places where it occurs, there shall be inserted the words "or carcasses of poultry".

(5) At the end of section 19(6) (power to withhold or reduce compensation for slaughter of animal imported when diseased) there shall be added the words "or, before or while being brought from a member State, exposed to the infection of disease".

G: *Plant Health*

## 1967 c. 8.

8.—(1) In the Plant Health Act 1967 there shall be made, with effect from the entry date, the amendments provided for by the following sub-paragraphs.

(2) In section 1(1) (by which the Act has effect for the control in Great Britain of plant pests and diseases) the words "in Great Britain" shall be omitted; and—

(a) in section 2(1) and section 3(1) (orders for control of pests) after the words "thinks expedient" there shall be inserted the words "or called for by any Community obligation";

(b) at the end of section 3(1), after the words "preventing the spread of pests in Great Britain", there shall be added the words "or the conveyance of pests by articles exported from Great Britain";

(c) in section 3(5) (which extends the time limit for summary prosecutions of certain offences) there shall be omitted the words "where the offence is one in connection with the movement, sale, consignment or planting of potatoes".

(3) In section 3(2)(a) (which provides for the removal or destruction of infected crops etc.) there shall be inserted after the word "removal" the word "treatment" and after the words "any seed, plant or part thereof" the words "or any container, wrapping or other article", and in section 3(2)(b) (which provides for entry on land for those and other purposes) there shall be inserted after the word "removal" the word "treatment" and after the word "land" the words "or elsewhere"; and the words "or elsewhere" shall also be inserted after the word "land" in section 4(1)(b) (which also relates to entry).

(4) At the end of section 6(1) there shall be added the words "or, in the case of an order prohibiting or regulating the landing in or exportation from Great Britain of any articles, shall be subject to annulment in pursuance of a resolution of either House of Parliament".

H: *Road Vehicles (Driving under Age, and Drivers' Hours)*

## 1972 c. 20.

9.—(1) In section 4(4) of the Road Traffic Act 1972 (offence of driving below the permitted age) there shall be added at the end the words "and this subsection shall apply to a contravention in Great Britain of any directly applicable Community provision relating to the driving of road vehicles on international journeys, being a provision as to the minimum age for driving a vehicle of any description, as it applies to a contravention of the provisions of this section".



(2) In Part VI of the Transport Act 1968, in section 103(1), after the definition of "employer" there shall be inserted the words "the international rules" means any directly applicable Community provision relating to the driving of road vehicles on international journeys"; and—

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1968 c. 73.

- (a) after section 96(11) there shall be inserted as subsection (11A)—

"(11A) Where, in the case of a driver or member of the crew of a motor vehicle, there is in Great Britain a contravention of any requirement of the international rules as to periods of driving, or distance driven, or periods on or off duty, then the offender and any other person (being the offender's employer or a person to whose orders the offender was subject) who caused or permitted the contravention shall be liable on summary conviction to a fine not exceeding £200";

and in section 98(4) (failure to comply with regulations as to keeping of records etc.) after the words "regulations made under this section" there shall be inserted the words "or any requirement as to books or records of the international rules"; in section 98(5) after the words "regulations under this section" there shall be inserted the words "or of the international rules"; and in section 99(5) (falsification of records) after the words "regulations under section 98 thereof" there shall be inserted the words "or the international rules";

- (b) in section 99(1) (power of enforcement officer to inspect records and other documents) there shall be inserted after paragraph (c)—

"(d) any corresponding book, register or document required by the international rules or which the officer may reasonably require to inspect for the purpose of ascertaining whether the requirements of the international rules have been complied with";

and in section 99(3) after the words "subsection (1)(a)" there shall be inserted "or (d)";

- (c) in section 98(2) (power to make provision supplementary and incidental to the provision made under section 98(1) as to the keeping of books and records) there shall be inserted after the words "supplementary and incidental provisions" the words "including provisions supplementary and incidental to the requirements of the international rules as to books and records"; and after the words "for the purpose of the regulations" in paragraph (a) the words "or of the international rules".

(3) At the end of section 95(1) of the Transport Act 1968 there shall be added the words—

"but the Secretary of State may by regulations make such provision supplemental or incidental to, or by way of adaptation of, this Part of this Act as is in his opinion called for to take

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account, in relation to journeys and work to which the international rules apply, of the operation of those rules and to ensure compatibility of operation between section 96(1) to (9) as they apply to other journeys and work and the international rules; and regulations made under this subsection—

(a) may in particular make exceptions from the operation of section 96(1) to (6), and include provision as to the circumstances in which a period of driving or duty to which the international rules apply is to be included or excluded in reckoning any period for purposes of section 96(1) to (6); and

(b) may contain such transitional and supplementary provisions as the Secretary of State thinks necessary or expedient;

and a reference to the international rules shall be deemed to be included in any reference to this Part of this Act in sections 35(2)(b), 62(4)(b) and 64(2)(c) of this Act and in paragraph 2(5) of Schedule 9 thereto."

1968 c. 73.

(4) In the following provisions as amended by the Transport Act 1968 (which, as so amended, allow records kept under Part VI of that Act to be inspected), that is to say, in section 11(1)(a) of the Road Haulage Wages Act 1938 and in section 19(3)(b) of the Wages Councils Act 1959, after the words "Part VI of the Transport Act 1968" there shall be inserted the words "or of the international rules within the meaning of the said Part VI"; and in Schedule 2 to the Road Traffic (Foreign Vehicles) Act 1972, in the entry relating to sections 96 to 98 of the Transport Act 1968 and regulations and orders thereunder, there shall be added at the end of the words in the first column the words "and the international rules within the meaning of Part VI of that Act".

1938 c. 44.

1959 c. 69.

1972 c. 27.

**I: Road Transport (International Passenger Services)**

1960 c. 16.

10. In section 160(1) of the Road Traffic Act 1960 (regulations with respect to licensing of public service vehicles), in paragraph (k) after the word "vehicles" there shall be inserted the words "registered elsewhere than in Great Britain or" and the following shall be added at the end of the subsection:—

"(l) exempting vehicles from the requirement of a road service licence when used under an authorisation granted in pursuance of any directly applicable Community provision regulating the provision of international passenger-carrying road transport services;

(m) requiring documents of any prescribed description relevant to the administration or enforcement of any such Community provision to be kept and produced on demand for the inspection of a prescribed person;

(n) prescribing persons to act as authorised inspection officers for the purposes of any such Community provision;"

and at the end of section 239 of that Act (penalty for contravention

of regulations) there shall be inserted the words “and where any such directly applicable Community provision as is referred to in section 160(1)(l) of this Act requires the keeping or production of any document, any person who contravenes that requirement shall be guilty of an offence under this section.”

**Sch. 4**



# Horserace Totalisator and Betting Levy Boards Act 1972

## 1972 CHAPTER 69

An Act to extend the corporate powers of the Horserace Totalisator Board; to remove the limit on the number of members of that Board; to make provision with respect to applications by that Board for betting office licences; to transfer the functions of that Board with respect to the approval of horse racecourses to the Horserace Betting Levy Board; to facilitate the exercise of the functions of the government-appointed members of the Horserace Betting Levy Board; and for other purposes related to the activities of those Boards.

[17th October 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

New corporate powers for Totalisator Board.

- 1.—(1) The Totalisator Board shall have power—
  - (a) to carry on pool betting business in any form—
    - (i) on any horse race ;
    - (ii) on any other event approved by the Secretary of State for the purposes of this paragraph ;
  - (b) by way of business to receive or negotiate bets made otherwise than by way of pool betting—
    - (i) on any sporting event ;
    - (ii) on any other event approved by the Secretary of State for the purposes of this paragraph.
- (2) Any approval for the purposes of paragraph (a) or (b) of subsection (1) of this section shall be given by order made

by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament; and the power to make orders under this subsection shall include power to vary or revoke a previous order under this subsection.

(3) In its application to pool betting by means of facilities provided by the Totalisator Board, section 14(3) of the Act of 1963 (which requires the Board when bets on a race or races are made by way of sponsored pool betting to cause the whole of the aggregate amount of the stake money to be distributed after deducting a percentage determined by the Board either generally or with respect to any particular racecourse) shall have effect as if—

(a) references to a race included references to any event other than a race; and

(b) for the words “either generally or with respect to any particular racecourse” there were substituted the words “either generally or with respect to any particular case or class of cases.”

(4) Nothing in section 14(5) of the Act of 1963 (which gives the Board power to remunerate and provide facilities for persons who negotiate, receive or transmit bets on behalf of the Board) shall be construed as limiting the power which the Board have under section 15(1)(d) of that Act (general incidental powers) to make arrangements of any kind for the performance of any of their functions with the assistance of, or in conjunction with, any other person.

(5) In section 14(1) of the Act of 1963 (which confers on the Board power and the exclusive right to undertake a range of activities more limited than those specified in subsection (1) of this section) for the words “shall have power and the exclusive right” there shall be substituted the words “shall have the exclusive right”.

(6) In section 6(1)(b) of the Betting and Gaming Duties Act 1972 c. 25. and in paragraph 4(4) and (5) and paragraph 8 of Schedule 1 to that Act (which makes provision for and in connection with the charge of pool betting duty on bets made with a bookmaker by way of coupon betting) references to a bookmaker shall apply also to the Totalisator Board, and section 1(1)(b) of that Act (under which general betting duty is charged on bets made by means of facilities provided by the Board) shall not apply to bets made with the Board by way of coupon betting within the meaning of section 6(1)(b).

2. In section 12(2) of the Act of 1963 (which provides that the Totalisator Board is to consist of a chairman and three other members) for the words “a chairman and three other members, all four of whom” there shall be substituted the words “a chairman and three other members, all four of whom” Removal of limit on number of members of Totalisator Board.

chairman and such number of other members as the Secretary of State may determine, all of whom ”.

Applications  
by Totalisator  
Board for  
betting office  
licences.

3.—(1) Paragraph 19(b)(ii) of Schedule 1 to the Act of 1963 (which enables the appropriate authority to refuse an application for the grant or renewal of a betting office licence on the ground that the grant or renewal would be inexpedient having regard to the demand in the locality and the number of betting offices already available) shall not apply to an application by the Totalisator Board for the grant of a betting office licence, but such an application may be refused on the ground that reasonably adequate facilities exist in the locality for betting at licensed betting offices of the Board.

(2) Paragraph 19(b)(ii) shall also cease to apply to any application for the renewal of such a licence, or to any application for the grant of such a licence by way of transfer of one that is in force for the same premises at the time of the application ; and accordingly in paragraph 19(b)(ii) for the words “ or renewal ” there shall be substituted the words “ (if the application is for that, and the applicant is not the Totalisator Board nor applying for the grant of a licence by way of transfer of one that is in force for the same premises at the time of the application) ”.

(3) This section shall not come into force unless and until the Secretary of State so directs by order made by statutory instrument of which a draft has been laid before Parliament.

Financing of  
totalisators on  
approved horse  
racecourses.

4.—(1) Where facilities for sponsored pool betting are, with the authority of the Totalisator Board, being provided on an approved horse racecourse by the persons having the management of that course, any amount deducted by those persons under section 14(3)(a) of the Act of 1963 from the aggregate amount staked may, to such extent as the Totalisator Board may allow, be retained by those persons instead of being paid to the Board as required by section 14(4).

(2) It is hereby declared that the purposes for which the Levy Board have power under section 25(2)(d) of the Act of 1963 to make payments (in accordance with schemes prepared by them and approved by the Secretary of State) as purposes conducive to the improvement of horseracing include the provision on approved horse racecourses of facilities for sponsored pool betting, whether provided by the Totalisator Board or by the persons having the management of the course.

5.—(1) The functions of the Totalisator Board under section 13 of the Act of 1963 (grant and revocation of certificates of approval of horse racecourses) are hereby transferred to the Levy Board ; and accordingly in the said section 13 and in the definition of “ approved horse racecourse ” in section 55(1) of that Act for any reference to the Totalisator Board there shall be substituted a reference to the Levy Board.

Transfer to Levy Board of Totalisator Board's functions with respect to approval of horse racecourses.

(2) This section does not affect the validity of any certificate under the said section 13 which is in force at the passing of this Act, and any such certificate shall thereafter be treated for the purposes of the said section 13 as if it had been granted by the Levy Board.

6. Any functions of the government-appointed members of the Levy Board may be exercised by any two of those members.

Exercise of functions of government-appointed members of Levy Board.

7. The Levy Board shall have power to remit in whole or in part any sums outstanding at the passing of this Act in respect of the contributions payable to that Board by the Totalisator Board as mentioned in section 24(1) of the Act of 1963.

Remission of contributions due from Totalisator Board to Levy Board.

8.—(1) This Act may be cited as the Horserace Totalisator and Betting Levy Boards Act 1972.

Short title, interpretation and extent.

(2) In this Act “ the Act of 1963 ” means the Betting, Gaming and Lotteries Act 1963, and any expression in this Act which is also used in that Act has the same meaning as in that Act.

1963 c. 2.

(3) In this Act references to the government-appointed members of the Levy Board are references to the three persons for the time being appointed to be members of the Board by the Secretary of State.

(4) Except where the context otherwise requires, any reference in this Act to any enactment shall be construed as a reference to that enactment as amended by or under any other enactment.

(5) This Act shall not form part of the law of Northern Ireland.







# Local Government Act 1972

## 1972 CHAPTER 70

An Act to make provision with respect to local government and the functions of local authorities in England and Wales; to amend Part II of the Transport Act 1968; to confer rights of appeal in respect of decisions relating to licences under the Home Counties (Music and Dancing) Licensing Act 1926; to make further provision with respect to magistrates' courts committees; to abolish certain inferior courts of record; and for connected purposes. [26th October 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### PART I

#### LOCAL GOVERNMENT AREAS AND AUTHORITIES IN ENGLAND

##### *New local government areas*

1.—(1) For the administration of local government on and after 1st April 1974 England (exclusive of Greater London and the Isles of Scilly) shall be divided into local government areas to be known as counties and in those counties there shall be local government areas to be known as districts. New local government areas in England.

(2) The counties shall be the metropolitan counties named in Part I and the non-metropolitan counties named in Part II of Schedule 1 to this Act and shall comprise the areas respectively described (by reference to administrative areas existing immediately before the passing of this Act) in column 2 of each Part of that Schedule.

(3) The districts in the metropolitan counties shall be those respectively specified in column 2 of the said Part I and shall comprise the areas respectively described (by reference to

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administrative areas existing immediately before the passing of this Act) in that column, and the Secretary of State may by order provide a name for any such district.

(4) The districts in the non-metropolitan counties shall be those respectively specified in one or more orders made by the Secretary of State under paragraph 1 of Schedule 3 to this Act and having the names given to them by one or more orders so made.

(5) Part III of Schedule 1 to this Act shall have effect in relation to the boundaries of the new local government areas.

(6) Subject to Part IV of Schedule 1 to this Act and to any provision corresponding to that Part made by an order under section 254 below, the rural parishes existing immediately before 1st April 1974 shall continue to exist on and after that date by the name of parishes.

(7) The said Part IV shall have effect with respect to the existing rural parishes which by virtue of this Act are comprised in more than one county or more than one metropolitan district.

(8) Part V of Schedule 1 to this Act shall have effect for the purpose of constituting parishes the boundaries of which are determined by reference to those of existing boroughs and urban districts and also, in cases where the areas of such boroughs and urban districts are divided by or under this section between two or more new districts, by reference to the boundaries of the new districts.

1958 c. 55. (9) The boroughs which by virtue of section 141 of the 1933 Act or section 28 of the Local Government Act 1958 are included in rural districts immediately before the passing of this Act shall on the passing of this Act become parishes without ceasing to be boroughs, but shall cease to be boroughs on 1st April 1974.

(10) On that date the following local government areas existing immediately before that date outside Greater London and the Isles of Scilly, that is to say, all administrative counties, boroughs (except those in rural districts), urban districts, rural districts and urban parishes, shall cease to exist and the council of every such area which has a council shall also cease to exist.

(11) On that date the municipal corporation of every borough outside Greater London (and the corporation of a borough included in a rural district) shall cease to exist.

(12) In this section "England" does not include the administrative county of Monmouthshire or the county borough of Newport.

#### *Principal councils*

Constitution  
of principal  
councils in  
England.

2.—(1) For every county there shall be a council consisting of a chairman and councillors and the council shall have all such functions as are vested in them by this Act or otherwise.

(2) For every district there shall be a council consisting of a chairman and councillors and the council shall have all such functions as are vested in them by this Act or otherwise.

(3) Each council mentioned in subsection (1) or (2) above shall be a body corporate by the name "The County Council" or "The District Council", as the case may be, with the addition of the name of the particular county or district.

#### *Members of principal councils*

3.—(1) The chairman of a principal council shall be elected **Chairman.** annually by the council from among the councillors.

(2) The chairman shall, unless he resigns or becomes disqualified, continue in office until his successor becomes entitled to act as chairman.

(3) During his term of office the chairman shall continue to be a member of the council notwithstanding the provisions of this Act relating to the retirement of councillors.

(4) The chairman of a district council shall have precedence in the district, but not so as prejudicially to affect Her Majesty's royal prerogative.

(5) A principal council may pay the chairman for the purpose of enabling him to meet the expenses of his office such allowance as the council think reasonable.

4.—(1) The election of the chairman shall be the first business **Election of** transacted at the annual meeting of a principal council. **chairman.**

(2) If, apart from section 3(3) above or section 5(2) below, the person presiding at the meeting would have ceased to be a member of the council, he shall not be entitled to vote in the election except in accordance with subsection (3) below.

(3) In the case of an equality of votes the person presiding at the meeting shall give a casting vote in addition to any other vote he may have.

5.—(1) A principal council shall appoint a member of the **Vice-chairman.** council to be vice-chairman of the council.

(2) The vice-chairman shall, unless he resigns or becomes disqualified, hold office until immediately after the election of a chairman at the next annual meeting of the council and during that time shall continue to be a member of the council notwithstanding the provisions of this Act relating to the retirement of councillors.

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(3) Subject to any standing orders made by the council, anything authorised or required to be done by, to or before the chairman may be done by, to or before the vice-chairman.

(4) A principal council may pay the vice-chairman for the purpose of enabling him to meet the expenses of his office such allowance as the council think reasonable.

Term of office and retirement of councillors.  
1949 c. 68.

6.—(1) Councillors for a principal area shall be elected by the local government electors for that area in accordance with this Act and Part I of the Representation of the People Act 1949.

(2) For the purposes of the election of councillors—

(a) every county shall be divided into electoral divisions, each returning (subject to paragraph 3 of Schedule 3 to this Act) one councillor ;

(b) every metropolitan district shall be divided into wards, each returning a number of councillors which is divisible by three ; and

(c) every non-metropolitan district shall be divided into wards, each returning such number of councillors as may be provided by an order under the said paragraph 3 or under or by virtue of the provisions of section 7 below or Part IV of this Act ;

and there shall be a separate election for each electoral division or ward.

Elections of councillors.

7.—(1) The ordinary elections of county councillors shall take place in 1973 and every fourth year thereafter, their term of office shall be four years and they shall retire together in every such fourth year on the fourth day after the ordinary day of election of county councillors, and in and after 1977 the newly elected councillors shall come into office on the day on which their predecessors retire.

(2) The ordinary elections of metropolitan district councillors shall take place in 1973, 1975 and every year thereafter other than a year of election of county councillors.

(3) Subject to paragraph 4 of Schedule 3 to this Act, the term of office of metropolitan district councillors shall be four years and one-third of the whole number of councillors in each ward of a metropolitan district, being those who have been councillors for the longest time without re-election, shall retire in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such councillors, and in and after 1975 the newly elected councillors shall come into office on the day on which their predecessors retire.

(4) Subject to subsection (5) below, a non-metropolitan district council may in pursuance of the requisite resolution request the Secretary of State to provide—

- (a) for a system of whole council elections, that is to say, the holding of the ordinary elections of all the councillors of the district simultaneously ; or
- (b) for a system of elections by thirds, that is to say, the election of one-third, as nearly as may be, of the councillors of the district at the ordinary elections of such councillors in any year ;

indicating in the case of a request under paragraph (b) above, those areas, if any, in which there should, and those, if any, in which there should not, be wards each returning a number of councillors which is divisible by three.

In this subsection “ the requisite resolution ” means in the case of a resolution passed before 1st April 1974 a resolution passed by a majority, and in the case of a resolution passed on or after that date a resolution passed by not less than two-thirds, of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object.

(5) A resolution may not be passed under subsection (4) above within ten years of a previous resolution thereunder.

(6) Where the Secretary of State receives a request under subsection (4)(a) above from a district council or does not before 1st April 1974 receive a request from a district council under subsection (4)(b) above, he may make an order providing for the ordinary elections of all the district councillors to be held simultaneously and the order may contain the like provision, and shall be treated, as if made under section 51 below.

(7) Where the Secretary of State receives a request under subsection (4)(b) above from a district council he may ask the English Commission to make proposals in the light of the request with respect to—

- (a) the number, boundaries and names of the wards into which the district should be divided and the number of councillors to be elected for each ward ;
- (b) the order of retirement of councillors elected for wards not returning a number of councillors which is divisible by three ;

and, where the Commission have not completed their review of the electoral arrangements for the district under Schedule 9 to this Act, they shall as part of that review consider the proposals to be made under this subsection and, in any other case, sections 52, 60 and 61 below shall apply to the consideration by the Commission of any such proposals as they apply to their

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conduct of a review under section 50 below and any such proposals shall be treated as if made under section 51 below.

(8) The ordinary elections of non-metropolitan district councillors shall take place—

- (a) except where an order is in force providing for the election of district councillors by thirds, in 1973, 1976, 1979 and every fourth year thereafter; and
- (b) where such an order is in force, in the year when the order comes into force and every year thereafter other than a year of election of county councillors.

(9) The following provisions of this subsection shall, subject to the provisions of any order made under or by virtue of this section, have effect with respect to non-metropolitan district councillors:—

- (a) their term of office shall be three years in the case of the councillors elected at the ordinary elections in 1973 and 1976 and four years in the case of those elected at ordinary elections held thereafter;
- (b) except where an order is in force providing for the election of councillors by thirds, the whole number of councillors shall retire together in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such councillors, and in and after 1976 the newly elected councillors shall come into office on the day on which their predecessors retire; and
- (c) where such an order is in force, one-third of the whole number of councillors in each ward returning a number of councillors which is divisible by three and, as nearly as may be, one-third of the whole number of the councillors in the other wards, being those who have been councillors of the district for the longest time without re-election, shall retire in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such councillors, and in every such year the newly elected councillors shall come into office on the day on which their predecessors retire.

Constitution and membership of Greater London Council and London borough councils.

8.—(1) Sections 2 to 7 above shall not apply to the Greater London Council or London borough councils but, subject to subsection (2) below, the provisions of Schedule 2 to this Act shall have effect in relation to them instead.

(2) The Secretary of State may by order make such modifications of sub-paragraphs (2) and (3) of paragraph 6 of Schedule

2 to this Act as appear to him to be appropriate for all or any of the following purposes—

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- (a) to secure that ordinary elections of councillors of the Greater London Council take place in the same years as ordinary elections of county councillors,
- (b) to secure that ordinary elections of London borough councillors are held in years in which ordinary elections of metropolitan district councillors are held, and
- (c) to secure that provisions corresponding to section 7(3) above apply to the retirement of London borough councillors.

(3) No order shall be made under this section unless a draft of the order has been laid before, and approved by a resolution of, each House of Parliament.

### *Parishes*

9.—(1) For every parish there shall be a parish meeting for the purpose of discussing parish affairs and exercising any functions conferred on such meetings by any enactment and, subject to the provisions of this Act or any instrument made thereunder, for every parish or group of parishes having a parish council before 1st April 1974 there shall continue to be a parish council. Parish meetings and councils.

(2) If a parish has not a parish council (whether separate or common) the district council shall, and if a parish is grouped under a common parish council the district council may, by order establish a separate parish council for that parish—

- (a) if the population includes 200 or more local government electors ; or
- (b) if in the case of a parish the population of which includes more than 150 but less than 200 local government electors, the parish meeting of the parish so resolve.

(3) If a parish has a population which includes not more than 150 local government electors, the district council may by order establish a separate parish council for that parish if the parish meeting so resolve.

(4) Subject to any order under section 10 or 11 or Part IV below, there shall be a separate parish council for—

- (a) every parish which immediately before the passing of this Act was a borough included in a rural district ;
- (b) every parish which immediately before the passing of this Act was co-extensive with a rural district ;
- (c) every parish established by paragraph 1 of Part IV of Schedule 1 to this Act ;

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(d) every parish to which part of another parish is added by paragraph 2 of the said Part IV and which immediately before the passing of this Act had no parish council ; and

(e) every parish constituted under Part V of Schedule 1 to this Act.

1949 c. 68.

(5) An order establishing a separate parish council for a parish shall make such provision as appears to the district council to be necessary for the election of a parish council in accordance with this Act and Part I of the Representation of the People Act 1949.

(6) An order shall not be made under this section establishing a separate parish council for a parish grouped under a common parish council unless by that order or an order under section 11(4) below the parish is separated from the group or the group is dissolved, and where the group is not dissolved, the order under this section shall make such provision as appears to the district council to be necessary for the alteration of the parish council of the group.

Power to dissolve parish councils in small parishes.

**10.**—(1) Where the population of a parish having a separate parish council includes not more than 150 local government electors, the parish meeting may apply to the district council for the dissolution of the parish council, and thereupon the district council may by order dissolve the parish council.

(2) Where an application under this section by a parish meeting is rejected, another such application may not be presented by that meeting within two years from the making of the previous application.

Orders for grouping parishes, dissolving groups and separating parishes from groups.

**11.**—(1) The parish meeting of a parish may apply to the district council for an order grouping the parish with some neighbouring parish or parishes in the same district under a common parish council or by adding the parish to an existing group of such parishes under such a council, and the district council may thereupon make an order accordingly, but subject to subsection (2) below.

(2) Parishes shall not be grouped without the consent of the parish meeting of each of the parishes.

(3) A grouping order shall make the necessary provision—

(a) for the name of the group ;

(b) for the election in accordance with this Act and Part I of the Representation of the People Act 1949 of separate representatives on the parish council for each parish or for the wards of any parish or, in the case



of an order which adds a parish to the group, for that parish or for the wards of that parish ; PART I

(c) for the application to the parishes included in the group of all or any of the provisions of section 37 of the Charities Act 1960 (parochial charities) and of any of 1960 c. 58. the provisions of this Act with respect to the custody of parish documents, so as to preserve the separate rights of each parish ;

(d) for the dissolution of the separate parish council of any parish included in the group,

and the order may provide for the consent of the parish meeting of a parish being required to any particular act of the parish council, and for any necessary adaptations of this Act to the group of parishes or to the parish meetings of the parishes in the group.

(4) The district council may on the application of the council of a group of parishes or of the parish meeting of any parish included in a group of parishes make an order dissolving the group or separating one or more of those parishes from the group, and an order so made shall make such provision as appears to the district council to be necessary for the election of a parish council for any of the parishes in the group, where it is dissolved, and for any of the parishes separated from the group, where it is not.

(5) Parishes grouped under a common parish council before 1st April 1974 and situated in different districts on and after that date shall, notwithstanding that they are so situated, continue to be grouped under that council—

(a) unless an order is made under section 9 or subsection (4) above or Part IV below dissolving the group ; or

(b) except so far as such an order separates one or more of the parishes from the group ;

and any order under that section or subsection in relation to any parishes so situated shall be made by the district councils concerned acting jointly.

**12.—**(1) An order made by a district council or district Provision supplementary to sections 9 to 11. councils under section 9, 10 or 11 above may contain such incidental, consequential, transitional or supplementary provision as may appear to the district council or district councils to be necessary or proper for the purposes or in consequence of the order or for giving full effect thereto, and may include provision with respect to the transfer and management or custody of property (whether real or personal) and the transfer of rights and liabilities.

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(2) When any such order is made, section 68 below shall apply as if the order were made under Part IV of this Act.

(3) Two copies of every such order shall be sent to the Secretary of State.

Constitution  
of parish  
meeting, etc.

**13.—(1)** The parish meeting of a parish shall consist of the local government electors for the parish.

(2) Any act of a parish meeting may be signified by an instrument signed by the person presiding and two other local government electors present at the meeting, or, if an instrument under seal is required, by an instrument signed by those persons and sealed with the seal of the parish council in the case of a parish having a separate parish council or the parish trustees in any other case, if that council or those trustees have a seal, or, if they do not, with the seals of those persons.

(3) In a parish not having a separate parish council the chairman of the parish meeting and the proper officer of the district council shall be a body corporate by the name of "the Parish Trustees" with the addition of the name of the parish.

(4) The parish trustees of a parish shall act in accordance with any directions given by the parish meeting.

(5) Notwithstanding anything in any rule of law the parish trustees need not have a common seal, but where they have no seal any act of theirs which requires to be signified by an instrument under seal may be signified by an instrument signed and sealed by the persons who are the parish trustees.

Constitution  
and powers of  
parish council.

**14.—(1)** A parish council shall consist of the chairman and parish councillors and shall have all such functions as are vested in the council by this Act or otherwise.

(2) The parish council shall be a body corporate by the name "The Parish Council" with the addition of the name of the particular parish.

(3) Notwithstanding anything in any rule of law, a parish council need not have a common seal, but where a parish council have no seal any act of theirs which is required to be signified by an instrument under seal may be signified by an instrument signed and sealed by two members of the council.

Chairman and  
vice-chairman  
of parish  
council or  
meeting.

**15.—(1)** The chairman of a parish council shall be elected annually by the council from among the councillors.

(2) The election of a chairman shall be the first business transacted at the annual meeting of the parish council and if, apart from subsection (8) below, the person presiding at the meeting would have ceased to be a member of the parish council,

he shall not be entitled to vote in the election except in accordance with subsection (3) below.

(3) In the case of an equality of votes in the election of a chairman the person presiding at the meeting shall give a casting vote in addition to any other vote he may have.

(4) The chairman shall, unless he resigns or becomes disqualified, continue in office until his successor becomes entitled to act as chairman.

(5) A parish council may pay the chairman for the purpose of enabling him to meet the expenses of his office such allowance as the council think reasonable.

(6) The parish council may appoint a member of the council to be vice-chairman of the council.

(7) The vice-chairman shall, unless he resigns or becomes disqualified, hold office until immediately after the election of a chairman at the next annual meeting of the council.

(8) During their term of office the chairman and vice-chairman shall continue to be members of the council notwithstanding the provisions of this Act relating to the retirement of parish councillors.

(9) Subject to any standing orders made by the parish council, anything authorised or required to be done by, to or before the chairman may be done by, to or before the vice-chairman.

(10) In a parish not having a separate parish council, the parish meeting shall, subject to any provisions of a grouping order, at their annual assembly elect a chairman for the year who shall continue in office until his successor is elected.

16.—(1) The number of parish councillors for each parish shall be such number not being less than five as may be fixed from time to time by the district council. Parish councillors.

(2) Parish councillors shall be elected by the local government electors for the parish in accordance with this Act and Part I of the Representation of the People Act 1949. 1949 c. 68.

(3) Subject to any provision included in an order by virtue of section 67 below and to the provisions of paragraphs 12 and 13 of Schedule 3 to this Act, the ordinary elections of parish councillors shall take place in 1976, 1979 and every fourth year thereafter, their term of office shall be three years in the case of those elected at the ordinary elections in 1976 and four years in the case of those elected at ordinary elections held thereafter, and the whole number of parish councillors shall retire together in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such

**PART I**      **councillors, and the newly elected councillors shall come into office on the day on which their predecessors retire.**

**(4) Where a parish is not divided into parish wards there shall be one election of parish councillors for the whole parish.**

**(5) Where a parish is divided into parish wards there shall be a separate election of parish councillors for each ward.**

Parish meetings for parish wards, etc.

**17. Where a parish meeting is required or authorised by or under any enactment to be held for a parish ward or other part of a parish—**

- (a) the persons entitled to attend and vote at the meeting, or to vote at any poll consequent thereon, shall be the local government electors registered in respect of qualifications in that parish ward or part of the parish ; and**
- (b) the provisions of this Act with respect to parish meetings for the whole of a parish, including the provisions with respect to the convening of a parish meeting by local government electors, shall apply as if the parish ward or part of the parish were the whole parish.**

#### *Miscellaneous*

Establishment of new authorities in England.

**18. Schedule 3 to this Act shall have effect with respect to the division of non-metropolitan counties into districts, the establishment of the new local authorities in England, the suspension of elections of members of existing local authorities there and related matters.**

Extent of Part I.

**19. This Part of this Act shall extend to England only.**

## **PART II**

### **LOCAL GOVERNMENT AREAS AND AUTHORITIES IN WALES**

#### *New local government areas*

New local government areas in Wales.

**20.—(1) For the administration of local government on and after 1st April 1974 Wales shall be divided into local government areas to be known as counties and in those counties there shall be local government areas to be known as districts.**

**(2) The counties shall be those named in Part I of Schedule 4 to this Act and shall comprise the areas respectively described (by reference to administrative areas existing immediately**

before the passing of this Act) in column 2 of that Part of that Schedule.

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(3) In the counties specified in column 1 of Part II of that Schedule there shall be the districts respectively specified in column 2 of Part II of that Schedule and those districts shall comprise the areas respectively described as aforesaid in column 3 of that Part of that Schedule, and the Secretary of State may by order provide a name for any such district.

(4) On and after 1st April 1974 every district shall consist of one or more areas to be known as communities which shall be established in accordance with the following paragraphs:—

- (a) the area of each borough existing immediately before that date shall on that date become a community of the district in which it is comprised and shall be known by the same name as the borough's ;
- (b) the area of each urban district then existing which is wholly comprised in a district shall on that date become a community of that district and shall be known by the same name as the urban district's ;
- (c) the area of each rural parish then existing shall on that date become a community of the district in which it is comprised and shall be known by the same name as the parish's ;
- (d) in the districts specified in column 1 of Part III of Schedule 4 to this Act there shall on that date be established the communities respectively named in column 2 of that Part of that Schedule and described (by reference to administrative areas existing immediately before the passing of this Act) in column 3 of that Part of that Schedule.

(5) Part IV of Schedule 4 to this Act shall have effect in relation to the boundaries of the new local government areas.

(6) On 1st April 1974 all local government areas existing immediately before that date, that is to say, all administrative counties, boroughs, urban districts, rural districts and urban and rural parishes, shall cease to exist, and the following shall also cease to exist—

- (a) the council of every such area which has a council ;
- (b) in the case of a borough, the municipal corporation of the borough ;
- (c) in the case of a parish, the parish meeting ;
- (d) in the case of a parish for which there is no separate parish council, the representative body of the parish ;
- (e) in the case of parishes included in a group, the common parish council.

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(7) In this section "Wales" includes the administrative county of Monmouthshire and the county borough of Newport.

*Principal councils*

Constitution of principal councils in Wales.

**21.—(1)** For every county there shall be a council consisting of a chairman and councillors and the council shall have all such functions as are vested in them by this Act or otherwise.

(2) For every district there shall be a council consisting of a chairman and councillors and the council shall have all such functions as are vested in them by this Act or otherwise.

(3) Each council mentioned in subsection (1) or (2) above shall be a body corporate by the name "The County Council" or "The District Council", as the case may be, with the addition of the name of the particular county or district.

*Members of principal councils*

Chairman.

**22.—(1)** The chairman of a principal council shall be elected annually by the council from among the councillors.

(2) The chairman shall, unless he resigns or becomes disqualified, continue in office until his successor becomes entitled to act as chairman.

(3) During his term of office the chairman shall continue to be a member of the council notwithstanding the provisions of this Act relating to the retirement of councillors.

(4) The chairman of a district council shall have precedence in the district, but not so as prejudicially to affect Her Majesty's royal prerogative.

(5) A principal council may pay the chairman for the purpose of enabling him to meet the expenses of his office such allowance as the council think reasonable.

Election of chairman.

**23.—(1)** The election of the chairman shall be the first business transacted at the annual meeting of a principal council.

(2) If, apart from section 22(3) above or section 24(2) below, the person presiding at the meeting would have ceased to be a member of the council, he shall not be entitled to vote in the election except in accordance with subsection (3) below.

(3) In the case of an equality of votes the person presiding at the meeting shall give a casting vote in addition to any other vote he may have.

Vice-chairman.

**24.—(1)** A principal council shall appoint a member of the council to be vice-chairman of the council.

(2) The vice-chairman shall, unless he resigns or becomes disqualified, hold office until immediately after the election of a chairman at the next annual meeting of the council and during that time shall continue to be a member of the council notwithstanding the provisions of this Act relating to the retirement of councillors.

(3) Subject to any standing orders made by the council, anything authorised or required to be done by, to or before the chairman may be done by, to or before the vice-chairman.

(4) A principal council may pay the vice-chairman for the purpose of enabling him to meet the expenses of his office such allowance as the council think reasonable.

**25.—**(1) Councillors for a principal area shall be elected by the local government electors for that area in accordance with this Act and Part I of the Representation of the People Act 1949. Term of office and retirement of councillors.

(2) For the purposes of the election of councillors— 1949 c. 68.

(a) every county shall be divided into electoral divisions, each returning (subject to paragraph 2 of Schedule 5 to this Act) one councillor ; and

(b) every district shall be divided into wards, each returning such number of councillors as may be provided by an order under the said paragraph 2 or under or by virtue of the provisions of section 26 below or Part IV of this Act ;

and there shall be a separate election for each electoral division or ward.

**26.—**(1) The ordinary elections of county councillors shall take place in 1973 and every fourth year thereafter, their term of office shall be four years and they shall retire together in every such fourth year on the fourth day after the ordinary day of election of county councillors, and in and after 1977 the newly elected councillors shall come into office on the day on which their predecessors retire. Elections of councillors.

(2) Subject to subsection (3) below, a district council may in pursuance of the requisite resolution request the Secretary of State to provide—

(a) for a system of whole council elections, that is to say, the holding of the ordinary elections of all the councillors of the district simultaneously ; or

(b) for a system of elections by thirds, that is to say, the election of one-third, as nearly as may be, of the councillors of the district at the ordinary elections of such councillors in any year ;

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indicating, in the case of a request under paragraph (b) above, those areas, if any, in which there should, and those, if any, in which there should not, be wards each returning a number of councillors which is divisible by three.

In this subsection "the requisite resolution" means in the case of a resolution passed before 1st April 1974 a resolution passed by a majority, and in the case of a resolution passed on or after that date a resolution passed by not less than two-thirds, of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object.

(3) A resolution may not be passed under subsection (2) above within ten years of a previous resolution thereunder.

(4) Where the Secretary of State receives a request under subsection (2)(a) above from a district council or does not before 1st April 1974 receive a request from a district council under subsection (2)(b) above, he may make an order providing for the ordinary elections of all the district councillors to be held simultaneously and the order may contain the like provision, and shall be treated, as if made under section 58 below.

(5) Where the Secretary of State receives a request under subsection (2)(b) above from a district council he may ask the Welsh Commission to make proposals in the light of the request with respect to—

- (a) the number, boundaries and names of the wards into which the district should be divided and the number of councillors to be elected for each ward ;
- (b) the order of retirement of councillors elected for wards not returning a number of councillors which is divisible by three ;

and, where the Commission have not completed their review of the electoral arrangements for the district under paragraph 10 of Schedule 10 to this Act, they shall as part of that review consider the proposals to be made under this subsection and, in any other case, sections 59, 60 and 61 below shall apply to the consideration by the Commission of any such proposals as they apply to their conduct of a review under section 57 below and any such proposals shall be treated as if made under section 58 below.

(6) The ordinary elections of district councillors shall take place—

- (a) except where an order is in force providing for the election of district councillors by thirds, in 1973, 1976, 1979 and every fourth year thereafter ; and
- (b) where such an order is in force, in the year when the order comes into force and every year thereafter other than a year of election of county councillors.



(7) The following provisions of this subsection shall, subject to the provisions of any order made under or by virtue of this section, have effect with respect to district councillors—

- (a) their term of office shall be three years in the case of the councillors elected at the ordinary elections in 1973 and 1976 and four years in the case of those elected at ordinary elections held thereafter ;
- (b) except where an order is in force providing for the election of councillors by thirds, the whole number of the councillors shall retire together in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such councillors, and in and after 1976 the newly elected councillors shall come into office on the day on which their predecessors retire ; and
- (c) where such an order is in force, one-third of the whole number of the councillors in each ward returning a number of councillors which is divisible by three and, as nearly as may be, one-third of the whole number of the councillors in the other wards, being those who have been councillors of the district for the longest time without re-election, shall retire in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such councillors, and in every such year the newly elected councillors shall come into office on the day on which their predecessors retire.

### *Communities*

**27.—(1)** A meeting of the local government electors for a community (hereafter in this Act referred to as a community meeting) may be convened for the purpose of discussing community affairs and exercising any functions conferred by any enactment on such meetings. Community meetings and councils.

(2) For the purpose of exercising functions on and after 1st April 1974 there shall be a community council for—

- (a) every community which is co-extensive with the area of a rural parish existing immediately before that date and having a separate parish council ;
- (b) every group of communities the areas of which are co-extensive with the areas of rural parishes existing immediately before that date and grouped under a common parish council ; and
- (c) any other community in respect of which the Secretary of State has directed under subsection (3) or (4) below that there is to be a community council.

## PART II

(3) The Secretary of State shall, on an application in writing made to him before 1973 by the council of an existing borough (except an excepted borough) or of an existing urban district, being a borough or district the area or part of the area of which is co-extensive with the area of a community, direct that there shall be a council for the community for the purpose of exercising functions on and after 1st April 1974.

(4) The Secretary of State may, without any application under subsection (3) above, but after such consultations as he thinks proper, direct not later than 30th June 1973 that for the said purpose there shall be a community council for a particular community the area of which is co-extensive with the area or part of the area of an existing borough (except an excepted borough) or of an existing urban district.

(5) A community meeting of a community having a separate community council may, after 1st April 1974 and before the submission to the Secretary of State of the report of the Commission on the special community review relating to that community, apply to the district council for the dissolution of the community council, and thereupon the district council may by order dissolve the community council.

(6) In this section "excepted borough" means the borough of Cardiff, Merthyr Tydfil, Newport, Port Talbot, Rhondda or Swansea.

Establishment  
and dissolution  
of community  
councils.

**28.—**(1) A community meeting of a community which has not a separate community council and is not co-extensive with a district may, at any time except as provided by section 30 below, apply to the district council for an order establishing a council for the community, and thereupon the district council shall make such an order accordingly.

1949 c. 68.

(2) An order establishing a separate community council for a community shall make such provision as appears to the district council to be necessary for the election of a community council in accordance with this Act and Part I of the Representation of the People Act 1949.

(3) An order shall not be made under this section establishing a separate community council for a community grouped under a common community council unless by that order or an order under section 29(4) below the community is separated from the group or the group is dissolved, and where the group is not dissolved, the order under this section shall make such provision as appears to the district council to be necessary for the alteration of the community council of the group.

(4) A community meeting of a community having a separate community council may, at any time except as provided by

section 30 below, apply to the district council for the dissolution of the community council, and thereupon the district council shall by order dissolve the community council.

PART II

**29.—(1)** A community meeting of a community may, at any time except as provided by section 30 below, apply to the district council for an order grouping the community with some neighbouring community or communities in the same district under a common community council or by adding the community to an existing group of such communities under such a council, and the district council may thereupon make an order accordingly, but subject to subsection (2) below.

Orders for grouping communities, dissolving groups and separating communities from groups.

(2) Communities shall not be grouped without the consent of a community meeting of each of the communities.

(3) A grouping order shall make the necessary provision—

(a) for the name of the group ;

(b) for the election in accordance with this Act and Part I of the Representation of the People Act 1949 of separate representatives on the community council for each community or for the wards of any community or, in the case of an order which adds a community to the group, for that community or for the wards of that community ;

1949 c. 68.

(c) for the application to the communities included in the group of all or any of the provisions of section 37 of the Charities Act 1960 (parochial charities) and of any of the provisions of this Act with respect to the custody of community documents, so as to preserve the separate rights of each community ;

1960 c. 58.

(d) for the dissolution of the separate community council of any community included in the group ;

and the order may provide for any necessary adaptations of this Act to the group of communities.

(4) The council of a group of communities or a community meeting of a community included in a group of communities may, at any time except as provided by section 30 below, apply to the district council for an order dissolving the group or separating one or more of those communities from the group, and the district council may thereupon make an order accordingly, and an order so made shall make such provision as appears to the district council to be necessary for the election of a community council for any of the communities in the group, where it is dissolved, and for any of the communities separated from the group, where it is not.

**PART II**  
Restriction  
on community  
applications  
during and  
after reviews.

**30.—(1)** Subject to subsection (3) below, no community application shall be made in relation to any community—

- (a) until the expiration of two years beginning with the coming into force of an order under Schedule 10 to this Act consequent on the report of the Commission on the special community review relating to that community ; or
- (b) during the two years beginning with the coming into force of an order relating to the community under Part IV of this Act consequent on the report or proposals of the Commission or Commissions on a review under that Part of this Act of the county or district of which the community forms part or, as the case may be, of the community ; or
- (c) during the two years beginning with the coming into force of an order made under this Part of this Act on a community application in relation to the community.

(2) In relation to an application under section 28(4) above subsection (1) above shall have effect as if for the words “ two years ”, in each place where they occur, there were substituted the words “ five years ”.

(3) The Secretary of State may, on an application made by the Commission or Commissions at any time when conducting a review under Part IV of this Act or on an application by a district council at any time when conducting such a review, direct that no community application shall be made in relation to any community affected by the review until the Secretary of State further directs.

(4) Notwithstanding anything in subsections (1) and (2) above but without prejudice to subsection (3) above, the Secretary of State may permit the making of a community application in relation to a community if requested to do so by the council of the district in which the community is situated or by the community council (if any) or a community meeting of the community.

(5) In this section “ community application ” means any application under section 28 or 29 above.

Provision  
supplementary  
to sections  
27 to 29.

**31.—(1)** An order made by a district council under section 27, 28 or 29 above may contain such incidental, consequential, transitional or supplementary provision as may appear to the district council to be necessary or proper for the purposes or in consequence of the order or for giving full effect thereto, and may include provision with respect to the transfer and management or custody of property (whether real or personal) and the transfer of rights and liabilities.

(2) Where any such order is made, section 68 below shall apply as if the order were made under Part IV of this Act.

(3) Two copies of every such order shall be sent to the Secretary of State.

**32.—(1) A community meeting of a community shall consist of local government electors for the community.** Constitution of community meeting.

(2) A community meeting may authorise the person presiding and two other local government electors present at the meeting to do anything or any class of things authorised by the meeting.

(3) Any act of a community meeting may be signified by an instrument signed by the person presiding and two other local government electors present at the meeting.

**33.—(1) A community council shall consist of the chairman and community councillors and shall have all such functions as are vested in the council by this Act or otherwise.** Constitution and powers of community council.

(2) The community council shall be a body corporate by the name "The Community Council" with the addition of the name of the particular community.

(3) Notwithstanding anything in any rule of law, a community council need not have a common seal, but where a community council have no seal any act of theirs which is required to be signified by an instrument under seal may be signified by an instrument signed and sealed by two members of the council.

**34.—(1) The chairman of a community council shall be elected annually by the council from among the councillors.** Chairman and vice-chairman of community council.

(2) The election of a chairman shall be the first business transacted at the annual meeting of the community council and if, apart from subsection (8) below, the person presiding at the meeting would have ceased to be a member of the community council, he shall not be entitled to vote in the election except in accordance with subsection (3) below.

(3) In the case of an equality of votes in the election of a chairman the person presiding at the meeting shall give a casting vote in addition to any other vote he may have.

(4) The chairman shall, unless he resigns or becomes disqualified, continue in office until his successor becomes entitled to act as chairman.

(5) A community council may pay the chairman for the purpose of enabling him to meet the expenses of his office such allowance as the council think reasonable.

(6) A community council may appoint a member of the council to be vice-chairman of the council.

## PART II

(7) The vice-chairman shall, unless he resigns or becomes disqualified, hold office until immediately after the election of a chairman at the next annual meeting of the council.

(8) During their term of office the chairman and vice-chairman shall continue to be members of the council notwithstanding the provisions of this Act relating to the retirement of community councillors.

(9) Subject to any standing orders made by the community council, anything authorised or required to be done by, to or before the chairman may be done by, to or before the vice-chairman.

Community  
councillors.  
1949 c. 68.

**35.**—(1) Community councillors shall be elected by the local government electors for the community in accordance with this Act and Part I of the Representation of the People Act 1949.

(2) Subject to any provision included in an order by virtue of section 67 below, the ordinary elections of community councillors shall take place in 1974, 1979 and every fourth year thereafter, their term of office shall be five years in the case of those elected at the ordinary elections in 1974 and four years in the case of those elected at ordinary elections held thereafter, and the whole number of community councillors shall retire together in every ordinary year of election of such councillors on the fourth day after the ordinary day of election of such councillors, and in and after 1979 the newly elected councillors shall come into office on the day on which their predecessors retire.

(3) Where a community is not divided into community wards there shall be one election of community councillors for the whole community.

(4) Where a community is divided into community wards there shall be a separate election of community councillors for each ward.

Community  
meetings for  
community  
wards, etc.

**36.** Where a community meeting is required or authorised by or under any enactment to be held for a community ward or other part of a community—

(a) the persons entitled to attend and vote at the meeting, or to vote at any poll consequent thereon, shall be the local government electors registered in respect of qualifications in that community ward or part of the community; and

(b) the provisions of this Act with respect to community meetings for the whole of the community, including the provisions with respect to the convening of a community meeting by local government electors, shall apply as if the community ward or part of the community were the whole community.

*Miscellaneous*

## PART II

**37.** Schedule 5 to this Act shall have effect with respect to the establishment of new local authorities in Wales, the suspension of elections of members of existing local authorities there and related matters. Establishment of new authorities in Wales.

**38.** This Part of this Act shall extend to Wales only. Extent of Part II.

## PART III

## REGISTRATION OF ELECTORS AND CONDUCT OF ELECTIONS

**39.** In England and Wales the council of every district and London borough shall appoint an officer of the council to be registration officer for any constituency or part of a constituency coterminous with or contained in the district or borough, and the Common Council shall appoint an officer to be registration officer for any part of the constituency containing the City and the Temples. Registration officers.

**40.—(1)** In England and Wales the returning officer for a parliamentary election shall be— Returning officers at parliamentary elections.

- (a) in the case of a county constituency which is coterminous with or wholly contained in a county, the sheriff of the county ;
- (b) in the case of a borough constituency which is coterminous with or wholly contained in a district, the chairman of the district council ;
- (c) in the case of any other constituency wholly outside Greater London, such sheriff or chairman of a district council as may be designated in an order made by the Secretary of State ;
- (d) in the case of a constituency which is coterminous with or wholly contained in a London borough, the mayor of the borough ;
- (e) in the case of a constituency wholly or partly in Greater London which is situated partly in one London borough and partly in a district or any other London borough, the mayor of such London borough or the chairman of such district council as may be designated in an order made by the Secretary of State.

(2) The City and the Temples shall be treated for the purposes of this section as if together they formed a London borough.

(3) For section 18(1) of the 1949 Act (discharge of functions of returning officer) there shall be substituted the following subsections:—

“ (1) In England and Wales the duties of the returning officer for parliamentary elections except those excepted by

## PART III

subsection (1A) of this section shall be discharged, as acting returning officer—

- (a) in the case of a constituency for which the chairman of a district council or the mayor of a London borough is returning officer by virtue of section 40(1) of the Local Government Act 1972, by the registration officer appointed by that council ;
- (b) in the case of any other constituency, by such registration officer as may be designated in an order made by the Secretary of State.

(1A) The duties excepted from subsection (1) are—

- (a) any duty imposed on a returning officer under rule 3 of the parliamentary elections rules ; and
- (b) any duties so imposed under rule 51 of those rules which the person (if any) who for the time being holds the office of returning officer reserves to himself and undertakes to perform in person.

(1B) In the event of the death of a sheriff the acting returning officer shall discharge all the duties of sheriff as returning officer until another sheriff is appointed and has made the declaration of office.”

1887 c. 55.

(4) Section 25 of the Sheriffs Act 1887 (death of sheriff) shall not authorise the under-sheriff to discharge the duties of returning officer.

(5) A parliamentary election shall not be liable to be questioned by reason of a defect in the title, or want of title, of the person presiding at or conducting the election, if that person was then in actual possession of, or acting in, the office giving the right to preside at or conduct the election.

Returning officers at local government elections.

**41.**—(1) Every county council shall appoint an officer of the council to be the returning officer for elections of councillors of the county and every district council shall appoint an officer of the council to be the returning officer for the elections of councillors of the district and an officer of the council to be the returning officer for elections of councillors of parishes or communities within the district.

(2) The returning officer at an election of a councillor of the Greater London Council shall be the proper officer of the borough which constitutes or includes the electoral area for which the election is held or, in the case of the electoral area which includes the City and the Temples, the proper officer of the City of Westminster.

(3) The returning officer at an election of London borough councillors shall be the proper officer of the borough.



(4) The returning officer at any election mentioned in subsections (1) to (3) above may by writing under his hand appoint one or more persons to discharge all or any of his functions.

(5) A local government election shall not be liable to be questioned by reason of a defect in the title, or want of title, of the person presiding at or conducting the election, if that person was then in actual possession of, or acting in, the office giving the right to preside at or conduct the election.

42.—(1) Elections of councillors for all local government areas shall be conducted in accordance with rules made by the Secretary of State and not (in the case of elections of councillors of counties, the Greater London Council and London boroughs) in accordance with the local elections rules in Schedule 2 to the 1949 Act. Conduct of local government elections.

(2) Accordingly references in that Act and the Representation of the People Act 1969 to local elections rules shall be construed as references to rules made under this section and references in those Acts to parish election rules shall be construed as references to rules under this section relating to the conduct of elections of parish or, as the case may be, community councillors. 1969 c. 15.

(3) Rules made under this section shall apply the parliamentary elections rules in Schedule 2 to the 1949 Act subject to such adaptations, alterations and exceptions as seem appropriate to the Secretary of State.

(4) When the following ordinary elections fall to be held in the same year, that is to say—

- (a) the ordinary election of district councillors for any district ward ; and
- (b) the ordinary election of parish or community councillors for any parish or community, or any parish or community ward, which is co-extensive with or situated in that district ward ;

the polls at those elections shall be taken together and one-half of the cost of taking the combined polls shall be treated as attributable to the holding of each election.

(5) All expenditure properly incurred by a returning officer in relation to the holding of an election of a councillor for a principal area shall, in so far as it does not, in cases where there is a scale fixed for the purposes of this section by the council for that area, exceed that scale, be paid by that council.

(6) All expenditure properly incurred by a returning officer in relation to the holding of an election of a parish or community councillor shall, in so far as it does not, in cases where there is a scale fixed for the purposes of this section by the council of the

**PART III** district in which the parish or the community is situated, exceed that scale, be paid by the district council, but any expenditure so incurred shall be chargeable only on the parish or community for which the election is held.

(7) Before a poll is taken at an election of a councillor for any local government area the council of that area or, in the case of an election of a parish or community councillor, the council who appointed the returning officer shall, at the request of the returning officer or of any person acting as returning officer, advance to him such reasonable sum in respect of his expenses at the election as he may require.

(8) A statutory instrument containing rules under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Ordinary day of election.

**43.** In every year after 1974 the ordinary day of election of councillors shall be the same for all local government areas in England and Wales and shall be the first Thursday in May or such other day as may be fixed by the Secretary of State by order made not later than 1st February in the year preceding the first year in which the order is to take effect.

Omission to hold election or election void.

**44.—(1)** If at an election of a councillor for any local government area—

(a) the poll is abandoned or countermanded for any reason ;  
or

(b) no person is or remains, or an insufficient number of persons are or remain, validly nominated to fill the vacancy or vacancies in respect of which the election is held ;

the returning officer or, in the case of an election of a councillor of the Greater London Council, the proper officer of the Council shall order an election to be held on a day appointed by him to fill any vacancy which remains unfilled, being a day falling within the period of forty-two days (computed in accordance with section 243(4) below) beginning with the day fixed as the day of election for the first mentioned election.

(2) If for any other reason an election to an office under this Act, other than that of chairman of a parish or community council or parish meeting or parish or community councillor, is not held on the appointed day or within the appointed time, or fails either wholly or in part or becomes void, the High Court may order an election to be held on a day appointed by the Court.

(3) The High Court may order that the costs incurred by any person in connection with proceedings under subsection (2) above shall be paid by the local authority concerned.

(4) In a case not falling within subsection (1) above, if any difficulty arises with respect to an election of parish or community councillors or of an individual parish or community councillor, or to the first meeting of a parish or community council after an ordinary election of parish or community councillors, or if, because an election is not held or is defective, or for any other reason, a parish or community council is not properly constituted, the district council may by order make any appointment or do anything which appears to them necessary or expedient for the proper holding of such an election or meeting and properly constituting the council, and may, if it appears to them necessary, direct the holding of an election or meeting and fix the date for it.

(5) An order under this section may include such modifications of the provisions of this Act and rules under section 42 above or Part I of the 1949 Act as appear to the High Court or, as the case may be, the district council necessary or expedient for carrying the order into effect.

(6) In the case of a common parish council under which are grouped, by virtue of section 11(5) above, parishes situated in different districts, references in subsections (4) and (5) above to the district council shall be construed as references to the council of the district in which there is the greater number of local government electors for the parishes in the group.

(7) Two copies of every order made by a district council under this section shall be sent to the Secretary of State.

(8) If a municipal election in a London borough is not held on the appointed day or within the appointed time or becomes void, the municipal corporation shall not thereby be dissolved or be disabled from acting.

**45.**—(1) Schedule 6 to this Act shall have effect for the Supplementary. purpose of amending and otherwise modifying the operation of the Representation of the People Acts and other enactments relating to parliamentary and local government elections, being amendments and modifications necessary or expedient in consequence of other provisions of this Act.

(2) In this Part of this Act “the 1949 Act” means the 1949 c. 68. Representation of the People Act 1949, and “registration officer” has the same meaning as in that Act.

#### PART IV

##### CHANGES IN LOCAL GOVERNMENT AREAS

##### *Proposals by Local Government Boundary Commission for England*

**46.**—(1) There shall be a Local Government Boundary Commission for England (in this Act referred to as “the English Commission”) who shall carry out the functions conferred on them by or under this Act. Local Government Boundary Commission for England.

## PART IV

(2) The provisions of Schedule 7 to this Act shall have effect with respect to the English Commission.

Proposals for changes in local government areas in England.

**47.—(1)** Subject to subsections (2) and (3) below, the English Commission may in consequence of a review conducted by them or a district council under this Part of this Act make proposals to the Secretary of State for effecting changes appearing to the Commission desirable in the interests of effective and convenient local government by any of the following means or any combination of those means (including the application of any of the following paragraphs to an area constituted or altered under any of those paragraphs):—

- (a) the alteration of a local government area ;
- (b) the constitution of a new local government area of any description outside Greater London by the amalgamation of two or more such areas of the like description or by the aggregation of parts of such areas of the like description or by the separation of part of such an area of the like description ;
- (c) the abolition of a principal area of any description outside Greater London and its distribution among other areas of the like description ;
- (d) the conversion of a metropolitan into a non-metropolitan county or of a non-metropolitan into a metropolitan county and in consequence thereof the conversion of a metropolitan into a non-metropolitan district or of a non-metropolitan into a metropolitan district within the county ;
- (e) the constitution of a new London borough by the amalgamation of two or more London boroughs or by the aggregation of parts of London boroughs or by the separation of part of a London borough ;
- (f) the abolition of a London borough and the distribution of its area among other London boroughs ;
- (g) the constitution of a new parish by—
  - (i) the establishment of any area which is not a parish or part of one as a parish ; or
  - (ii) the aggregation of the whole or any part of any such area with one or more parishes or parts of parishes ;
- (h) the abolition of a parish with or without the distribution of its area among other parishes ;
- (i) a change of electoral arrangements for any local government area which is either consequential on any change in local government areas proposed under the foregoing paragraphs or is a change (hereafter in this Part of this Act referred to as a substantive change) which

is independent of any change in local government areas so proposed.

PART IV

(2) The English Commission shall not make any proposals to the Secretary of State under this section for a substantive change of electoral arrangements for a parish except in accordance with section 50(7) below.

(3) The English Commission shall not make any such proposals for the conversion of a metropolitan into a non-metropolitan county or of a non-metropolitan into a metropolitan county before the first review carried out by the Commission under section 48(1) below.

(4) For the purposes of subsection (1)(b) and (c) above metropolitan and non-metropolitan counties are areas of a like description and so are metropolitan and non-metropolitan districts.

48.—(1) Subject to subsection (2) and section 49(5) below, it shall be the duty of the English Commission not less than ten or more than fifteen years after 1st April 1974 and thereafter at intervals of not less than ten or more than fifteen years from the submission of the last report of the Commission on the previous review under this subsection to review—

Duty and power to review local government areas in England.

- (a) all counties in England, all metropolitan districts and all London boroughs ;
- (b) the boundaries between Greater London and the counties adjoining it and between the City and the London boroughs adjoining it ;

for the purpose of considering whether or not to make such proposals in relation to all or any, or any part, of those areas or boundaries as are authorised by section 47 above and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(2) The Secretary of State may by direction given to the English Commission vary the length of any interval specified in subsection (1) above either as respects the whole review or as respects any particular case or class of case.

(3) At a time when the English Commission are not conducting a review under subsection (1) above, they may, subject to section 49(5) below, review all or any, or any part, of the areas mentioned in subsection (1)(a) above or of the boundaries mentioned in subsection (1)(b) above for the purpose of considering whether or not to make such proposals in relation to them as are authorised by section 47 above and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(4) If the English Commission receive a request from a local authority or parish meeting that the Commission should conduct a review under subsection (3) above with respect to any area

**PART IV** or boundary in England in which the authority or meeting appear to the Commission to be interested, the Commission shall consider the request.

(5) Subject to section 49(5) below, it shall be the duty of the English Commission to keep under review all non-metropolitan districts for the purpose of considering whether or not to make such proposals in relation to any such districts as are authorised by section 47 above and what proposals, if any, to make, and the Commission shall, unless to do so would in their opinion impede the proper discharge of their functions, consider any request made to them by any local authority or parish meeting appearing to the Commission to be interested in any such district that the Commission should make such proposals, and in either case the Commission shall, if they think fit, formulate such proposals accordingly.

1965 c. 59.

(6) In any case where the Secretary of State has made an order under section 1 of the New Towns Act 1965 designating any land as, or as an extension of, a new town and the area of the new town as so designated or so extended is not wholly comprised within one district, he shall, as soon as practicable after the order has become operative, send to the English Commission a notice stating that the order is in operation and specifying the districts within which that area is situated, and on receipt of such a notice it shall be the duty of the Commission, subject to section 49(5) below, to review the areas of those districts for the purpose of considering whether or not to make such proposals in relation to them as are authorised by section 47 above and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(7) Subject to section 49(5) below, the English Commission may at any time review the boundaries between the Inner Temple or the Middle Temple and the City or the City of Westminster for the purpose of considering whether or not to make such proposals with respect to any such boundaries as are authorised by section 47 above and what proposals, if any, to make and shall, unless to do so would in their opinion impede the proper discharge of their functions, consider any request made with respect to any such boundaries by the Common Council, the Council of the City of Westminster, the Sub-Treasurer of the Inner Temple or the Under Treasurer of the Middle Temple, and in either case the Commission shall, if they think fit, formulate such proposals accordingly.

(8) Subject to section 49(5) below, it shall be the duty of the council for each district in England to keep the whole of their district under review for the purpose of considering whether or not to make recommendations to the English Commission for

such proposals with respect to the constitution of new parishes, the abolition of parishes or the alteration of parishes in their district as are authorised by section 47 above and what recommendations, if any, to make and the council shall, unless to do so would in their opinion impede the proper discharge of their functions under this Part of this Act, consider any request made with respect to any of those matters by any parish council or parish meeting appearing to the district council to be interested, and the district council shall from time to time report to the Commission accordingly.

(9) The English Commission shall consider any report made under subsection (8) above with respect to any district in England and, if they think fit, make the proposals recommended, either as submitted to them or with modifications, but if the Commission are of the opinion that the proposals recommended are not, as submitted or with modifications, apt for securing effective and convenient local government in that district or the district council have reported that they will not recommend the Commission to make proposals, the Commission may themselves review the whole or part of that district for the purpose of considering whether or not to make such proposals in relation to it as are authorised by section 47 above and what proposals, if any, to make and may, if they think fit, formulate such proposals accordingly.

49.—(1) The Secretary of State may direct the English Commission to conduct a review of the principal areas in England as a whole, or of any one or more local government areas or parts of such areas in England, for the purpose of considering whether or not to make such proposals in relation to the area reviewed as are authorised by section 47 above and what proposals, if any, to make and the Commission shall, if they think fit, formulate such proposals accordingly.

Power of Secretary of State to direct holding or postponement of reviews.

(2) The Secretary of State may, at the request of the English Commission or otherwise, direct the council of a district in England to conduct a review of the whole or any part of their district for the purpose of considering whether or not to make recommendations to the Commission for such proposals with respect to the constitution of new parishes, the abolition of parishes or the alteration of parishes in their district as are authorised by section 47 above and what recommendations, if any, to make, and to report to the Commission accordingly within a period specified in the direction.

(3) The English Commission shall consider any report made under subsection (2) above with respect to any district in England and, if they think fit, make the proposals recommended, either as submitted to them or with modifications, but if the Commission are of the opinion that the proposals recommended are not,

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as submitted or with modifications, apt for securing effective and convenient local government in that district or the district council have reported that they will not recommend the Commission to make proposals, the Commission may themselves review the whole or part of that district for the purpose of considering whether or not to make such proposals in relation to it as are authorised by section 47 above and what proposals, if any, to make and may, if they think fit, formulate such proposals accordingly.

(4) If a district council fail within the period specified in a direction under subsection (2) above to submit a report to the English Commission, the Secretary of State may direct the English Commission to conduct the review which the district council were directed to conduct the review which the district whether or not to make any such proposals as aforesaid and what, if any, proposals to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(5) The Secretary of State may direct—

- (a) the English Commission not to undertake during a specified period a review of any one or more local government areas or parts of such areas, or boundaries between such areas, which the Commission have the duty or power to review under section 48 above; and
- (b) a district council not to undertake during a specified period a review of the whole or any specified part of their district which they have power to review under that section.

Substantive changes in electoral arrangements.

**50.**—(1) No review shall be conducted under section 48 or 49 above for the purpose of making proposals for a substantive change of electoral arrangements, but the following provisions of this section shall have effect with respect to the making of such proposals.

(2) It shall be the duty of the English Commission not less than ten or more than fifteen years after the completion of the initial review of the electoral arrangements for counties under Schedule 9 below and thereafter, so far as is reasonably practicable, at intervals of not less than ten or more than fifteen years from the submission of the last report of the Commission on the previous review under this subsection in relation to the area in question, to review the electoral arrangements for every principal area in England for the purpose of considering whether or not to make proposals to the Secretary of State for a substantive change in those electoral arrangements and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.



(3) Without prejudice to subsection (2) above, the English Commission may at any time, whether at the request of a local authority or otherwise, review the electoral arrangements for a principal area in England for the purpose of considering whether or not to make proposals to the Secretary of State for a substantive change in those electoral arrangements and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(4) It shall be the duty of the council of each district in England to keep under review the electoral arrangements for the parishes (if any) in their district for the purpose of considering whether or not to make substantive changes in those arrangements and what changes, if any, to make, and the council shall consider any request made with respect to those arrangements by the council for, or not less than thirty local government electors of, any parish appearing to the district council to be likely to be affected by those changes, and the district council may, if they think fit, make an order giving effect to those changes.

(5) The English Commission may, on a request made by the council for, or not less than thirty local government electors of, any parish, review the electoral arrangements for the parish for the purpose of considering whether or not to make proposals to the district council for an order under subsection (6) below changing those arrangements and what proposals, if any, to make, and may, if they think fit, formulate such proposals and send them to the district council accordingly.

(6) Where a district council have received proposals from the English Commission under subsection (5) above for an order under this subsection they may, if they think fit, make the order proposed or may suggest modifications to the proposals and, where the Commission agree to the modifications suggested, may make the order with those modifications.

(7) If after receiving any such proposals a district council inform the English Commission that in their opinion the order proposed should not be made (whether with or without modifications) or, if within six months of receiving any such proposals the district council have not made the order proposed (whether with or without modifications), the Commission may report that fact to the Secretary of State and make to him the proposals which they made to the district council.

(8) No representations shall be made after the passing of this Act under paragraph 1 of Part III of Schedule 1 to the 1963 Act (consideration of electoral arrangements for London boroughs).

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Commission's  
reports and  
their imple-  
mentation.

**51.—(1)** Where the English Commission have—

- (a) in accordance with section 48 or 49 above been conducting a review of any area or considering any recommendations made by a district council; or
- (b) in accordance with section 50 above been conducting a review of electoral arrangements on which they have a power or duty to formulate proposals to, or submit a report to, the Secretary of State;

and in either case are of the opinion that they are in a position to submit to the Secretary of State a report on the review or any part of it or any of the recommendations, they shall submit a report to him on the review or that part or those recommendations, together with the proposals they have formulated thereon, or, as the case may be, a notification that they have no proposals to put forward thereon.

(2) The Secretary of State may if he thinks fit by order give effect to any proposals made to him by the Commission, either as submitted to him or with modifications:

Provided that an order giving effect to any such proposals shall not be made until after the expiry of six weeks from the day on which those proposals were submitted to him.

(3) If in relation to any area the Secretary of State decides to make an order under this section giving effect with modifications to proposals made to him by the Commission, he may, if he thinks fit, direct the Commission to conduct a further review of that area or, as the case may be, of its electoral arrangements and to make revised proposals with respect to that area or those arrangements within a time specified in the direction.

(4) Any statutory instrument containing an order under this section which alters the area of a county, district or London borough, the City, the Inner Temple or the Middle Temple or abolishes a county, district or London borough shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Directions  
about reviews.

**52.—(1)** The Secretary of State may give the English Commission or the council of a district in England directions for their guidance in conducting reviews under section 48, 49 or 50 above and making proposals or recommendations or considering substantive changes in electoral arrangements in consequence thereof, and the directions may relate to all such reviews or to any particular review or class of review.

(2) A direction shall not be given under subsection (1) above with respect to all reviews, reviews of any class or a single review of all or any class of the principal areas in England except after consultation with associations appearing to the Secretary of State to be representative of local authorities.

(3) The Secretary of State may give directions to the English Commission with respect to the order in which areas or electoral arrangements are to be reviewed by them under any provision of section 48 or 49 above.

*Proposals by Local Government Boundary Commission for Wales*

**53.**—(1) There shall be a Local Government Boundary Commission for Wales (in this Act referred to as “the Welsh Commission”) who shall carry out the functions conferred on them by or under this Act.

Local Government Boundary Commission for Wales.

(2) The provisions of Schedule 8 to this Act shall have effect with respect to the Welsh Commission.

**54.**—(1) Subject to subsection (2) below, the Welsh Commission may in consequence of a review conducted by them or a district council under this Part of this Act make proposals to the Secretary of State for effecting changes appearing to the Commission desirable in the interests of effective and convenient local government by any of the following means or any combination of those means (including the application of any of the following paragraphs to an area constituted or altered under any of those paragraphs):—

Proposals for changes in local government areas in Wales.

- (a) the alteration of a local government area ;
- (b) the constitution of a new local government area of any description by the amalgamation of two or more such areas of the like description or by the aggregation of parts of such areas of the like description or by the separation of part of such an area of the like description ;
- (c) the abolition of a local government area of any description and its distribution among other areas of the like description ;
- (d) the constitution of a new community by—
  - (i) the establishment of any area which is not a community or part of one as a community ;
  - (ii) the aggregation of the whole or any part of any such area with one or more communities or parts of communities ;
- (e) a change of electoral arrangements for any local government area which is either consequential on any change in local government areas proposed under the foregoing paragraphs or is a substantive change.

(2) The Welsh Commission shall not make any proposals to the Secretary of State under this section for a substantive

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change of electoral arrangements for a community except in accordance with section 57(7) below.

Review of  
local  
government  
areas in  
Wales.

**55.—(1)** It shall be the duty of the Welsh Commission to keep under review all counties and districts in Wales for the purpose of considering whether or not to make such proposals in relation to them as are authorised by section 54 above and what proposals, if any, to make, and the Commission shall, unless to do so would in their opinion impede the proper discharge of their functions, consider any request made to them by any local authority appearing to the Commission to be interested in any such county or district that the Commission should make such proposals, and in either case the Commission shall, if they think fit, formulate such proposals accordingly.

(2) Upon the completion, in relation to their district, of the special community review under Schedule 10 below it shall be the duty of the council for each district in Wales to keep the whole of their district under review for the purpose of considering whether or not to make recommendations to the Welsh Commission for such proposals with respect to the constitution of new communities, the abolition of communities or the alteration of communities in their district as are authorised by section 54 above and what recommendations, if any, to make and the council shall, unless to do so would in their opinion impede the proper discharge of their functions under this Part of this Act, consider any request made with respect to any of those matters by any community council or community meeting appearing to the district council to be interested, and the district council shall from time to time report to the Commission accordingly.

(3) The Welsh Commission shall consider any report made under subsection (2) above with respect to any district in Wales and, if they think fit, make the proposals recommended, either as submitted to them or with modifications, but if the Commission are of the opinion that the proposals recommended are not, as submitted or with modifications, apt for securing effective and convenient local government in that district or the district council have reported that they will not recommend the Commission to make proposals, the Commission may themselves review the whole or part of that district for the purpose of considering whether or not to make such proposals in relation to it as are authorised by section 54 above and what proposals, if any, to make and may, if they think fit, formulate such proposals accordingly.

(4) In any case where the Secretary of State has made an order under section 1 of the New Towns Act 1965 designating

1965c. 59.

any land as, or as an extension of, a new town and the area of the new town as so designated or so extended is not wholly comprised within one district, he shall, as soon as practicable after the order has become operative, send to the Welsh Commission a notice stating that the order is in operation and specifying the districts within which that area is situated, and on receipt of such a notice it shall be the duty of the Commission to review the areas of those districts for the purpose of considering whether or not to make such proposals in relation to them as are authorised by section 54 above and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(5) If in conducting a review under this section the Commission or a district council intend to make, or recommend the making of, proposals for a change in local government areas they shall also consider whether or not in consequence of that change to make or recommend the making of proposals for any of the following:—

- (a) the constitution of a council for a community (other than a community which is co-extensive with a district) or a group of such communities;
- (b) the dissolution of a community council, whether separate or common;
- (c) the separation of a community from a group of communities having a common community council;
- (d) the addition of a community to a group of communities having a common community council;
- (e) the making of provision for electoral arrangements for any community or group of communities which is consequential on any change proposed under the foregoing paragraphs;

and subsections (1) to (3) above shall apply in relation to proposals for any of those matters and recommendations for such proposals as they apply in relation to proposals authorised by section 54 above and recommendations for such proposals.

**56.**—(1) The Secretary of State may direct the Welsh Commission to conduct a review of Wales as a whole, or of any one or more local government areas or parts of such areas in Wales, for the purpose of considering whether or not to make such proposals in relation to the area reviewed as are authorised by section 54 above and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

Power of Secretary of State to direct holding of reviews.

(2) The Secretary of State may, at the request of the Welsh Commission or otherwise, direct the council of a district in

**PART IV** **Wales to conduct a review of the whole or any part of their district for the purpose of considering whether or not to make recommendations to the Commission for such proposals with respect to the constitution of new communities, the abolition of communities or the alteration of communities in their district as are authorised by section 54 above and what recommendations, if any, to make, and to report to the Commission accordingly within a period specified in the direction.**

(3) The Welsh Commission shall consider any report made under subsection (2) above with reference to any district in Wales and, if they think fit, make the proposals recommended, either as submitted to them or with modifications, but if the Commission are of the opinion that the proposals recommended are not, as submitted or with modifications, apt for securing effective and convenient local government in that district or the district council have reported that they will not recommend the Commission to make proposals, the Commission may themselves review the whole or part of that district for the purpose of considering whether or not to make such proposals in relation to it as are authorised by section 54 above and what proposals, if any, to make and may, if they think fit, formulate such proposals accordingly.

(4) If a district council fail within the period specified in a direction under subsection (2) above to submit a report to the Welsh Commission, the Secretary of State may direct the Welsh Commission to conduct the review which the district council were directed to conduct for the purpose of considering whether or not to make any such proposals as aforesaid and what, if any, proposals to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(5) If in conducting a review under this section the Commission or a district council intend to make, or recommend the making of, proposals for a change in local government areas, they shall also consider whether or not in consequence of that change to make or recommend the making of proposals for any such matters as are mentioned in section 55(5) above, and subsections (1) to (3) of that section shall apply in relation to such proposals and recommendations as they apply in relation to proposals authorised by section 54 above and recommendations for such proposals.

Substantive changes in electoral arrangements.

**57.—(1) No review shall be conducted under section 55 or 56 above for the purpose of making proposals for a substantive change of electoral arrangements, but the following provisions of this section shall have effect with respect to the making of such proposals.**

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(2) It shall be the duty of the Welsh Commission not less than ten or more than fifteen years after the completion of the initial review of the electoral arrangements for counties under Schedule 10 below and thereafter, so far as is reasonably practicable, at intervals of not less than ten or more than fifteen years from the submission of the last report of the Commission on the previous review under this subsection in relation to the area in question, to review the electoral arrangements for every principal area in Wales for the purpose of considering whether or not to make proposals to the Secretary of State for a substantive change in those electoral arrangements and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(3) Without prejudice to subsection (2) above, the Welsh Commission may at any time, whether at the request of a local authority or otherwise, review the electoral arrangements for a principal area in Wales for the purpose of considering whether or not to make proposals to the Secretary of State for a substantive change in those electoral arrangements and what proposals, if any, to make, and the Commission shall, if they think fit, formulate such proposals accordingly.

(4) It shall be the duty of the council of each district in Wales to keep under review the electoral arrangements for the communities in their district for the purpose of considering whether or not to make substantive changes in those arrangements and what changes, if any, to make and the council shall consider any requests made with respect to those arrangements by the council for, or not less than thirty local government electors of, any community appearing to the district council to be likely to be affected by those changes, and the district council may, if they think fit, make an order giving effect to those changes.

(5) The Welsh Commission may, on a request made by the council for, or not less than thirty local government electors of, any community, review the electoral arrangements for the community for the purpose of considering whether or not to make proposals to the district council for an order under subsection (6) below changing those arrangements and what proposals, if any, to make, and may, if they think fit, formulate such proposals and send them to the district council accordingly.

(6) Where a district council have received proposals from the Welsh Commission under subsection (5) above for an order under this subsection they may, if they think fit, make the order proposed or may suggest modifications to the proposals and, where the Commission agree to the modifications suggested, may make the order with those modifications.

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(7) If after receiving any such proposals a district council inform the Welsh Commission that in their opinion the order proposed should not be made (whether with or without modifications) or if, within six months of receiving any such proposals the district council have not made the order proposed (whether with or without modifications), the Commission may report that fact to the Secretary of State and make to him the proposals which they made to the district council.

Commission's reports and their implementation.

**58.—**(1) Where the Welsh Commission have—

- (a) in accordance with section 55 or 56 above been conducting a review of any area or considering any recommendations made by a district council ; or
- (b) in accordance with section 57 above been conducting a review of electoral arrangements on which they have a power or duty to formulate proposals to, or submit a report to, the Secretary of State ;

and in either case are of the opinion that they are in a position to submit to the Secretary of State a report on the review or any part of it or any of the recommendations, they shall submit a report to him on the review or that part or those recommendations, together with the proposals they have formulated thereon, or, as the case may be, a notification that they have no proposals to put forward thereon.

(2) The Secretary of State may if he thinks fit by order give effect to any proposals made to him by the Welsh Commission, either as submitted to him or with modifications:

Provided that an order giving effect to any such proposals shall not be made until after the expiry of six weeks from the day on which those proposals were submitted to him.

(3) If in relation to any area the Secretary of State decides to make an order under this section giving effect with modifications to proposals made to him by the Commission, he may, if he thinks fit, direct the Commission to conduct a further review of that area or, as the case may be, of its electoral arrangements and to make revised proposals with respect to that area or those arrangements within a time specified in the direction.

(4) Any statutory instrument containing an order under this section which alters the area of a county or district or abolishes a county or district shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Directions about reviews.

**59.—**(1) The Secretary of State may give the Welsh Commission or the council of a district in Wales directions for their guidance in conducting reviews under section 55, 56 or 57 above and making proposals or recommendations or considering



substantive changes in electoral arrangements in consequence thereof, and the directions may relate to all such reviews or to any particular review or class of review.

(2) A direction shall not be given under subsection (1) above with respect to all reviews, reviews of any class or a single review of all or any class of the principal areas in Wales except after consultation with associations appearing to the Secretary of State to be representative of local authorities.

(3) The Secretary of State may give directions to the Welsh Commission with respect to the order in which areas or electoral arrangements are to be reviewed by them under any provision of section 55 or 56 above.

### *Conduct of reviews*

**60.**—(1) A Commission or district council proposing to conduct a review under the foregoing provisions of this Part of this Act shall take such steps as they think fit to secure that persons who may be interested in the review are informed of the proposal to conduct it and of any directions of the Secretary of State which are relevant to it. Procedure for reviews.

(2) In conducting any such review a Commission or district council shall—

(a) consult—

(i) the council of any local government area affected by the review, and such other local authorities and public bodies as appear to them to be concerned ;

(ii) any bodies representative of staff employed by local authorities who have asked the Commission or the council, as the case may be, to be consulted ; and

(iii) such other persons as they think fit ;

(b) take such steps as they think fit for securing that persons who may be interested in the review are informed of any draft proposals or recommendations, any draft of an order under section 50(4) or 57(4) above or any interim decision not to make proposals or recommendations or any such order and of the place or places where those proposals or recommendations or that order or decision can be inspected ;

(c) in particular, deposit copies of those proposals or recommendations or that order or decision at the offices of any principal council whose area may be affected thereby and require any such council to keep the copies available for inspection at their offices for a period specified in the requirement ; and

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**(d) take into consideration any representations made to them within that period.**

**(3) In considering any recommendations made by a district council in consequence of a review conducted by them under this Part of this Act a Commission may consult the council of any local government area affected by the review, such other local authorities and public bodies as appear to them to be concerned and such other persons as they think fit.**

**(4) Where a Commission propose to modify any proposals recommended by a district council as aforesaid or not to submit any such proposals, the Commission shall—**

**(a) take such steps as they think fit for securing that persons who may be interested in any modification or decision are informed of it and of the place or places where it can be inspected ;**

**(b) deposit copies of any draft modification or the decision at the offices of any principal council whose area may be affected thereby and require any such council to keep the copies available for inspection at their offices for a period specified in the requirement ; and**

**(c) take into consideration any representations which may be made to them with respect to any such modification or decision within that period.**

**(5) Where a Commission or a district council make a report, proposals or recommendations under this Part of this Act they shall—**

**(a) take such steps as they think fit for securing that persons who may be interested in the report, proposals or recommendations are informed of the report, proposals or recommendations and of the place or places where they can be inspected ;**

**(b) in particular, deposit copies of the report, proposals or recommendations at the offices of any principal council whose area may be affected thereby and require any such council to keep the copies available for inspection at their offices until the expiration of six months after the making of an order giving effect, with or without modifications, to the proposals or recommendations or after a notification by the Commission that they have no proposals to put forward or, as the case may be, by the Secretary of State that he does not propose to give effect to the proposals of the Commission.**

**(6) Subject to subsections (1) to (5) above, the Secretary of State may make regulations prescribing the procedure by which a Commission or, as the case may be, a district council are to conduct a review under this Part of this Act or by which a Commission are to consider recommendations of a district council thereunder.**

(7) Subject to those subsections and to any regulations made under subsection (6) above, the procedure of a Commission or a district council in conducting any such review and the procedure of the Commission in considering any such recommendations shall be such as they may determine.

**61.**—(1) A Commission or district council may cause a local inquiry to be held with respect to any review carried out by them under this Part of this Act. Local inquiries.

(2) Section 250(2), (3) and (5) below shall apply in relation to an inquiry held under this section with the substitution for references to a Minister of references to the Commission or district council causing the inquiry to be held.

#### *Border between England and Wales*

**62.**—(1) The English Commission and the Welsh Commission may jointly review the boundary between a county in England and a county in Wales and, with the consent of the councils of both counties, make joint proposals to the Secretary of State for making alterations to the boundary appearing to the Commissions desirable in the interests of effective and convenient local government and for making consequential changes to the electoral arrangements for any area in those counties. Alterations in the boundaries between English and Welsh counties.

(2) The Commissions shall before making proposals under this section—

- (a) give public notice in such manner as appears to the Commissions to be sufficient for informing persons likely to be concerned that they are holding a review under this section ;
- (b) prepare draft proposals and furnish copies of them to all public bodies appearing to the Commissions to be affected thereby and require those bodies which are principal councils to make copies available for inspection at their offices for a period specified in the requirement ;
- (c) on furnishing such copies as aforesaid give public notice as aforesaid that copies of the draft proposals are available for inspection as aforesaid and that objections to the proposals may be made to the Commissions within a time specified in the notice ;
- (d) consider any objections received by the Commissions within that time and, if they think fit, cause a local inquiry to be held with respect to the proposals.

(3) Section 250(2), (3) and (5) below shall apply in relation to an inquiry held under this section with the substitution for references to a Minister of references to the Commissions.

(4) The Secretary of State may give both the Commissions directions for their guidance in conducting a review and making proposals under this section.

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(5) Where the Commissions have in accordance with this section completed a review thereunder, they shall submit to the Secretary of State a report on the review together with the proposals they have formulated or, as the case may be, a notification that they have no proposals to put forward, and section 60(5) above shall apply to the report and proposals as it applies to any report or proposals mentioned therein.

(6) Subject to the foregoing provisions of this section, the procedure of the Commissions for conducting a review under this section shall be such as they may determine.

(7) The Secretary of State may if he thinks fit by order give effect to any proposals made to him under this section either as submitted to him or with such modifications as he may agree with the county councils concerned.

(8) No order shall be made under this section unless a draft of the order has been laid before, and approved by a resolution of, each House of Parliament.

*Initial reviews*

Review of electoral arrangements (England).

**63.** Schedule 9 to this Act shall have effect with respect to the initial review of electoral arrangements for counties and districts in England.

Special community review and review of electoral arrangements (Wales).

**64.** Schedule 10 to this Act shall have effect with respect to the review of Wales with a view to the making of changes in the areas, councils and electoral arrangements of communities in Wales and with respect to the initial review of electoral arrangements for counties and districts in Wales.

*Supplementary provisions*

Delegation of functions of Commission.

**65.—(1)** A Commission may appoint one or more members of the Commission—

- (a) to hold any local inquiry or to carry out any consultation or investigation which the Commission are required or authorised to hold or carry out under this Act; and
- (b) to report to the Commission accordingly.

(2) At the request of a Commission the Secretary of State may appoint one or more persons as assistant commissioners for all or any of the purposes specified in subsection (1)(a) and (b) above.

(3) The appointment of an assistant commissioner under subsection (2) above—

- (a) shall be for such period or for such purpose or purposes as may be specified in the terms of his appointment; and

(b) shall be on such terms and conditions as to remuneration and otherwise as may be determined by the Secretary of State with the approval of the Minister for the Civil Service.

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**66.**—(1) The Commissions acting jointly may appoint one or more members of either or both of the Commissions—

Delegation of functions of Commissions acting jointly.

(a) to hold any local inquiry or to carry out any consultation or investigation which the Commissions, acting jointly, are required or authorised to hold or carry out under this Act ; and

(b) to report to the Commissions accordingly.

(2) At the request of the Commissions the Secretary of State may appoint one or more persons as assistant commissioners for all or any of the purposes specified in subsection (1)(a) and (b) above.

(3) The appointment of an assistant commissioner under subsection (2) above—

(a) shall be for such period or for such purpose or purposes as may be specified in the terms of his appointment ; and

(b) shall be on such terms and conditions as to remuneration and otherwise as may be determined by the Secretary of State with the approval of the Minister for the Civil Service.

**67.**—(1) The Secretary of State may by regulations of general application make such incidental, consequential, transitional or supplementary provision as may appear to him to be necessary or proper for the purposes or in consequence of orders under this Part of this Act or for giving full effect thereto ; and nothing in any other provision of this Act shall be construed as prejudicing the generality of this subsection.

Consequential and transitional arrangements relating to Part IV.

(2) Regulations under this section may in particular include, in addition to any provision made by virtue of section 255 below, provision of general application with respect to—

(a) the transfer and management or custody of property (whether real or personal) and the transfer of rights and liabilities ;

(b) the functions or areas of jurisdiction of any public body, justice of the peace, stipendiary magistrate, coroner, custos rotulorum, lord-lieutenant, lieutenant, high sheriff and other officers (including police officers) within any area affected by any such order, and the costs and expenses of such public bodies and persons as aforesaid ;

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(c) the transfer of legal proceedings ;

and may apply, with or without modifications, or extend, exclude or amend, or repeal or revoke, with or without savings, any provision of an Act, an instrument made under an Act or a charter.

(3) A statutory instrument containing regulations under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(4) An order under this Part of this Act may include the like provision in relation to the order as may be made by regulations of general application under this section by virtue of subsections (1) and (2) above ; and nothing in any other provision of this Act shall be construed as prejudicing the generality of this subsection.

(5) Any such order may also include provision with respect to—

(a) the name of any altered area ;

(b) the constitution and election of public bodies in any area affected by the order ;

(c) the total number of councillors and aldermen (if any), the apportionment of councillors among electoral areas, the assignment of existing councillors to new or altered electoral areas, the first election of councillors for any new or altered electoral area, and the first election of aldermen (if any) ;

(d) without prejudice to paragraph (c) above, the holding of a fresh election of councillors for all electoral areas in the local government area in question in a case where substantial changes have been made to some of those areas ;

(e) without prejudice to paragraph (c) above, the order of retirement of councillors for any such electoral area ;

(f) in the case of an order relating to the system of election of district councillors, the ordinary year of election and the order of retirement of parish or community councillors for any parish or community situated in the district ;

(g) the abolition or establishment, or the restriction or extension, of the jurisdiction of any public body in or over any part of the area affected by the order.

Transitional  
agreements as  
to property  
and finance.

68.—(1) Any public bodies affected by the alteration, abolition or constitution of any area by an order under this Part of this Act may from time to time make agreements with respect to any property, income, rights, liabilities and expenses (so far as affected by the alteration, abolition or constitution) of, and any financial relations between, the parties to the agreement.

**(2) The agreement may provide—**

- (a) for the transfer or retention of any property, rights and liabilities, with or without conditions, and for the joint use of any property ;**
- (b) for the making of payments by either party to the agreement in respect of property, rights and liabilities so transferred or retained, or of such joint use, and in respect of the remuneration or compensation payable to any person ; and**
- (c) for the making of any such payment either by way of a capital sum or of a terminable annuity.**

**(3) In default of agreement as to any matter, the matter shall be referred to the arbitration of a single arbitrator agreed on by the parties, or in default of agreement appointed by the Secretary of State, and the award of the arbitrator may provide for any matter for which an agreement under this section might have provided.**

**(4) Any sum required to be paid by a public body in pursuance of an agreement or award under this section may be paid out of such fund or rate as may be specified in the agreement or award, or if no fund or rate was specified, either out of the fund or rate from which the general expenses of the public body are defrayed, or out of such fund or rate as the public body may direct.**

**(5) For the purposes of paying any capital sum required to be paid by a public body in pursuance of any such agreement or award—**

- (a) a local authority may borrow without the approval of the Secretary of State, but so that the sum borrowed shall be repaid within such period as the authority with the consent of the Secretary of State may determine ;**
- (b) any other public body having power under any enactment or any instrument made under any Act to borrow may borrow under that enactment or instrument ; and**
- (c) a public body having no power under any enactment or any such instrument to borrow may be empowered by an order made by the Secretary of State to borrow in such manner and in accordance with such conditions as may be provided by the order.**

**(6) Subject to subsection (7) below, capital money received by a local authority other than a parish council, parish meeting or community council in pursuance of an agreement or award under this section shall be applied either—**

- (a) at the discretion of the local authority in one or more of the following ways, namely,—**
  - (i) for the purposes of a service whose cost is borne by the housing revenue account or by the county fund, the general fund of the Greater London**

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Council or the general rate fund, being a purpose for which the authority have obtained the approval of the Secretary of State or have been authorised by a local enactment to borrow money on terms providing for repayment within a period of not less than 15 years ;

(ii) in or towards the repayment of a debt incurred by the authority for the purpose of any such service as aforesaid, being a debt repayable within a period of which, at the date of the application of the money, not less than 15 years remain unexpired ;

(iii) in making, in each of not less than 15 consecutive financial years, payments each of equal amount into the county fund, the general fund of the Greater London Council or the general rate fund ;

(iv) in making a payment into a capital fund established by them under paragraph 16 of Schedule 13 to this Act ; or

- (b) with the approval of the Secretary of State in or towards the repayment of a debt incurred by the authority (other than such a debt as is mentioned in paragraph (a)(ii) above) or otherwise for a purpose for which, apart from this subsection, capital money may be applied ;

and capital money received by any other public body in pursuance of an agreement or award under this section shall be applied in such manner as the Secretary of State may approve towards the discharge of any debt of the body or otherwise for a purpose for which capital money may be applied.

(7) Capital money shall not be applied by a local authority under subsection (6) above—

- (a) in pursuance of paragraph (a)(i) thereof, for a purpose of any undertaking of the authority, being a transport, water, district heating, harbour, dock, pier or ferry undertaking, or a market or civic restaurant, or
- (b) in pursuance of paragraph (a)(ii) thereof, in or towards repayment of a debt incurred for a purpose of any such undertaking, market or restaurant, or
- (c) in pursuance of paragraph (a)(iv) thereof, so as to make the fund mentioned in that sub-paragraph exceed such sum as the Secretary of State may from time to time determine, either generally or in any particular case.

(8) Any agreement or award under this section which relates to the profits of local taxation licences shall, so far as it so relates, be carried out in accordance with regulations made by the Secretary of State.



(9) Subsection (8) above shall apply to—

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- (a) an adjustment made under section 151 of the 1933 Act, whether as originally enacted or as applied by any other enactment or any instrument made under any Act ; and
- (b) an adjustment made under section 32 or 62 of the Local Government Act 1888, whether as originally enacted or as so applied, and consequent on an alteration of areas effected after 31st March 1930 ;

as it applies in relation to an agreement or award under this section.

69.—(1) The power conferred by section 266 below to vary and revoke orders under this Act shall, in the case of orders under this Part of this Act, apply only in relation to any supplementary provision contained in any such order, and an order varying or revoking any such provision shall only be made after compliance with subsections (2) and (3) below.

Variation and revocation of orders under Part IV, etc.

(2) The Secretary of State or district council proposing to make any such varying or revoking order shall prepare a draft of the order, shall send copies of the draft to such local or public authorities as appear to him or them to be concerned, and shall give public notice, in such manner as appears to him or them sufficient for informing persons likely to be concerned, that the draft has been prepared, that a copy of the draft is available for inspection at a place specified in the notice and that representations with respect to the draft may be made to him or them within two months of the publication of the notice.

(3) The Secretary of State or district council shall consider any representations duly made with respect to the draft and may, if he or they think fit, make an order either in the form of the draft or subject to modifications.

(4) The Secretary of State or a district council may cause a local inquiry to be held with respect to the draft and section 250(2), (3) and (5) below shall apply in relation to an inquiry held under this subsection by a district council with the substitution for references to a Minister of references to the council.

(5) Any supplementary provision contained in an order made by a Minister of the Crown under any of the following enactments (being enactments making provision corresponding to some or all of the foregoing provisions of this Part of this Act), that is to say—

- (a) section 46 of the Local Government Act 1929 ; 1929 c. 17.
- (b) Part VI of the 1933 Act ;
- (c) Part II of the Local Government Act 1958 ; 1958 c. 55.

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(d) section 6 of the 1963 Act ;

(e) any enactment repealed by the 1933 Act and corresponding to any enactment in the said Part VI ;

may be varied or revoked by an order made by the Secretary of State, and subsections (2) to (4) above shall apply in relation to any such order as they apply in relation to orders varying or revoking orders under this Part of this Act.

(6) Any supplementary provision contained in an order made under any of the enactments mentioned in subsection (5) above by a county council may be varied or revoked in relation to any new district to which or part of which that provision relates by an order made by the council of the district, and subsections (2) to (4) above shall apply with all necessary modifications in relation to any such order as they apply in relation to orders varying or revoking orders under this Part of this Act.

(7) In this section " supplementary provision " means any such provision as could be made by an order under this Part of this Act by virtue of section 67 above or section 255 below.

*Miscellaneous*

Restriction on promotion of Bills for changing local government areas, etc.

**70.** No local authority shall have power to promote a Bill for forming or abolishing any local government area or for altering, or altering the status or electoral arrangements of, any local government area.

Modification of seaward boundaries of local government areas.

**71.—(1)** A Commission may at any time review so much of the boundary of any county as lies below the high-water mark of medium tides and does not form a common boundary with another county and may make proposals to the Secretary of State for making alterations to any part of the boundary so as to include in the county any area of the sea which at the date of the proposals is not, in whole or in part, comprised in any other county or to exclude from the county any area of the sea which at that date is comprised in the county.

(2) The Secretary of State may direct a Commission to conduct a review under this section of a particular boundary or not to undertake during a specified period such a review of a particular boundary, and may give a Commission directions for their guidance in conducting a review and making proposals under this section.

(3) Subsections (1), (2), (5), (6) and (7) of section 60 above shall apply in relation to a review under this section as they apply in relation to a review under the provisions of this Part of this Act which precede that section.

(4) The Secretary of State may if he thinks fit by order give effect to any proposals made to him under this section, either as submitted to him or with modifications.

(5) A statutory instrument containing an order under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

**72.**—(1) Subject to subsection (3) below, every accretion from the sea, whether natural or artificial, and any part of the sea-shore to the low water-mark, which does not immediately before the passing of this Act form part of a parish shall be annexed to and incorporated with—

(a) in England, the parish or parishes which the accretion or part of the sea-shore adjoins, and

(b) in Wales, the community or communities which the accretion or part of the sea-shore adjoins,

in proportion to the extent of the common boundary.

(2) Every accretion from the sea or part of the sea-shore which is annexed to and incorporated with a parish or community under this section shall be annexed to and incorporated with the district and county in which that parish or community is situated.

(3) In England, in so far as the whole or part of any such accretion from the sea or part of the sea-shore as is mentioned in subsection (1) above does not adjoin a parish, it shall be annexed to and incorporated with the district which it adjoins or, if it adjoins more than one district, with those districts in proportion to the extent of the common boundary; and every such accretion or part of the sea-shore which is annexed to and incorporated with a district under this section shall be annexed to and incorporated with the county in which that district is situated.

**73.**—(1) Where, in the exercise of any power conferred by the Land Drainage Act 1930 or any other enactment, a water-course forming a boundary line between two or more areas of local government is straightened, widened or otherwise altered so as to affect its character as a boundary line, the drainage board or other persons under whose authority the alteration is made shall forthwith send notice of the alteration to the Secretary of State.

(2) If after consultation with the English Commission or the Welsh Commission, as the case may require, the Secretary of State is satisfied that, having regard to the alteration specified in the notice, a new boundary line may conveniently be adopted, he may by order declare that such line as may be specified in

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the order (whether or not consisting wholly or in part of the line of the water-course as altered) shall be substituted for so much of the boundary line as, before the alteration, lay along the line of the water-course; and where such an order is made the limits of the areas of which the water-course, before the alteration, was the boundary shall be deemed to be varied accordingly.

(3) The Secretary of State shall, in such manner as he thinks appropriate, publish notice of any order made by him under this section.

Change of name of county, district or London borough.

**74.—**(1) Subject to subsection (5) below, the council of a county, district or London borough may, by a resolution passed by not less than two-thirds of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object, change the name of the county, district or borough.

(2) Where the name of a district which has been granted the status of a city, borough or royal borough or the name of a London borough is changed in pursuance of this section, the charter or other grant or incorporation order shall have effect as if the new name were substituted for the old.

(3) Notice of any change of name made under this section—

(a) shall be sent by the council concerned to the Secretary of State, to the Director General of the Ordnance Survey and to the Registrar General; and

(b) shall be published in such manner as the Secretary of State may direct.

(4) A change of name made in pursuance of this section shall not affect any rights or obligations of any county, district or London borough or of any council, authority or person, or render defective any legal proceedings; and any legal proceedings may be commenced or continued as if there had been no change of name.

(5) The name of a county or district shall not be changed under this section before 1st April 1978 unless the change is made with the consent of the Secretary of State.

Change of name of parish.

**75.—**(1) At the request of the parish council or, where there is no parish council, at the request of the parish meeting, the council of the district in which the parish is situated may change the name of the parish.

(2) Notice of any change of name made under this section—

(a) shall be sent by the district council concerned to the Secretary of State, to the Director General of the Ordnance Survey and to the Registrar General; and

(b) shall be published by the district council in the parish and elsewhere in such manner as they consider appropriate.

(3) A change of name made in pursuance of this section shall not affect any rights or obligations of any parish or of any council, authority or person, or render defective any legal proceedings; and any legal proceedings may be commenced or continued as if there had been no change of name.

**76.**—(1) At the request of the community council or, where there is no community council, at the request of a community meeting, the council of the district in which the community is situated may change the name of the community. Change of name of community.

(2) Notice of any change of name made under this section—

- (a) shall be sent by the district council concerned to the Secretary of State, to the Director General of the Ordnance Survey and to the Registrar General; and
- (b) shall be published by the district council in the community and elsewhere in such manner as they consider appropriate.

(3) A change of name made in pursuance of this section shall not affect any rights or obligations of any community or of any council, authority or person, or render defective any legal proceedings; and any legal proceedings may be commenced or continued as if there had been no change of name.

**77.**—(1) Notwithstanding anything in Schedule 2 to this Act the Greater London Council may with the consent of the Secretary of State change the name of the Council or Greater London, or both, or make provision as to the titles by which the chairman, vice-chairman and any deputy chairman of the council are to be known. Change of name in Greater London.

(2) Any change of name under this section shall take effect as from such date as the Secretary of State may by order appoint.

(3) A change of name under this section shall not—

- (a) affect any rights or obligations of any authority or person;
- (b) be taken as invalidating any instrument (whether made before or after the date appointed by the order) which refers to the Council or Greater London by the previous name;

but the new name shall be substituted for the previous name in all enactments relating to the Council or, as the case may be, Greater London and in all instruments and legal proceedings made or begun before that date which refer to that previous name, but not so as to affect the title of any Act or instrument.

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Supplementary.

**78.—(1) In this Part of this Act—**

**“electoral arrangements” means—**

(a) in relation to a principal area, the number of councillors of the council for that area, the number and boundaries of the electoral areas into which that area is for the time being divided for the purpose of the election of councillors, the number of councillors to be elected for any electoral area in that principal area and the name of any electoral area ;

(b) in relation to a parish or community council or a common parish or community council, the number of councillors, the question whether the parish or community or any parish or community, as the case may be, should or should not be or continue to be divided into wards for the purpose of the election of councillors, the number and boundaries of any such wards, the number of councillors to be elected for any such ward or in the case of a common parish or community council for each parish or community and the name of any such ward ;

**“local government area” includes the City, the Inner Temple and the Middle Temple ;**

**“public body” includes any compensation authority for the purposes of the Licensing Act 1964.**

1964 c. 26.

**“substantive change” has the meaning assigned to it by section 47(1)(i) above.**

(2) In considering the electoral arrangements for local government areas for the purposes of this Part of this Act, the Secretary of State, each of the Commissions and every district council shall so far as is reasonably practicable comply with the rules set out in Schedule 11 to this Act.

## PART V

### GENERAL PROVISIONS AS TO MEMBERS AND PROCEEDINGS OF LOCAL AUTHORITIES

#### *Qualifications and disqualifications*

Qualifications for election and holding office as member of local authority.

**79.—(1) A person shall, unless disqualified by virtue of this Act or any other enactment, be qualified to be elected and to be a member of a local authority if he is a British subject or a citizen of the Republic of Ireland and on the relevant day he has attained the age of twenty-one years and—**

(a) on that day he is and thereafter he continues to be a local government elector for the area of the authority ; or

- (b) he has during the whole of the twelve months preceding that day occupied as owner or tenant any land or other premises in that area ; or
- (c) his principal or only place of work during that twelve months has been in that area ; or
- (d) he has during the whole of those twelve months resided in that area ; or
- (e) in the case of a member of a parish or community council he has during the whole of those twelve months resided either in the parish or community or within three miles of it.

(2) In this section “ relevant day ”, in relation to any candidate, means—

- (a) except in the case of an election not preceded by the nomination of candidates, the day on which he is nominated as a candidate and also, if there is a poll, the day of election ; and
- (b) in the said excepted case, the day of election.

**80.**—(1) Subject to the provisions of section 81 below, a person shall be disqualified for being elected or being a member of a local authority if he—

- (a) holds any paid office or employment (other than the office of chairman, vice-chairman or deputy chairman) appointments to which are or may be made or confirmed by the local authority or any committee or sub-committee of the authority or by a joint board or joint committee on which the authority are represented or by any person holding any such office or employment ; or
- (b) is a person who has been adjudged bankrupt, or made a composition or arrangement with his creditors ; or
- (c) has within five years before the day of election or since his election been surcharged by a district auditor to an amount exceeding £500 under Part X of the 1933 Act ; or
- (d) has within five years before the day of election or since his election been convicted in the United Kingdom, the Channel Islands or the Isle of Man of any offence and has had passed on him a sentence of imprisonment (whether suspended or not) for a period of not less than three months without the option of a fine ; or
- (e) is disqualified for being elected or for being a member of that authority under Part III of the Representation of the People Act 1949 or under Part VIII below.

Disqualifications for election and holding office as member of local authority.

1949 c. 68.

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(2) Subject to the provisions of section 81 below, a paid officer of a local authority who is employed under the direction of—

- (a) a committee or sub-committee of the authority any member of which is appointed on the nomination of some other local authority ; or
- (b) a joint board or joint committee on which the authority are represented and any member of which is so appointed ;

shall be disqualified for being elected or being a member of that other local authority.

(3) Teachers in a school maintained but not established by a local education authority shall be in the same position as respects disqualification for office as members of the authority as teachers in a school established by the authority.

1962 c. 46.

(4) A person who is for the time being a member, officer or servant of, or an officer or servant of a subsidiary (within the meaning of the Transport Act 1962) of, the Passenger Transport Executive for an area which is coterminous with the area of a county shall be disqualified for being elected or being a member of the council of that county.

(5) For the purposes of subsection (1)(c) and (d) above, the ordinary date on which the period allowed for making an appeal or application with respect to the surcharge or conviction expires or, if such an appeal or application is made, the date on which the appeal or application is finally disposed of or abandoned or fails by reason of the non-prosecution thereof shall be deemed to be the date of the surcharge or conviction, as the case may be.

Exceptions to provisions of section 80.

**81.—**(1) Where a person is disqualified under section 80 above by reason of having been adjudged bankrupt, then—

- (a) if the bankruptcy is annulled on the ground that he ought not to have been adjudged bankrupt or on the ground that his debts have been paid in full, the disqualification shall cease on the date of the annulment ;
- (b) if he is discharged with a certificate that the bankruptcy was caused by misfortune without any misconduct on his part, the disqualification shall cease on the date of his discharge ; and
- (c) if he is discharged without such a certificate, his disqualification shall cease on the expiration of five years from the date of his discharge.

(2) Where a person is disqualified under section 80 above by reason of his having made a composition or arrangement with his creditors and he pays his debts in full, the disqualification shall cease on the date on which the payment is completed and



in any other case it shall cease on the expiration of five years from the date on which the terms of the deed of composition or arrangement are fulfilled.

(3) Nothing in section 80(1)(a), (2) or (3) above shall operate to disqualify any person for being elected or being—

(a) the chairman, vice-chairman, deputy chairman or an alderman of the Greater London Council ;

(b) a councillor of the Greater London Council for an electoral area in an outer London borough ;

(c) a member of the council of an inner London borough ;  
by reason of his being a teacher in, or being otherwise employed in, any school, college or other educational institution maintained or assisted by the Inner London Education authority.

(4) Section 80(2) and (3) above shall not operate so as to disqualify—

(a) any person by reason of his being a teacher, or otherwise employed, in a school, college or other educational institution maintained or assisted by a county council for being a member of a district council by reason that the district council nominates members of the education committee of the county council ; or

(b) any person by reason of his being a teacher, or otherwise employed, in a school, college or other educational institution maintained or assisted by a metropolitan district council for being a member of the county council by reason that the county council nominates members of the education committee of the district council.

**82.** The acts and proceedings of any person elected to an office under this Act and acting in that office shall, notwithstanding his disqualification or want of qualification, be as valid and effectual as if he had been qualified.

Validity of acts done by unqualified persons.

*Acceptance, resignation and vacation of office, and casual vacancies*

**83.**—(1) The person elected to any of the following offices, that is to say, the office of chairman, vice-chairman, alderman or councillor of the council of a county, district or London borough or the Greater London Council or deputy chairman of the Greater London Council shall not, unless he has made a declaration of acceptance of office in a form prescribed by rules under section 42 above, and the declaration has within two months from the day of the election been delivered to the proper officer of the council, act in the office except for the purpose of taking such a declaration.

Declaration of acceptance of office.

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(2) If such a declaration is not made and delivered to the proper officer within the appointed time, the office of the person elected shall at the expiration of that time become vacant.

(3) The declaration shall be made before either—

- (a) two members of the council to which the declarant is elected ; or
- (b) the proper officer of the council ; or
- (c) a justice of the peace or magistrate in the United Kingdom, the Channel Isles or the Isle of Man ; or
- (d) a commissioner appointed to administer oaths in the Supreme Court.

(4) A person elected to the office of chairman of a parish or community council or parish or community councillor shall—

- (a) in the case of the chairman, at the meeting at which he is elected ;
- (b) in the case of a councillor, before or at the first meeting of the parish or community council after his election ; or
- (c) in either case if the council at that meeting so permit, before or at a later meeting fixed by the council ;

make in the presence of a member of the council or of the proper officer of the council and deliver to the council a declaration of acceptance of office in a form prescribed by rules under section 42 above, and if he fails to do so his office shall thereupon become vacant.

(5) Any person before whom a declaration is authorised to be made under this section may take the declaration.

## Resignation.

**84.** A person elected to any office under this Act may at any time resign his office by written notice delivered—

- (a) except in a case falling within paragraph (b), (c) or (d) below, to the proper officer of the council ;
- (b) in the case of a person elected to a corporate office in a London borough, to the proper officer of the borough ;
- (c) in the case of a parish or community councillor, to the chairman of the parish or community council ;
- (d) in the case of a chairman of a parish or community council or of a parish meeting, to the council or the meeting, as the case may be ;

and his resignation shall take effect upon the receipt of the notice by the person or body to whom it is required to be delivered.

**85.**—(1) Subject to subsections (2) and (3) below, if a member of a local authority fails throughout a period of six consecutive months from the date of his last attendance to attend any meeting of the authority, he shall, unless the failure was due to some reason approved by the authority before the expiry of that period, cease to be a member of the authority.

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Vacation of office by failure to attend meetings.

(2) Attendance as a member at a meeting of any committee or sub-committee of the authority, or at a meeting of any joint committee, joint board or other body by whom for the time being any of the functions of the authority are being discharged, or who were appointed to advise the authority on any matter relating to the discharge of their functions, and attendance as representative of the authority at a meeting of any body of persons, shall be deemed for the purposes of subsection (1) above to be attendance at a meeting of the authority.

(3) A member of any branch of Her Majesty's naval, military or air forces when employed during war or any emergency on any naval, military or air force service, and a person whose employment in the service of Her Majesty in connection with war or any emergency is such as, in the opinion of the Secretary of State, to entitle him to relief from disqualification on account of absence, shall not cease to be a member of a local authority by reason only of a failure to attend meetings of the local authority if the failure is due to that employment.

**86.** Where a member of a local authority—

(a) ceases to be qualified to be a member of the authority ;  
or

(b) becomes disqualified for being a member of the authority otherwise than by virtue of an order under Part VIII below, a surcharge, a conviction or a breach of any provision of Part II of the Representation of the People Act 1949 ; or

(c) ceases to be a member of the authority by reason of failure to attend meetings of the authority ;

the authority shall, except in any case in which a declaration has been made by the High Court under this Part of this Act, forthwith declare his office to be vacant.

Declaration by local authority of vacancy in office in certain cases.  
1949 c. 68.

**87.**—(1) For the purpose of filling a casual vacancy in any office for which an election is held under this Act, the date on which the vacancy is to be deemed to have occurred shall be—

Date of casual vacancies.

(a) in the case of non-acceptance of office by any person who is required to make and deliver a declaration of acceptance of office, on the expiration of the period appointed under this Part of this Act for the delivery of the declaration :

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- (b) in the case of resignation, upon the receipt of the notice of resignation by the person or body to whom the notice is required to be delivered ;
- (c) in the case of death, on the date of death ;
- (d) in the case of a disqualification by virtue of an order under Part VIII below or a surcharge or conviction, on the expiration of the ordinary period allowed for making an appeal or application with respect to the order, surcharge or conviction or, if an appeal or application is made, on the date on which that appeal or application is finally disposed of or abandoned or fails by reason of non-prosecution thereof ;
- (e) in the case of an election being declared void on an election petition, on the date of the report or certificate of the election court ;
- (f) in the case of a person ceasing to be qualified to be a member of a local authority, or becoming disqualified, for any reason other than one mentioned in paragraphs (a) to (e) above, or ceasing to be a member of a local authority by reason of failure to attend meetings, on the date on which his office is declared to have been vacated either by the High Court or by the local authority, as the case may be ; and
- (g) in the case of a councillor accepting the office of alderman or of an alderman accepting the office of councillor, on the date on which he accepts that office.

(2) Public notice of a casual vacancy in any such office as is referred to in subsection (1) above shall be given by the local authority in which the office exists ; and the steps required to be taken to give public notice in accordance with section 232 below shall be taken—

- (a) in a case where the local authority declare the office to be vacant, immediately after the declaration ; and
- (b) in any other case, as soon as practicable after the date on which, by virtue of subsection (1) above, the vacancy is deemed to have occurred.

Filling of casual vacancy in case of chairman, etc.

**88.**—(1) On a casual vacancy occurring in the office of chairman of any council or of any alderman, an election to fill the vacancy shall be held not later than the next ordinary meeting of the council held after the date on which the vacancy occurs, or if that meeting is held within fourteen days after that date, then not later than the next following ordinary meeting of the council, and shall be conducted in the same manner as an ordinary election.

(2) Where the office vacant is that of chairman of the council, a meeting of the council for the election may be convened by the proper officer of the authority.

(3) In a parish not having a separate parish council, a casual vacancy in the office of chairman of the parish meeting shall be filled by the parish meeting, and a parish meeting shall be convened for the purpose of filling the vacancy forthwith.

**89.**—(1) Subject to the provisions of this section, on a casual vacancy occurring in the office of councillor for any principal area, an election to fill the vacancy shall be held—

Filling of casual vacancies in case of councillors.

- (a) in a case in which the High Court or the council have declared the office to be vacant, within forty-two days (computed in accordance with section 243(4) below) from the date of the declaration ;
- (b) in any other case, within forty-two days (so computed) after notice in writing of the vacancy has been given to the proper officer of the authority by two local government electors for the area.

(2) The day of election to fill a casual vacancy in any office mentioned in subsection (1) above shall be fixed by the returning officer or, in the case of an election of a councillor of the Greater London Council, the proper officer of that Council.

(3) Where a casual vacancy in any such office occurs within six months before the day on which the councillor whose office is vacant would regularly have retired, an election shall not be held under subsection (1) above unless on the occurrence of the vacancy (or in the case of a number of simultaneous vacancies, the occurrence of the vacancies) the total number of unfilled vacancies in the membership of the council exceeds one third of the whole number of members ; and where an election under subsection (1) above is not held, the vacancy shall be filled at the next ordinary election.

(4) Where more than one casual vacancy in the office of councillor of a district in which councillors are elected by thirds is filled at the same election, the person elected by the smallest number of votes shall be deemed to be elected in place of the councillor who would regularly have first retired, and the person elected by the next smallest number of votes shall be deemed to be elected in place of the councillor who would regularly have next retired and so with respect to the others ; and if there has not been a contested election, or if any doubt arises, the order of retirement shall be determined by lot.

(5) Where an election to fill one or more casual vacancies in the office of councillor of any such district is combined with an

**PART V** ordinary election of councillors, the following provisions shall apply—

(a) where an election is contested—

(i) the persons who are elected by the smallest numbers of votes, or if any relevant votes are equal such persons as are determined by lot, shall be deemed elected to fill the casual vacancies ;

(ii) if the persons elected to fill the casual vacancies will hold office for different periods, the person elected by the smallest number of votes or, if the relevant votes are equal, such person as is determined by lot, shall hold office for the shorter period, and so with respect to the others ;

(b) where the election is not contested—

(i) those declared elected (if fewer than the vacancies to be filled) shall be deemed elected to fill the vacancies in which they will hold office for the longest periods ;

(ii) where there are two or more persons declared elected and they are to fill vacancies in which they will hold office for different periods, any retiring councillors elected shall be deemed elected to fill the vacancies in which they will hold office for the longest period, and the question which of the persons declared elected who are not retiring councillors is to be deemed elected to fill any of the vacancies not filled by retiring councillors shall be determined by lot.

(6) A casual vacancy among parish or community councillors shall be filled by election or by the parish or community council in accordance with rules made under section 42 above.

(7) Where under this section any question is required to be determined by lot—

(a) in the case of a contested election, the lot shall be drawn by the returning officer immediately after the question has arisen ; and

(b) in any other case, the lot shall be drawn at the next meeting of the council after the question has arisen, and the drawing shall be conducted under the direction of the person presiding at the meeting.

Term of office  
of persons  
filling  
casual  
vacancies.

**90.** A person elected or appointed under the foregoing provisions of this Act in England or Wales to fill any casual vacancy, or elected under the 1933 Act in England to fill a casual vacancy in the office of chairman of a parish council or parish meeting or of parish councillor, shall hold office until the date upon which the person in whose place he is elected would regularly have retired, and he shall then retire.

**91.—**(1) Where there are so many vacancies in the office of parish or community councillor that the parish or community council are unable to act, the district council may by order appoint persons to fill all or any of the vacancies until other councillors are elected and take up office.

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Temporary appointment of members of parish and community councils.

(2) In the case of a common parish council under which are grouped, by virtue of section 11(5) above, parishes situated in different districts, the reference in subsection (1) above to the district council shall be construed as a reference to the council of the district in which there is the greater number of local government electors for the parishes in the group.

(3) Two copies of every order made under this section shall be sent to the Secretary of State.

*Proceedings for disqualification*

**92.—**(1) Proceedings against any person on the ground that he acted or claims to be entitled to act as a member of a local authority while disqualified for so acting within the meaning of this section may be instituted by, and only by, any local government elector for the area concerned—

Proceedings for disqualification.

- (a) in the High Court or a magistrates' court if that person so acted ;
- (b) in the High Court if that person claims to be entitled so to act :

but proceedings under paragraph (a) above shall not be instituted against any person after the expiration of more than six months from the date on which he so acted.

(2) Where in proceedings instituted under this section it is proved that the defendant has acted as a member of a local authority while disqualified for so acting, then—

- (a) if the proceedings are in the High Court, the High Court may—
  - (i) make a declaration to that effect and declare that the office in which the defendant has acted is vacant ;
  - (ii) grant an injunction restraining the defendant from so acting ;
  - (iii) order that the defendant shall forfeit to Her Majesty such sum as the court think fit, not exceeding £50 for each occasion on which he so acted while disqualified ;
- (b) if the proceedings are in a magistrates' court, the magistrates' court may, subject to the provisions of this section, convict the defendant and impose on him a fine not exceeding £50 for each occasion on which he so acted while disqualified.

## PART V

(3) Where proceedings under this section are instituted in a magistrates' court, then—

- (a) if the court is satisfied that the matter would be more properly dealt with in the High Court, it shall by order discontinue the proceedings ;
- (b) if the High Court, on application made to it by the defendant within fourteen days after service of the summons, is satisfied that the matter would be more properly dealt with in the High Court, it may make an order, which shall not be subject to any appeal, requiring the magistrates' court by order to discontinue the proceedings.

(4) Where in proceedings instituted under this section in the High Court it is proved that the defendant claims to act as a member of a local authority and is disqualified for so acting, the court may make a declaration to that effect and declare that the office in which the defendant claims to be entitled to act is vacant and grant an injunction restraining him from so acting.

(5) No proceedings shall be instituted against a person otherwise than under this section on the ground that he has, while disqualified for acting as a member of a local authority, so acted or claimed to be entitled so to act.

(6) For the purposes of this section a person shall be deemed to be disqualified for acting as a member of a local authority—

- (a) if he is not qualified to be, or is disqualified for being, a member of the authority ; or
- (b) if by reason of failure to make and deliver the declaration of acceptance of office within the period required, or by reason of resignation or failure to attend meetings of the local authority, he has ceased to be a member of the authority.

*Restrictions on voting*

Limitation  
on voting  
by Greater  
London  
Councillors.

93. Except in the exercise of a casting vote when presiding over a meeting of the Greater London Council or a committee thereof—

- (a) a councillor of the Greater London Council elected for an electoral area which includes the City and the Temples shall not vote at any such meeting on any matter involving only expenditure on account of which no part of the City, the Temples or the City of Westminster is for the time being liable to be charged ; and
- (b) a councillor of the Greater London Council elected for any other electoral area shall not vote at any such meeting on any matter involving only expenditure on



account of which the London borough in which that electoral area is situated is not for the time being liable to be charged.

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**94.—(1)** Subject to the provisions of section 97 below, if a member of a local authority has any pecuniary interest, direct or indirect, in any contract, proposed contract or other matter, and is present at a meeting of the local authority at which the contract or other matter is the subject of consideration, he shall at the meeting and as soon as practicable after its commencement disclose the fact and shall not take part in the consideration or discussion of the contract or other matter or vote on any question with respect to it.

Disability of members of authorities for voting on account of interest in contracts, etc.

(2) If any person fails to comply with the provisions of subsection (1) above he shall for each offence be liable on summary conviction to a fine not exceeding £200 unless he proves that he did not know that the contract, proposed contract or other matter in which he had a pecuniary interest was the subject of consideration at that meeting.

(3) A prosecution for an offence under this section shall not be instituted except by or on behalf of the Director of Public Prosecutions.

(4) A local authority may by standing orders provide for the exclusion of a member of the authority from a meeting of the authority while any contract, proposed contract or other matter in which he has a pecuniary interest, direct or indirect, is under consideration.

(5) The following, that is to say—

(a) the receipt by the chairman, vice-chairman or deputy chairman of a principal council of an allowance to meet the expenses of his office or his right to receive, or the possibility of his receiving, such an allowance ;

(b) the receipt by a member of a local authority of an allowance or other payment under any provision of sections 173 to 176 below or his right to receive, or the possibility of his receiving, any such payment ;

shall not be treated as a pecuniary interest for the purposes of this section.

**95.—(1)** For the purposes of section 94 above a person shall be treated, subject to the following provisions of this section and to section 97 below, as having indirectly a pecuniary interest in a contract, proposed contract or other matter, if—

Pecuniary interests for purposes of section 94.

(a) he or any nominee of his is a member of a company or other body with which the contract was made or

## PART V

is proposed to be made or which has a direct pecuniary interest in the other matter under consideration ; or

(b) he is a partner, or is in the employment, of a person with whom the contract was made or is proposed to be made or who has a direct pecuniary interest in the other matter under consideration.

(2) Subsection (1) above does not apply to membership of or employment under any public body, and a member of a company or other body shall not by reason only of his membership be treated as having an interest in any contract, proposed contract or other matter if he has no beneficial interest in any securities of that company or other body.

(3) In the case of married persons living together the interest of one spouse shall, if known to the other, be deemed for the purpose of section 94 above to be also an interest of the other.

General notices and recording of disclosures for purposes of section 94.

**96.**—(1) A general notice given in writing to the proper officer of the authority by a member thereof to the effect that he or his spouse is a member or in the employment of a specified company or other body, or that he or his spouse is a partner or in the employment of a specified person, or that he or his spouse is the tenant of any premises owned by the authority, shall, unless and until the notice is withdrawn, be deemed to be a sufficient disclosure of his interest in any contract, proposed contract or other matter relating to that company or other body or to that person or to those premises which may be the subject of consideration after the date of the notice.

(2) The proper officer of the authority shall record in a book to be kept for the purpose particulars of any disclosure made under section 94 above and of any notice given under this section, and the book shall be open at all reasonable hours to the inspection of any member of the local authority.

Removal or exclusion of disability, etc.

**97.**—(1) The district council, as respects a member of a parish or community council, and the Secretary of State, as respects a member of any other local authority, may, subject to such conditions as the district council or the Secretary of State may think fit to impose, remove any disability imposed by section 94 above in any case in which the number of members of the local authority disabled by that section at any one time would be so great a proportion of the whole as to impede the transaction of business, or in any other case in which it appears to the district council or the Secretary of State in the interests of the inhabitants of the area that the disability should be removed.

(2) The power of a district council and of the Secretary of State under subsection (1) above includes power to remove, either indefinitely or for any period, any such disability which would otherwise attach to any member (or, in the case of the power of the Secretary of State, any member or any class or description of member) by reason of such interests, and in respect of such matters, as may be specified by the council or the Secretary of State.

(3) Nothing in section 94 above precludes any person from taking part in the consideration or discussion of, or voting on, any question whether an application should be made to a district council or the Secretary of State for the exercise of the powers conferred by subsections (1) and (2) above.

(4) Section 94 above does not apply to an interest in a contract, proposed contract or other matter which a member of a local authority has as a ratepayer or inhabitant of the area or as an ordinary consumer of water, or to an interest in any matter relating to the terms on which the right to participate in any service, including the supply of goods, is offered to the public.

(5) For the purposes of section 94 above a member shall not be treated as having a pecuniary interest in any contract, proposed contract or other matter by reason only of an interest of his or of any company, body or person with which he is connected as mentioned in section 95(1) above which is so remote or insignificant that it cannot reasonably be regarded as likely to influence a member in the consideration or discussion of, or in voting on, any question with respect to that contract or matter.

(6) Where a member of a local authority has an indirect pecuniary interest in a contract, proposed contract or other matter by reason only of a beneficial interest in securities of a company or other body, and the total nominal value of those securities does not exceed £1,000 or one-hundredth of the total nominal value of the issued share capital of the company or body, whichever is the less, and if the share capital is of more than one class, the total nominal value of shares of any one class in which he has a beneficial interest does not exceed one-hundredth of the total issued share capital of that class, section 94 above shall not prohibit him from taking part in the consideration or discussion of the contract or other matter or from voting on any question with respect to it, without prejudice, however, to his duty to disclose his interest.

98.—(1) In sections 95 and 97 above “securities” and “shares” have the same meanings respectively as in the Prevention of Fraud (Investments) Act 1958.

Interpretation  
of sections  
95 and 97.  
1958 c. 45.

## PART V

(2) In section 95 above "public body" includes any body established for the purpose of carrying on under national ownership any industry or part of an industry or undertaking, the governing body of any university, university college or college, school or hall of a university and the National Trust for Places of Historic Interest or Natural Beauty incorporated by the 1907 c. cxxxvi. National Trust Act 1907.

*Meetings and proceedings*

Meetings and proceedings of local authorities.

**99.** The provisions of Schedule 12 to this Act shall have effect with respect to the meetings and proceedings of local authorities and their committees, parish meetings and their committees and community meetings.

Admission of public and press to local authority committee meetings.  
1960 c. 67.

**100.—(1)** For the purpose of securing the admission, so far as practicable, of the public (including the press) to all meetings of committees of local authorities as well as to meetings of local authorities themselves, the Public Bodies (Admission to Meetings) Act 1960 (in this section referred to as "the 1960 Act") shall have effect subject to the following provisions of this section.

(2) Without prejudice to section 2(1) of the 1960 Act (application of section 1 of that Act to any committee of a body whose membership consists of or includes all members of that body) section 1 of the 1960 Act shall apply to any committee constituted under an enactment specified in paragraphs (c) to (h) of section 101(9) below and to any committee appointed by one or more local authorities under section 102 below, not being a committee falling within section 2(1) of the 1960 Act.

(3) Where section 1 of the 1960 Act applies to a committee by virtue of subsection (2) above, then, for the purposes of subsection (4)(c) of that section, premises belonging to the local authority or one or more of the local authorities which appointed the committee shall be treated as belonging to the committee.

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## DISCHARGE OF FUNCTIONS

Arrangements for discharge of functions by local authorities.

**101.—(1)** Subject to any express provision contained in this Act or any Act passed after this Act, a local authority may arrange for the discharge of any of their functions—

(a) by a committee, a sub-committee or an officer of the authority ; or

(b) by any other local authority.

(2) Where by virtue of this section any functions of a local authority may be discharged by a committee of theirs, then, unless the local authority otherwise direct, the committee may arrange

for the discharge of any of those functions by a sub-committee or an officer of the authority and where by virtue of this section any functions of a local authority may be discharged by a sub-committee of the authority, then, unless the local authority or the committee otherwise direct, the sub-committee may arrange for the discharge of any of those functions by an officer of the authority.

(3) Where arrangements are in force under this section for the discharge of any functions of a local authority by another local authority, then, subject to the terms of the arrangements, that other authority may arrange for the discharge of those functions by a committee, sub-committee or officer of theirs and subsection (2) above shall apply in relation to those functions as it applies in relation to the functions of that other authority.

(4) Any arrangements made by a local authority or committee under this section for the discharge of any functions by a committee, sub-committee, officer or local authority shall not prevent the authority or committee by whom the arrangements are made from exercising those functions.

(5) Two or more local authorities may discharge any of their functions jointly and, where arrangements are in force for them to do so,—

(a) they may also arrange for the discharge of those functions by a joint committee of theirs or by an officer of one of them and subsection (2) above shall apply in relation to those functions as it applies in relation to the functions of the individual authorities ; and

(b) any enactment relating to those functions or the authorities by whom or the areas in respect of which they are to be discharged shall have effect subject to all necessary modifications in its application in relation to those functions and the authorities by whom and the areas in respect of which (whether in pursuance of the arrangements or otherwise) they are to be discharged.

(6) A local authority's functions with respect to levying, or issuing a precept for, a rate or borrowing money shall be discharged only by the authority.

(7) A local authority shall not make arrangements under this section for the discharge of any of their functions under the Diseases of Animals Act 1950 by any other local authority.

1950 c. 36.

(8) Any enactment, except one mentioned in subsection (9) below, which contains any provision—

(a) which empowers or requires local authorities or any class of local authorities to establish committees (including joint committees) for any purpose or enables a Minister to make an instrument establishing committees

## PART VI

of local authorities for any purpose or empowering or requiring a local authority or any class of local authorities to establish committees for any purpose ; or

- (b) which empowers or requires local authorities or any class of local authorities to arrange or to join with other authorities in arranging for the exercise by committees so established or by officers of theirs of any of their functions, or provides that any specified functions of theirs shall be discharged by such committees or officers, or enables any Minister to make an instrument conferring such a power, imposing such a requirement or containing such a provision ;

shall, to the extent that it makes any such provision, cease to have effect.

(9) The following enactments, that is to say—

- 1944 c. 31. (a) paragraphs 1 and 3 to 11 of Part II of Schedule 1 to the Education Act 1944 (education committees of local education authorities) ;
- (b) section 30(2) of the 1963 Act (special education committee of the Greater London Council) ;
- 1964 c. 48. (c) sections 2 and 3 of the Police Act 1964 (police committees) ;
- 1966 c. 38. (d) section 1 of the Sea Fisheries Regulation Act 1966 ;
- 1969 c. 54. (e) section 35(3) of the Children and Young Persons Act 1969 (children's regional planning committees) ;
- 1970 c. 42. (f) section 2 of the Local Authority Social Services Act 1970 (social services committees) ;
- 1972 c. 11. (g) section 7 of the Superannuation Act 1972 (superannuation of persons employed in local government service, etc.) ; and
- (h) Part I of Schedule 17 to this Act ;

are exempted from subsection (8) above.

(10) This section shall not authorise a local authority to arrange for the discharge by any committee, sub-committee or local authority of any functions which by any enactment mentioned in subsection (9) above are required or authorised to be discharged by a specified committee, but the foregoing provision shall not prevent a local authority who are required by or under any such enactment to establish, or delegate functions to, a committee established by or under any such enactment from arranging under this section for the discharge of their functions by an officer of the local authority or committee, as the case may be.

(11) It is hereby declared that this section authorises the Greater London Council to arrange for the discharge of any of their functions by the Inner London Education Authority or any education committee established by that Authority under Part II of Schedule 1 to the Education Act 1944.

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1944 c. 31.

(12) References in this section and section 102 below to the discharge of any of the functions of a local authority include references to the doing of anything which is calculated to facilitate, or is conducive or incidental to, the discharge of any of those functions.

(13) In this Part of this Act "local authority" includes the Common Council, the Sub-Treasurer of the Inner Temple, the Under Treasurer of the Middle Temple, a joint board on which a local authority within the meaning of this Act or any of the foregoing authorities are represented and, without prejudice to the foregoing, any port health authority.

(14) Nothing in this section affects the operation of section 5 of the 1963 Act or the Local Authorities (Goods and Services) Act 1970.

1970 c. 39.

**102.**—(1) For the purpose of discharging any functions in pursuance of arrangements made under section 101 above—

Appointment of committees.

- (a) a local authority may appoint a committee of the authority ; or
- (b) two or more local authorities may appoint a joint committee of those authorities ; or
- (c) any such committee may appoint one or more sub-committees.

(2) Subject to the provisions of this section, the number of members of a committee appointed under subsection (1) above, their term of office, and the area (if restricted) within which the committee are to exercise their authority shall be fixed by the appointing authority or authorities or, in the case of a sub-committee, by the appointing committee.

(3) A committee appointed under subsection (1) above, other than a committee for regulating and controlling the finance of the local authority or of their area, may, subject to section 104 below, include persons who are not members of the appointing authority or authorities or, in the case of a sub-committee, the authority or authorities of whom they are a sub-committee, but at least two-thirds of the members appointed to any such committee (other than a sub-committee) shall be members of that authority or those authorities, as the case may be.

(4) A local authority may appoint a committee, and two or more local authorities may join in appointing a committee, to

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advise the appointing authority or authorities on any matter relating to the discharge of their functions, and any such committee—

- (a) may consist of such persons (whether members of the appointing authority or authorities or not) appointed for such term as may be determined by the appointing authority or authorities ; and
- (b) may appoint one or more sub-committees to advise the committee with respect to any such matter.

(5) Every member of a committee appointed under this section who at the time of his appointment was a member of the appointing authority or one of the appointing authorities shall upon ceasing to be a member of that authority also cease to be a member of the committee ; but for the purposes of this section a member of a local authority shall not be deemed to have ceased to be a member of the authority by reason of retirement if he has been re-elected a member thereof not later than the day of his retirement.

Expenses of joint committees.

**103.** The expenses incurred by a joint committee of two or more local authorities whether appointed or established under this Part of this Act or any other enactment shall be defrayed by those authorities in such proportions as they may agree or in case of disagreement as may be determined—

- (a) in any case in which those authorities are the councils of parishes or communities or groups of parishes or communities situated in the same district, by the district council ; and
- (b) in any other case, by a single arbitrator agreed on by the appointing authorities or, in default of agreement, appointed by the Secretary of State.

Disqualification for membership of committees and joint committees.

**104.—**(1) Subject to subsection (2) below, a person who is disqualified under Part V of this Act for being elected or being a member of a local authority shall be disqualified for being a member of a committee (including a sub-committee) of that authority, or being a representative of that authority on a joint committee (including a sub-committee) of the authority and another local authority, whether the committee or joint committee are appointed under this Part of this Act or under any other enactment.

(2) A person shall not by reason of his being a teacher in, or being otherwise employed in, any school, college or other educational institution maintained or assisted by a local education authority be disqualified for being a member of any committee of any local authority—

- (a) appointed for the purposes of the enactments relating to education ; or



(b) appointed for purposes connected with the execution of the Public Libraries and Museums Act 1964 ;

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1964 c. 75.

or for being a representative of a local authority on a joint committee of the authority and another authority which has been appointed or established for any such purpose.

(3) Section 92 above shall, so far as applicable, apply with respect to membership of or a claim to be entitled to act as a member of a committee of a local authority or a joint committee of two or more local authorities as it applies to membership of or claims to be entitled to act as a member of a local authority.

(4) In the application of this section to the Common Council for the reference to Part V of this Act there shall be substituted a reference to the enactments for the time being in force relating to disqualification for membership of the Common Council.

**105.** Sections 94 to 98 above shall apply as respects members of a committee of a local authority or of a joint committee of two or more local authorities (including in either case a sub-committee), whether the committee or joint committee are appointed or established under this Part of this Act or under any other enactment, as they apply in respect of members of local authorities, subject to the following modifications—

Disability for voting on account of interest in contracts, etc.

(a) references to meetings of any such committee shall be substituted for references to meetings of the local authority ; and

(b) in the case of members of a committee of a local authority or any sub-committee the right of persons who are members of the committee or sub-committee but not members of the local authority to inspect the book kept under section 96(2) above shall be limited to an inspection of the entries in the book relating to the members of the committee or sub-committee.

**106.** Standing orders may be made as respects any committee of a local authority by that authority or as respects a joint committee of two or more local authorities, whether appointed or established under this Part of this Act or any other enactment, by those authorities with respect to the quorum, proceedings and place of meeting of the committee or joint committee (including any sub-committee) but, subject to any such standing orders, the quorum, proceedings and place of meeting shall be such as the committee, joint committee or sub-committee may determine.

Standing orders.

**107.—(1)** Subject to the following provisions of this section—

(a) sections 101 to 103 and 106 above shall apply to a police authority other than the Secretary of State as they apply to a local authority ;

Application of foregoing provisions to police authorities.

## PART VI

(b) sections 104 and 105 above shall apply both to a police authority and a committee of any such authority or authorities as they apply to a committee of a local authority or authorities ;

and in their application to the Common Council as police authority those sections shall have effect subject to those provisions.

(2) A police authority may not arrange for the discharge of their functions by another police authority, and section 101(1)(b) and (3) above shall not apply to a police authority.

(3) The officers who may discharge the functions of a police authority in pursuance of arrangements under section 101(1), (2) or (5) above shall include the chief officer of police, his deputy while performing his duties and any civilian officer employed for the purposes of the police authority or one of the police authorities.

(4) A police authority may not arrange under section 101 above for the discharge of their functions by a committee or officer as respects part only of their area.

(5) Section 101(10) above shall not apply to a police authority.

(6) Any committee appointed under section 102 above for discharging the functions of one or more police authorities (including any sub-committee) shall consist only of members of the appointing authority or authorities and section 102(3) above shall not apply to committees of police authorities.

(7) Section 103 above, in its application to a joint committee of police authorities, shall have effect as if for paragraphs (a) and (b) there were substituted the words " by the Secretary of State ".

(8) A person shall not be disqualified by virtue of section 104 above for being a member of a police authority or the committee (or any sub-committee) of any such authority or authorities by virtue of his holding any office or employment, except employment for the purposes of the police authority or one of the police authorities.

(9) Section 106 above shall not authorise any county council to make standing orders with respect to the quorum, proceedings or place of meeting of a police authority.

(10) For the purposes of this section the following persons shall be treated as employed for the purposes of a police authority, that is to say—

(a) any person employed under section 10 of the Police Act 1964 for police purposes of the police authority's area ; and also

(b) in the case of a combined police authority, any person whose services are made available for the use of that authority in pursuance of section 4(5) of that Act.

1964 c. 68.

**108.** In a parish not having a separate parish council the **parish meeting** may, subject to any provisions made by a **grouping order** and subject to such conditions as the meeting may impose, arrange for the discharge of any of their functions by a committee of local government electors for the parish, but any such arrangement shall not prevent the meeting from exercising those functions. PART VI  
Committees  
of parish  
meetings.

**109.—(1)** On the application of the parish meeting of a parish not having a separate parish council, the district council may, subject to the provisions of the grouping order if the parish is grouped with any other parish, by order confer on the parish meeting any functions of a parish council. Conferring  
functions  
of parish  
council on  
parish  
meeting.

(2) Two copies of every order made under this section shall be sent by the district council to the Secretary of State.

**110.—(1)** Where it appears to a district council that the county council should be required to make arrangements for the discharge by the former of any of the latter's functions as respects a period beginning with 1st April 1974, but the latter are unwilling to enter into the arrangements or the two councils are unable to agree on the terms of the arrangements, the district council may apply to the appropriate Minister for a direction under subsection (3) below. Transitional  
arrangements  
for discharge  
of functions.

(2) Where it appears to a county council that a district council should be required to make arrangements for the discharge by the former of any of the latter's functions as respects a period beginning with 1st April 1974, but the latter are unwilling to enter into the arrangements or the two councils are unable to agree on the terms of the arrangements, the county council may apply to the appropriate Minister for a direction under subsection (3) below.

(3) On an application under subsection (1) or (2) above the appropriate Minister—

- (a) may, if he considers it desirable for the efficient discharge of the relevant functions, or of other functions of either or both of the councils concerned, direct the county council and the district council concerned to enter into any arrangements for the discharge by one of them of specified functions of the other; and
- (b) whether or not he gives a direction under paragraph (a) above, may direct that any such arrangements shall contain terms on lines laid down by him.

(4) A direction under subsection (3) above shall not be given after 31st March 1974 and shall, subject to subsection (5) below, remain in force for a period specified in the direction ending before 1st April 1979, but the expiry of any such direction shall not of itself end the arrangements to which it relates.

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(5) While a direction under subsection (3) above is in force, the parties to the arrangements to which it relates may by agreement vary or end the arrangements or in default of agreement either of them may apply to the appropriate Minister for a direction to vary or end the arrangements, and the appropriate Minister may, if he considers it desirable for the efficient discharge of the relevant functions, or of other functions of either or both of the councils concerned, direct the parties to vary the arrangements on lines laid down by him or to end the arrangements.

## PART VII

## MISCELLANEOUS POWERS OF LOCAL AUTHORITIES

*Subsidiary powers*

Subsidiary powers of local authorities.

**111.**—(1) Without prejudice to any powers exercisable apart from this section but subject to the provisions of this Act and any other enactment passed before or after this Act, a local authority shall have power to do any thing (whether or not involving the expenditure, borrowing or lending of money or the acquisition or disposal of any property or rights) which is calculated to facilitate, or is conducive or incidental to, the discharge of any of their functions.

(2) For the purposes of this section, transacting the business of a parish or community meeting or any other parish or community business shall be treated as a function of the parish or community council.

(3) A local authority shall not by virtue of this section raise money, whether by means of rates, precepts or borrowing, or lend money except in accordance with the enactments relating to those matters respectively.

(4) In this section “local authority” includes the Common Council.

*Staff*

Appointment of staff.

**112.**—(1) Without prejudice to section 111 above but subject to the provisions of this Act, a local authority shall appoint such officers as they think necessary for the proper discharge by the authority of such of their or another authority’s functions as fall to be discharged by them and the carrying out of any obligations incurred by them in connection with an agreement made by them in pursuance of section 113 below.

(2) An officer appointed under subsection (1) above shall hold office on such reasonable terms and conditions, including conditions as to remuneration, as the authority appointing him think fit.

(3) Subject to subsection (4) below, any enactment or instrument made under an enactment which requires or empowers all local authorities or local authorities of any description or committees of local authorities to appoint a specified officer shall, to the extent that it makes any such provision, cease to have effect.

The reference in this section to committees of local authorities does not include a reference to any committee of which some members are required to be appointed by a body or person other than a local authority.

(4) Subsection (3) above does not apply to the following officers, that is to say—

- (a) district surveyors and deputy district surveyors of the Greater London Council appointed under section 75 or 80 of the London Building Acts (Amendment) Act 1939 c. xcvi. 1939 ;
- (b) chief education officers appointed under section 88 of 1944 c. 31. the Education Act 1944 ;
- (c) chief officers and other members of fire brigades maintained under the Fire Services Act 1947 ; 1947 c. 41.
- (d) inspectors of weights and measures appointed under section 41 of the Weights and Measures Act 1963 ; 1963 c. 31.
- (e) the chief education officer of the Inner London Education Authority appointed by virtue of section 30(4) of the 1963 Act ;
- (f) agricultural analysts and deputy agricultural analysts appointed under section 67(3) of the Agriculture Act 1970 c. 40. 1970 ; and
- (g) directors of social services appointed under section 6 of the Local Authority Social Services Act 1970 ; 1970 c. 42.

and it is hereby declared that subsection (3) above does not apply to public analysts appointed under section 89 of the Food and Drugs Act 1955 or to any other person appointed by a local authority to perform a specified function. 1955 c. 16. (4 & 5 Eliz. II).

(5) Without prejudice to the provisions of subsection (1) above, a parish or community council may appoint one or more persons from among their number to be officers of the council, without remuneration.

(6) Nothing in this section affects the operation of section 5 of the 1963 Act or the Local Authorities (Goods and Services) Act 1970 c. 39. Act 1970.

## PART VII

Placing of staff of local authorities at disposal of other local authorities.

**113.—**(1) Without prejudice to any powers exercisable apart from this section, a local authority may enter into an agreement with another local authority for the placing at the disposal of the latter for the purposes of their functions, on such terms as may be provided by the agreement, of the services of officers employed by the former, but shall not enter into any such agreement with respect to any officer without consulting him.

(2) For superannuation purposes service rendered by an officer of a local authority whose services are placed at the disposal of another local authority in pursuance of this section is service rendered to the authority by whom he is employed, but any such officer shall be treated for the purposes of any enactment relating to the discharge of local authorities' functions as an officer of that other local authority.

Security to be taken in relation to officers.

**114.—**(1) A local authority shall, in the case of an officer employed by them, whether under this or any other enactment, who by reason of his office or employment is likely to be entrusted with the custody or control of money, and may in the case of any other officer employed by them, take such security, for the faithful execution of his office and for his duly accounting for all money or property which may be entrusted to him, as the local authority consider sufficient.

(2) A local authority may, in the case of a person not employed by them but who is likely to be entrusted with the custody or control of money or property belonging to the local authority, take such security as they think sufficient for the person duly accounting for all such money or property.

(3) A local authority shall defray the cost of any security taken under this section, and every such security shall be produced to the auditor at the audit of the accounts of the local authority.

Accountability of officers.

**115.—**(1) Every officer employed by a local authority, whether under this Act or any other enactment, shall at such times during the continuance of his office or within three months after ceasing to hold it, and in such manner as the local authority direct, make out and deliver to the authority, or in accordance with their directions, a true account in writing of all money and property committed to his charge, and of his receipts and payments, with vouchers and other documents and records supporting the entries therein, and a list of persons from whom or to whom money is due in connection with his office, showing the amount due from or to each.

(2) Every such officer shall pay all money due from him to the proper officer of the local authority or in accordance with their directions.

**116.** A person shall, so long as he is, and for twelve months after he ceases to be, a member of a local authority, be disqualified for being appointed by that authority to any paid office, other than to the office of chairman or vice-chairman and in the case of the Greater London Council the office of deputy chairman.

PART VII  
Members of local authorities not to be appointed as officers.

**117.**—(1) If it comes to the knowledge of an officer employed, whether under this Act or any other enactment, by a local authority that a contract in which he has any pecuniary interest, whether direct or indirect (not being a contract to which he is himself a party), has been, or is proposed to be, entered into by the authority or any committee thereof, he shall as soon as practicable give notice in writing to the authority of the fact that he is interested therein.

Disclosure by officers of interest in contracts.

For the purposes of this section an officer shall be treated as having indirectly a pecuniary interest in a contract or proposed contract if he would have been so treated by virtue of section 95 above had he been a member of the authority.

(2) An officer of a local authority shall not, under colour of his office or employment, accept any fee or reward whatsoever other than his proper remuneration.

(3) Any person who contravenes the provisions of subsection (1) or (2) above shall be liable on summary conviction to a fine not exceeding £200.

(4) References in this section to a local authority shall include references to a joint committee appointed under Part VI of this Act or any other enactment.

**118.**—(1) Subject to the provisions of this section, the power of a local authority to pay remuneration to their officers shall include power, where the authority are satisfied after considering medical evidence that the person to whom, apart from this section, any sum to which this section applies is payable (hereafter in this section referred to as "the patient") is incapable, by reason of mental disorder within the meaning of the Mental Health Act 1959, of managing and administering his property and affairs, to pay that sum or such part thereof as the authority think fit to the institution or person having the care of the patient to be applied for his benefit and to pay the remainder, if any, or such part thereof as the authority think fit—

Payment of salary, etc., due to mentally disordered person.

1959 c. 72.

- (a) to or for the benefit of persons who appear to the authority to be members of the patient's family or other persons for whom the patient might be expected to provide if he were not mentally disordered; or

## PART VII

(b) in reimbursement, with or without interest, of money applied by any person either in payment of the patient's debts (whether legally enforceable or not) or for the maintenance or other benefit of the patient or such persons as are mentioned in the foregoing paragraph.

(2) This section applies to any sum payable by a local authority to an officer or pensioner of the authority, or to the widow or widower or a child of a deceased officer or pensioner thereof, by way of remuneration, pension, superannuation or other allowance, gratuity or annuity, or by way of repayment (with or without interest) of contributions made to any superannuation or other fund; and in this subsection the expression "pensioner" includes a person entitled to any pecuniary benefit under any enactment or scheme for the establishment of a superannuation fund or a superannuation and provident fund administered by the local authority.

(3) A local authority shall not in exercise of the powers conferred by subsection (1) above apply in any year in respect of any one person more than £500, or such other sum as may be prescribed.

(4) Before exercising their powers under this section in relation to any patient a local authority shall give to the authority having jurisdiction under Part VIII of the said Act of 1959 notice in writing of their intention so to do, specifying the name and address of the patient and the amount and nature of the sums in respect of which the local authority intend to exercise those powers, and the local authority shall, at the same time, give notice in writing to the patient in a form approved by the authority having jurisdiction as aforesaid; and, except with the approval of the authority having jurisdiction as aforesaid, the local authority shall not make the first payment under this section in relation to that patient before the expiration of the period of fourteen days beginning with the date of the service of the notice.

(5) If at any time the authority having jurisdiction as aforesaid give to the local authority notice in writing that the first-mentioned authority objects to the exercise by the local authority of their said powers in relation to any patient, those powers shall, as from the date of the receipt by the local authority of the notice, cease to be exercisable by the local authority in relation to that patient unless and until the first-mentioned authority withdraws the notice.

(6) A local authority shall be discharged from all liability in respect of any payment or application of money effected by the authority in exercise of their powers under this section.



**119.**—(1) If, on the death of any person who is or has been an officer of a local authority, there is due to him or his legal personal representatives from a local authority a sum not exceeding £500 and not being a pension, allowance or gratuity payable by virtue of section 7 of the Superannuation Act 1972, the authority may, without requiring the production of probate or letters of administration of the estate of the officer, pay the whole or any part of that sum to the officer's personal representatives or to the person, or to or among any one or more of any persons, appearing to the authority to be beneficially entitled to the estate of the officer, and any person to whom such a payment is made, and not the authority, shall be liable to account for the sum paid to him under this subsection. PART VII  
Payments due to deceased officers.  
1972 c. 11.

(2) The authority may, if they think fit, pay out of the said sum the funeral expenses of the officer or so much thereof as they consider reasonable having regard to any death grant which has been or is to be paid under section 39 of the National Insurance Act 1965. 1965 c. 51.

(3) Subsection (1) above shall be included among the provisions with respect to which the Treasury may make an order under section 6(1) of the Administration of Estates (Small Payments) Act 1965, substituting for references to £500 references to such higher amount as may be specified in the order. 1965 c. 32.

(4) Where provision has been made by regulations under section 7(1)(b) of the said Act of 1972 with respect to the pensions, allowances or gratuities which in certain circumstances are to be, or may be, paid to or in respect of any persons or classes of persons, the Secretary of State may by regulations provide for the application of the foregoing provisions of this section to such of those persons or classes of persons as may be specified in the regulations.

#### *Land transactions—principal councils*

**120.**—(1) For the purposes of—

(a) any of their functions under this or any other enactment, or

Acquisition of land by agreement by principal councils.

(b) the benefit, improvement or development of their area, a principal council may acquire by agreement any land, whether situated inside or outside their area.

(2) A principal council may acquire by agreement any land for any purpose for which they are authorised by this or any other enactment to acquire land, notwithstanding that the land is not immediately required for that purpose; and, until it is required for the purpose for which it was acquired, any land acquired under this subsection may be used for the purpose of any of the council's functions.

**PART VII**  
1965 c. 56.

(3) Where under this section a council are authorised to acquire land by agreement, the provisions of Part I of the Compulsory Purchase Act 1965 (so far as applicable) other than section 31 shall apply, and in the said Part I as so applied the word "land" shall have the meaning assigned to it by this Act.

(4) Where two or more councils acting together would have power to acquire any land by agreement by virtue of this section, nothing in any enactment shall prevent one of those councils from so acquiring the land on behalf of both or all of them in accordance with arrangements made between them, including arrangements as to the subsequent occupation and use of the land.

(5) References in the foregoing provisions of this section to acquisition by agreement are references to acquisition for money or money's worth, as purchaser or lessee.

Acquisition  
of land  
compulsorily  
by principal  
councils.

**121.**—(1) Subject to subsection (2) below, for any purpose for which they are authorised by this or any other public general Act to acquire land, a principal council may be authorised by the Minister concerned with that purpose to purchase compulsorily any land, whether situated inside or outside their area.

(2) A council may not be authorised under subsection (1) above to purchase land compulsorily—

- (a) for the purpose specified in section 120(1)(b) above, or
- (b) for the purpose of any of their functions under the Local Authorities (Land) Act 1963, or
- (c) for any purpose in relation to which their power of acquisition is by any enactment expressly limited to acquisition by agreement.

1963 c. 29.

(3) Where one or more councils propose, in exercise of the power conferred by subsection (1) above, to acquire any land for more than one purpose, the Minister or Ministers whose authorisation is required for the exercise of that power shall not be concerned to make any apportionment between those purposes nor, where there is more than one council, between those councils, and—

- (a) the purposes shall be treated as a single purpose and the compulsory acquisition shall be treated as requiring the authorisation of the Minister, or the joint authorisation of the Ministers, concerned with those purposes ; and
- (b) where there is more than one council concerned, the councils may nominate one of them to acquire the land on behalf of them all and the council so nominated

shall accordingly be treated as the acquiring authority for the purposes of any enactment relating to the acquisition.

PART VII

(4) The Acquisition of Land (Authorisation Procedure) Act 1946 shall apply in relation to the compulsory purchase of land in pursuance of subsection (1) above as if that subsection were contained in an Act in force immediately before the commencement of that Act. 1946 c. 49.

**122.**—(1) Subject to the following provisions of this section, a principal council may appropriate for any purpose for which the council are authorised by this or any other enactment to acquire land by agreement any land which belongs to the council and is no longer required for the purpose for which it is held immediately before the appropriation ; but the appropriation of land by a council by virtue of this subsection shall be subject to the rights of other persons in, over or in respect of the land concerned. Appropriation of land by principal councils.

(2) A principal council may not appropriate under subsection (1) above any land which they may be authorised to appropriate under section 121 of the Town and Country Planning Act 1971 (land forming part of a common, etc.) unless— 1971 c. 78.

- (a) the total of the land appropriated in any particular common, open space or fuel or field garden allotment (giving those expressions the same meanings as in the said section 121) does not in the aggregate exceed 250 square yards, and
- (b) before appropriating the land they cause notice of their intention to do so, specifying the land in question, to be advertised in two consecutive weeks in a newspaper circulating in the area in which the land is situated, and consider any objections to the proposed appropriation which may be made to them,

and where, by virtue of this subsection, any public trust land is appropriated under subsection (1) above, the land shall, by virtue of the appropriation, be freed from any trust arising solely by reason of its being public trust land.

(3) Except with the consent of the Minister concerned with the function for which the land is held immediately before the date of the proposed appropriation, a council may not exercise their power of appropriation under subsection (1) above with respect to any land which was acquired not more than ten years before that date in the exercise (directly or indirectly) of compulsory powers by a local authority (including, in respect of an acquisition before 1st April 1974, any existing local authority)

**PART VII** and which has not subsequently been appropriated by that or any other local authority for any purpose other than that for which it was acquired.

1845 c. 18.  
1965 c. 56. (4) Where land has been acquired under this Act or any other enactment or any statutory order incorporating the Lands Clauses Acts and is subsequently appropriated under this section, any work executed on the land after the appropriation has been effected shall be treated for the purposes of section 68 of the Lands Clauses Consolidation Act 1845 and section 10 of the Compulsory Purchase Act 1965 as having been authorised by the enactment or statutory order under which the land was acquired.

(5) For the purposes of subsection (3) above, land shall be taken to have been acquired by an authority in the exercise (directly or indirectly) of compulsory powers if it was acquired by them—

(a) compulsorily, or

(b) by agreement at a time when they were authorised by or under an enactment to acquire the land compulsorily,

and it was not acquired in consequence of the service in pursuance of any enactment of a notice requiring the authority to purchase the land.

1906 c. 25. (6) In this section “public trust land” means land held as public walks or pleasure grounds or in accordance with section 10 of the Open Spaces Act 1906 (public open spaces).

Disposal of  
land by  
principal  
councils.

**123.**—(1) Subject to the following provisions of this section, a principal council may dispose of land held by them in any manner they wish.

(2) Except with the consent of the Secretary of State, a council shall not dispose of land under this section, otherwise than by way of a short tenancy, for a consideration less than the best that can reasonably be obtained.

(3) A principal council shall not under this section dispose of public trust land unless—

(a) the total of the land disposed of in any particular public walk, pleasure ground or other open space does not in the aggregate exceed 250 square yards, and

(b) before disposing of the land they cause notice of their intention to do so, specifying the land in question, to be advertised in two consecutive weeks in a newspaper circulating in the area in which the land is situated, and

consider any objections to the proposed disposal which may be made to them,

but where any such land is so disposed of the land shall, by virtue of the disposal, be freed from any trust arising solely by reason of its being public trust land.

(4) A principal council shall not under this section dispose of, otherwise than by way of a short tenancy, any such land as is specified in subsection (5) below, except with the consent of the Minister concerned with the function for which the land is held immediately before the disposal.

(5) Subsection (4) above applies to any land which is not public trust land but which—

(a) consists or forms part of an open space within the meaning of the Town and Country Planning Act 1971 ; 1971 c. 78.  
or

(b) was acquired not more than ten years before the date of the proposed disposal in the exercise (directly or indirectly) of compulsory powers by a local authority (including, in respect of an acquisition before 1st April 1974, any existing local authority) and has not subsequently been appropriated by that or any other local authority for any purpose other than that for which it was acquired ;

and subsection (5) of section 122 above shall apply for the purposes of paragraph (b) above as it applies for the purposes of subsection (3) of that section.

(6) Capital money received in respect of a disposal under this section of land held for charitable purposes shall be applied in accordance with any directions given under the Charities Act 1960. 1960 c. 58.

(7) For the purposes of this section a disposal of land is a disposal by way of a short tenancy if it consists—

(a) of the grant of a term not exceeding seven years, or

(b) of the assignment of a term which at the date of the assignment has not more than seven years to run,

and in this section “ public trust land ” has the meaning assigned to it by section 122(6) above.

#### *Land transactions—parish and community councils*

**124.**—(1) For the purposes of—

(a) any of their functions under this or any other public general Act, or

(b) the benefit, improvement or development of their area,

a parish or community council may acquire by agreement any land, whether situated inside or outside their area.

Acquisition of land by agreement by parish and community councils.

## PART VII

1965 c. 56.

(2) Where under this section a parish or community council are authorised to acquire land by agreement, the provisions of Part I of the Compulsory Purchase Act 1965 (so far as applicable) other than section 31 shall apply, and in the said Part I as so applied the word "land" shall have the meaning assigned to it by this Act.

(3) References in the foregoing provisions of this section to acquisition by agreement are references to acquisition for money or money's worth, as purchaser or lessee.

Compulsory acquisition of land on behalf of parish or community councils.

**125.**—(1) If a parish or community council are unable to acquire by agreement under section 124 above and on reasonable terms suitable land for any purpose for which they are authorised to acquire land other than—

(a) the purpose specified in section 124(1)(b) above, or

(b) any purpose in relation to which the power of acquisition is by any enactment expressly limited to acquisition by agreement,

they may represent the case to the council of the district in which the parish or community is situated, and if on any such representation the district council are satisfied that suitable land for that purpose cannot be acquired on reasonable terms by agreement and that the circumstances are such as to justify the district council in proceeding under this section, the district council shall cause a local inquiry to be held in the parish or community by such one or more members, or such officer, of the district council as the council may appoint for the purpose.

(2) The district council shall publish in the parish or community in the prescribed manner a notice of the proposed inquiry, and shall serve on the owners, lessees and occupiers (except tenants for a month or any period less than a month) of the land proposed to be acquired notice of the proposed inquiry in the prescribed form.

(3) After the inquiry has been completed and all objections made by persons interested have been considered the district council may be authorised by the Secretary of State to purchase compulsorily the land or any part thereof.

1946 c. 49.

(4) The Acquisition of Land (Authorisation Procedure) Act 1946 shall apply in relation to the compulsory purchase of land in pursuance of subsection (3) above as if that subsection were contained in an Act in force immediately before the commencement of that Act, but subject to the following modifications relating to the compulsory purchase order authorising the purchase:—

(a) if no objection is duly made by any of the owners, lessees and occupiers of the land in question (except tenants for a month or any period less than a month),

or if all objections so made are withdrawn, the Secretary of State shall confirm the order with or without modification if he is satisfied that the proper notices have been published and served ;

- (b) the order shall be carried into effect by the district council, but the land, when acquired, shall be conveyed to the parish or community council, and accordingly in construing, for the purposes of this section and of the order, any enactment applying in relation to the compulsory acquisition, the parish or community council in whom the land is to be vested, or the district council by whom the land is to be acquired, or the two councils jointly, shall, as the case may require, be treated as the authority authorised by the order under the said Act of 1946 to purchase the land ; and
- (c) it shall not be necessary for the district council to publish any notice stating that the order has been made and the purpose for which the land is required.

(5) The district council in making and the Secretary of State in confirming an order for the purposes of this section shall have regard to the extent of land held in the neighbourhood by any owner and to the convenience of other property belonging to the same owner and shall, so far as practicable, avoid taking an undue or inconvenient quantity of land from any one owner.

(6) The person holding an inquiry under this section on behalf of a district council shall have the same powers as a person appointed by the Secretary of State under this Act to hold an inquiry.

(7) If a district council refuse to make an order for the purposes of this section the parish or community council may petition the Secretary of State, and, after holding a local inquiry, the Secretary of State may, if he thinks proper, make the order, and this section and the provisions of the Acquisition of Land 1946 c. 49. (Authorisation Procedure) Act 1946 shall apply as if the order had been made by the district council and confirmed by the Secretary of State.

(8) In the application of this section to a parish or community council for a group of parishes or communities—

- (a) references to the parish or community shall be construed as references to the area of the group, and
- (b) if different parts of the area of the group lie in different districts, references to the council of the district in which the parish or community is situated shall be construed as references to the councils of each of those districts acting jointly.

**PART VII**  
 Appropriation  
 of land by  
 parish and  
 community  
 councils and  
 by parish  
 meetings.

**126.—(1)** Any land belonging to a parish or community council which is not required for the purposes for which it was acquired or has since been appropriated may, subject to the following provisions of this section, be appropriated by the council for any other purpose for which the council are authorised by this or any other public general Act to acquire land by agreement.

(2) In the case of a parish which does not have a separate parish council, any land belonging to the parish meeting which is not required for the purposes for which it was acquired or has since been appropriated may, subject to the following provisions of this section, be appropriated by the parish meeting for any other purpose approved by the Secretary of State.

(3) The appropriation of land by virtue of this section by a parish or community council or by a parish meeting shall be subject to the rights of other persons in, over or in respect of the land concerned.

(4) Neither a parish or community council nor a parish meeting may appropriate by virtue of this section any land which they may be authorised to appropriate under section 121 of the Town and Country Planning Act 1971 (land forming part of a common, etc.) unless—

- (a) the total of the land appropriated in any particular common, open space or fuel or field garden allotment (giving those expressions the same meanings as in the said section 121) does not in the aggregate exceed 250 square yards, and
- (b) before appropriating the land they cause notice of their intention to do so, specifying the land in question, to be advertised in two consecutive weeks in a newspaper circulating in the area in which the land is situated, and consider any objections to the proposed appropriation which may be made to them,

and where, by virtue of this subsection, any public trust land is appropriated under this section, the land shall, by virtue of the appropriation, be freed from any trust arising solely by reason of its being public trust land.

(5) Except with the consent of the Secretary of State, a parish or community council may not exercise their power of appropriation under subsection (1) above with respect to any land which was acquired not more than ten years before the date of the proposed appropriation in the exercise (directly or indirectly) of compulsory powers by a local authority (including, in respect of an acquisition before 1st April 1974, any existing local authority) and which has not subsequently been appropriated by that or any other local authority for any purpose other than that for which it was acquired; and subsection (5) of section

1971 c. 78.



122 above shall apply for the purposes of this subsection as it applies for the purposes of subsection (3) of that section. PART VII

(6) Where land has been acquired under this Act or any other enactment or any statutory order incorporating the Lands Clauses Acts and is subsequently appropriated under this section any work executed on the land after the appropriation has been effected shall be treated for the purposes of section 68 of the Lands Clauses Consolidation Act 1845 and section 10 of the 1845 c. 18. Compulsory Purchase Act 1965 as having been authorised by 1965 c. 56. the enactment or statutory order under which the land was acquired.

(7) In this section “public trust land” has the meaning assigned to it by section 122(6) above.

**127.**—(1) Subject to the following provisions of this section, a parish or community council, or the parish trustees of a parish acting with the consent of the parish meeting, may dispose of land held by them in any manner they wish. Disposal of land held by parishes and communities.

(2) Except with the consent of the Secretary of State, land shall not be disposed of under this section, otherwise than by way of a short tenancy, for a consideration less than the best that can reasonably be obtained.

(3) Subsections (3) to (5) of section 123 above shall apply in relation to the disposal of land under this section as they apply in relation to the disposal of land under that section, with the substitution—

- (a) of references to a parish or community council or the parish trustees of a parish for references to a principal council, and
- (b) of a reference to the consent of the Secretary of State for the reference in subsection (4) to the consent of a Minister.

(4) Capital money received in respect of a disposal under this section of land held for charitable purposes shall be applied in accordance with any directions given under the Charities Act 1960. 1960 c. 58.

(5) For the purposes of this section a disposal of land is a disposal by way of a short tenancy if it consists—

- (a) of the grant of a term not exceeding seven years, or
- (b) of the assignment of a term which at the date of the assignment has not more than seven years to run.

## PART VII

Consents to  
land  
transactions  
by local  
authorities  
and protection  
of purchasers.

*Land transactions—general provisions*

**128.**—(1) In any case where under the foregoing provisions of this Part of this Act the consent of any Minister is required to a dealing in land by a local authority, that consent may be given—

- (a) in relation to any particular transaction or transactions or in relation to a particular class of transactions ; and
- (b) in relation to local authorities generally, or local authorities of a particular class, or any particular local authority or authorities ; and
- (c) either unconditionally or subject to such conditions as the Minister concerned may specify (either generally, or in relation to any particular transaction or transactions or class of transactions).

(2) Where under the foregoing provisions of this Part of this Act or under any other enactment, whether passed before, at the same time as, or after, this Act, a local authority purport to acquire, appropriate or dispose of land, then—

- (a) in favour of any person claiming under the authority, the acquisition, appropriation or disposal so purporting to be made shall not be invalid by reason that any consent of a Minister which is required thereto has not been given or that any requirement as to advertisement or consideration of objections has not been complied with, and
- (b) a person dealing with the authority or a person claiming under the authority shall not be concerned to see or enquire whether any such consent has been given or whether any such requirement has been complied with.

1959 c. 53.

(3) Notwithstanding that principal councils are authorities to whom Part II of the Town and Country Planning Act 1959 applies, sections 22, 23 and 26 of that Act (provisions relating to consents required for the exercise of powers of acquisition, appropriation and disposal of land) shall not apply in relation to the exercise by principal councils of powers conferred by this Part of this Act, and in section 29 of that Act (protection of purchasers) references to an authority to whom the said Part II applies shall be construed as though that expression did not include a principal council.

(4) In this section “ local authority ” includes a parish meeting and the parish trustees of a parish.

**129.**—(1) With the consent of the Secretary of State, any purchase money or compensation payable in pursuance of the foregoing provisions of this Part of this Act by a local authority in respect of any land acquired from another local authority, being money or compensation which would, apart from this section, be required to be paid into court in accordance with the Compulsory Purchase Act 1965, may, instead of being so paid, be paid and applied as the Secretary of State may determine.

**PART VII**  
Payment of purchase or compensation money by one local authority to another.  
1965 c. 56.

(2) A decision of the Secretary of State under this section shall be final.

**130.** The Chancellor and Council of the Duchy of Lancaster may sell to a local authority any land belonging to Her Majesty in right of that Duchy which the local authority think fit to purchase, and the land may be granted to the local authority and the proceeds of sale shall be paid and dealt with as if the land had been sold under the authority of the Duchy of Lancaster Lands Act 1855.

Acquisition by local authorities of lands belonging to the Duchy of Lancaster.  
1855 c. 58.

**131.**—(1) Nothing in the foregoing provisions of this Part of this Act or in Part VIII below—

Savings.

- (a) shall authorise the disposal of any land by a local authority in breach of any trust, covenant or agreement which is binding upon them, excluding any trust arising solely by reason of the land being held as public walks or pleasure grounds or in accordance with section 10 of the Open Spaces Act 1906 ; or
- (b) shall affect, or empower a local authority to act otherwise than in accordance with, any provision contained in, or in any instrument made under, any of the enactments specified in subsection (2) below and relating to any dealing in land by a local authority or the application of capital money arising from any such dealing.

1906 c. 25.

(2) The enactments referred to in subsection (1)(b) above are—

- (a) the Technical and Industrial Institutions Act 1892 ; 1892 c. 29.
- (b) the Military Lands Acts 1892 to 1903 ;
- (c) the Light Railways Acts 1896 and 1912 ;
- (d) the Allotments Acts 1908 to 1950 ;
- (e) the Small Holdings and Allotments Acts 1908 to 1931 ;
- (f) the Ancient Monuments Acts 1913 to 1953 ;
- (g) section 28 of the Land Settlement (Facilities) Act 1919 ; 1919 c. 59.
- (h) the Civil Aviation Act 1949 ; 1949 c. 67.
- (i) the Housing Acts 1957 to 1971 ;

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1970 c. 40.

(j) Part III of the Agriculture Act 1970; and

(k) any local Act (including an Act confirming a provisional order).

1960 c. 58.

(3) Nothing in the foregoing provisions of this Part of this Act shall affect the operation of section 29 of the Charities Act 1960 (restrictions on dealing with charity property) and, in particular, none of those provisions shall be treated as giving any such authority for a transaction as is referred to in subsection (3)(a) of that section (certain statutorily authorised transactions not to require the sanction of the Charity Commissioners).

(4) In this section "local authority" includes a parish meeting and the parish trustees of a parish.

#### *Premises and contracts*

Provision of offices, etc. by principal councils.

**132.** A principal council may acquire or provide and furnish halls, offices and other buildings, whether within or without the area of the authority, for use for public meetings and assemblies.

Provision of parish and community buildings.

**133.** A parish or community council may acquire or provide and furnish buildings to be used for public meetings and assemblies or contribute towards the expenses incurred by any other parish or community council or any other person in acquiring or providing and furnishing such a building.

Use of schoolroom, etc. in parish or community.

**134.—**(1) If in a parish there is no suitable public room vested in the parish council or the parish trustees, as the case may be, which can be used free of charge, a suitable room in premises of a school maintained by the local education authority or a suitable room the expenditure of maintaining which is payable out of any rate may, subject to subsection (3) below, be used free of charge at all reasonable times and after reasonable notice for any of the following purposes, that is to say, for the purpose of—

- (a) a parish meeting or any meeting of the parish council, where there is one; or
- (b) meetings convened by the chairman of the parish meeting or by the parish council, where there is one; or
- (c) the administration of public funds within or for the purposes of the parish where those funds are administered by any committee or officer appointed by the parish council or parish meeting or by the county council or district council.

(2) If in a community there is no suitable public room vested in the community council which can be used free of charge or there is no community council, a suitable room in premises of a school maintained by the local education authority or a suitable room the expenditure of maintaining which is payable out of any rate may, subject to subsection (3) below, be used free of charge at all reasonable times and after reasonable notice for any of the following purposes, that is to say, for the purpose of—

- (a) a community meeting or any meeting of the community council, where there is one ; or
- (b) meetings convened by the community council, where there is one ; or
- (c) the administration of public funds within or for the purposes of the community where those funds are administered by any committee or officer appointed by the community council, where there is one, or by the county council or district council.

(3) Nothing in this section shall authorise—

- (a) the use of a room used as part of a private dwelling ; or
- (b) any interference with the hours during which a room in the premises of a school is used for educational purposes ; or
- (c) any interference with the hours during which a room used for the purposes of the administration of justice, or for the purposes of the police, is used for those purposes.

(4) If, by reason of the use of a room for any of the purposes mentioned in subsection (1) or (2) above, any expense is incurred by persons having control of the room, or any damage is done to the room or the building of which it is part or to its appurtenances, or to the furniture of the room or any teaching aids, the expense or the cost of making good the damage shall be defrayed as an expense of the parish or community council or parish or community meeting.

(5) If any question arises under this section as to what is reasonable or suitable, it may be determined by the Secretary of State.

**135.**—(1) A local authority may make standing orders with respect to the making of contracts by them or on their behalf. Contracts of local authorities.

(2) A local authority shall make standing orders with respect to the making by them or on their behalf of contracts for the supply of goods or materials or for the execution of works.

## PART VII

(3) Standing orders made by a local authority with respect to contracts for the supply of goods or materials or for the execution of works shall include provision for securing competition for such contracts and for regulating the manner in which tenders are invited, but may exempt from any such provision contracts for a price below that specified in standing orders and may authorise the authority to exempt any contract from any such provision when the authority are satisfied that the exemption is justified by special circumstances.

(4) A person entering into a contract with a local authority shall not be bound to inquire whether the standing orders of the authority which apply to the contract have been complied with, and non-compliance with such orders shall not invalidate any contract entered into by or on behalf of the authority.

*Miscellaneous*

Contributions towards expenditure on concurrent functions.

**136.** Two or more local authorities may make arrangements for defraying any expenditure incurred by one of them in exercising any functions exercisable by both or all of them.

Power of local authorities to incur expenditure for certain purposes not otherwise authorised.

**137.—**(1) A local authority may, subject to the provisions of this section, incur expenditure which in their opinion is in the interests of their area or any part of it or all or some of its inhabitants, but a local authority shall not, by virtue of this subsection, incur any expenditure for a purpose for which they are, either unconditionally or subject to any limitation or to the satisfaction of any condition, authorised or required to make any payment by or by virtue of any other enactment.

(2) It is hereby declared that the power of a local authority to incur expenditure under subsection (1) above includes power to do so by contributing towards the defraying of expenditure by another local authority in or in connection with the exercise of that other authority's functions.

(3) A local authority may, subject as aforesaid, incur expenditure on contributions to any of the following funds, that is to say—

- (a) the funds of any charitable body in furtherance of its work in the United Kingdom ; or
- (b) the funds of any body which provides any public service in the United Kingdom otherwise than for the purposes of gain ; or
- (c) any fund which is raised in connection with a particular event directly affecting persons resident in the United Kingdom on behalf of whom a public appeal for contributions has been made by the Lord Mayor

of London or the chairman of a principal council or by a committee of which the Lord Mayor of London or the chairman of a principal council is a member.

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(4) The expenditure of a local authority under this section in any financial year shall not exceed the product of a rate of 2p in the pound for their area for that year or if some other amount, whether higher or lower, is fixed by an order made by the Secretary of State shall not exceed the product of a rate of that amount in the pound for their area for that year.

(5) A statutory instrument containing an order under subsection (4) above may apply to all local authorities or may make different provision in relation to local authorities of different descriptions.

(6) Any such instrument shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(7) The accounts of a local authority by whom expenditure is incurred under this section shall include a separate account of that expenditure, and section 228(4), (6) and (7) below shall have effect as if any reference to the abstract of the accounts of the local authority included a reference to any such separate account as aforesaid.

(8) The product of a rate of 2p or any other amount in the pound for any area shall be computed for the purposes of this section by reference to the product of a rate of 1p in the pound for that area as determined for those purposes in accordance with rules made under section 113(1)(c) of the General Rate Act 1967.

(9) In this section "local authority" includes the Common Council.

**138.**—(1) Where an emergency or disaster involving destruction of or danger to life or property occurs or is imminent or there is reasonable ground for apprehending such an emergency or disaster, and a principal council are of opinion that it is likely to affect the whole or part of their area or all or some of its inhabitants, the council may—

Powers of principal councils with respect to emergencies or disasters.

- (a) incur such expenditure as they consider necessary in taking action themselves (either alone or jointly with any other person or body and either in their area or elsewhere in or outside the United Kingdom) which is calculated to avert, alleviate or eradicate in their area or among its inhabitants the effects or potential effects of the event ; and
- (b) make grants or loans to other persons or bodies on conditions determined by the council in respect of any such action taken by those persons or bodies.

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(2) Where a principal council take any such action as aforesaid which will involve their incurring expenditure or make any such grant or loan, they shall as soon as practicable notify the Secretary of State of the action they have taken or of any grant or loan they have made, and the Secretary of State may direct them to cease taking that action or to take it only to such extent as he may specify in the direction or not to make any further grant or loan or to make one not exceeding such amount as he may specify.

(3) Subsection (1) above does not authorise a local authority to execute—

1930 c. 44. (a) any drainage or other works in any part of a main river, within the meaning of the Land Drainage Act 1930, or of any other watercourse which is treated for the purposes of any of the provisions of that Act as part of a main river, or

1961 c. 48. (b) any works which local authorities have power to execute under section 34 of the Land Drainage Act 1961 (measures against flooding),

but subject to those limitations, the power conferred by that subsection is in addition to, and not in derogation of, any power conferred on a local authority by or under any other enactment, including any enactment contained in this Act.

(4) In this section “principal council” includes the Common Council and, until 1st April 1974, the council of an existing county, county borough or county district.

Acceptance of  
gifts of  
property.

**139.**—(1) Subject to the provisions of this section a local authority may accept, hold and administer—

(a) for the purpose of discharging any of their functions, gifts of property, whether real or personal, made for that purpose ; or

(b) for the benefit of the inhabitants of their area or of some part of it, gifts made for that purpose ;

and may execute any work (including works of maintenance or improvement) incidental to or consequential on the exercise of the powers conferred by this section.

(2) Where any such work is executed in connection with a gift made for the benefit of the inhabitants of the area of a local authority or of some part of that area, the cost of executing the work shall be added to any expenditure under section 137 above in computing the limit imposed on that expenditure by subsection (4) of that section.



(3) This section shall not authorise the acceptance by a local authority of property which, when accepted, would be held in trust for an ecclesiastical charity or for a charity for the relief of poverty.

(4) Nothing in this section shall affect any powers exercisable by a local authority under or by virtue of the Education Acts 1944 to 1971.

140.—(1) A local authority may enter into a contract with any person whereby, in consideration of payments by the authority by way of premium or otherwise, that person undertakes to pay to the authority such sums as may be provided in the contract in the event of any member of the authority meeting with a personal accident, whether fatal or not, while he is engaged on the business of the authority. Insurance by local authorities against accidents to members.

(2) Any sum received by the authority under any such contract shall, after deduction of any expenses incurred in the recovery thereof, be paid by them to, or to the personal representatives of, the member of the authority in respect of an accident to whom that sum is received.

(3) The provisions of the Life Assurance Act 1774 shall not apply to any such contract, but any such contract shall be deemed for the purposes of the Insurance Companies Act 1958 to be a policy of insurance upon the happening of personal accidents. 1774 c. 48. 1958 c. 72.

(4) In this section, the expression "local authority" includes the London Transport Executive established under section 4 of the Transport (London) Act 1969 and the expression "member of the authority" includes a member of a committee or sub-committee of the authority who is not a member of that authority. 1969 c. 60.

141.—(1) The council of a county may conduct, or assist in the conducting of, investigations into, and the collection of information relating to, any matters concerning the county or any part of the county and may make, or assist in the making of, arrangements whereby any such information and the results of any such investigation are made available to any other local authority in the county, any government department or the public. Research and the collection of information.

(2) The appropriate Minister with respect to any matter may require the council of a county to provide him with any information with respect to that matter which is in the possession of, or available to, that council or any other local authority in the county in consequence of the exercise of any power conferred by or under any enactment: and where such requirement is made in respect of any information which is in the possession

**PART VII** of, or available to, any other local authority in the county, but not the county council, the county council may require that other authority to furnish them with that information.

Provision of information, etc., relating to matters affecting local government.

**142.**—(1) A local authority may make, or assist in the making of, arrangements whereby the public may on application readily obtain, either at premises specially maintained for the purpose or otherwise, information concerning the services available within the area of the authority provided either by the authority or by other authorities or by government departments or by charities and other voluntary organisations, and other information as to local government matters affecting the area.

(2) A local authority may—

- (a) arrange for the publication within their area of information on matters relating to local government; and
- (b) arrange for the delivery of lectures and addresses and the holding of discussions on such matters; and
- (c) arrange for the display of pictures, cinematograph films or models or the holding of exhibitions relating to such matters; and
- (d) prepare, or join in or contribute to the cost of the preparation of, pictures, films, models or exhibitions to be displayed or held as aforesaid.

(3) In this section “local authority” includes the Common Council and “voluntary organisation” means a body which is not a public body but whose activities are carried on otherwise than for profit.

Subscriptions to local government associations.

**143.**—(1) A local authority may pay reasonable subscriptions, whether annually or otherwise, to the funds—

- (a) of any association of local authorities formed (whether inside or outside the United Kingdom) for the purpose of consultation as to the common interests of those authorities and the discussion of matters relating to local government, or
- (b) of any association of officers or members of local authorities which was so formed.

(2) In this section “local authority” includes the Common Council.

Power to encourage visitors and provide conference and other facilities.

**144.**—(1) A local authority may (either alone or jointly with any other person or body)—

- (a) encourage persons, by advertisement or otherwise, to visit their area for recreation, for health purposes, or to hold conferences, trade fairs and exhibitions in their area; and

(b) provide, or encourage any other person or body to provide, facilities for recreation, conferences, trade fairs and exhibitions or improve, or encourage any other person or body to improve, any existing facilities for those purposes.

(2) Without prejudice to subsection (1) above, a local authority may contribute to any organisation approved by the Secretary of State for the purposes of this subsection and established for the purpose of encouraging persons to visit the United Kingdom or any part thereof.

(3) The Greater London Council, a London borough council and the Common Council shall not have power under subsection (2) above to contribute to the giving in the United Kingdom of publicity, whether by advertising or otherwise, to the commercial or industrial advantages of any part of Greater London.

(4) The powers conferred on the Greater London Council by section 73 of the 1963 Act (publicity for amenities of Greater London) shall also be exercisable as respects their respective areas by the London borough councils and the Common Council.

(5) In this section "local authority" includes the Common Council.

**145.**—(1) A local authority may do, or arrange for the doing of, or contribute towards the expenses of the doing of, anything (whether inside or outside their area) necessary or expedient for any of the following purposes, that is to say—

- (a) the provision of an entertainment of any nature or of facilities for dancing ;
- (b) the provision of a theatre, concert hall, dance hall or other premises suitable for the giving of entertainments or the holding of dances ;
- (c) the maintenance of a band or orchestra ;
- (d) the development and improvement of the knowledge, understanding and practice of the arts and the crafts which serve the arts ;
- (e) any purpose incidental to the matters aforesaid, including the provision of refreshments or programmes and the advertising of any entertainment given or dance or exhibition of arts or crafts held by them.

(2) Without prejudice to the generality of the provisions of subsection (1) above, a local authority—

- (a) may for the purposes therein specified enclose or set apart any part of a park or pleasure ground belonging to the authority or under their control ;

## PART VII

(b) may permit any theatre, concert hall, dance hall or other premises provided by them for the purposes of subsection (1) above and any part of a park or pleasure ground enclosed or set apart as aforesaid to be used by any other person, on such terms as to payment or otherwise as the authority think fit, and may authorise that other person to make charges for admission thereto;

(c) may themselves make charges for admission to any entertainment given or dance or exhibition of arts or crafts held by them and for any refreshment or programmes supplied thereat.

(3) Subsection (2) above shall not authorise any authority to contravene any covenant or condition subject to which a gift or lease of a public park or pleasure ground has been accepted or made without the consent of the donor, grantor, lessor or other person entitled in law to the benefit of the covenant or condition.

(4) Nothing in this section shall affect the provisions of any enactment by virtue of which a licence is required for the public performance of a stage play or the public exhibition of cinematograph films, or for boxing or wrestling entertainments or for public music or dancing, or for the sale of intoxicating liquor.

(5) In this section, the expression "local authority" includes the Common Council.

Transfer of securities on alteration of area, etc.

**146.**—(1) Where any securities are standing in the books of a company in the name of a local authority, the following provisions shall have effect—

(a) if the name of the authority is changed, then at the request of the authority and on production of a statutory declaration by the proper officer of the authority specifying the securities and verifying the change of name and identity of the authority, the company shall enter the securities in the new name of the local authority in like manner as if the securities had been transferred to the authority under that name;

(b) if by virtue of anything done under any provision of this Act or the 1963 Act or any enactment similar to any such provision (whenever passed), any other local authority have become entitled to the securities or any dividends or interest thereon, as the case may be, a certificate of the proper officer of the council of the county in which the area of that other authority is situated, or the scheme, order or award under which that other authority have become so entitled, shall be

a sufficient authority to the company to transfer the securities into the name of the local authority specified in that behalf in the certificate, or in the scheme, order or award, as the case may be, and to pay the dividends or interest to that authority ;

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(c) if in any other case any other local authority have become entitled to the securities or any dividends or interest thereon, as the case may be, the court may on application make an order vesting in that other authority the right to transfer the securities or to receive the dividends or interest, as the case may be, and the Trustee Act 1925 shall apply in like manner as if the vesting order were made under section 51 of that Act. 1925 c. 19.

(2) In this section, the expression—

“ company ” includes the Bank of England and any company or person keeping books in which any securities are registered or inscribed ;

“ local authority ” means a local authority within the meaning of the 1933 Act, the London Government Act 1939 or this Act or a joint board on which, or a joint committee on which, a local authority or parish meeting are represented, a burial board, a joint burial board or the parish trustees of a parish ; 1939 c. 40.

“ securities ” has the same meaning as in the Prevention of Fraud (Investments) Act 1958. 1958 c. 45

(3) The jurisdiction of the court under this section may be exercised by the High Court or, in cases in which a county court would have jurisdiction if the application were an application made under the Trustee Act 1925, by that court. 1925 c. 19.

## PART VIII

### FINANCE

#### *Expenses and receipts*

**147.**—(1) All expenses of a principal council shall be general expenses chargeable on the whole of their area except— Expenses of principal councils.

(a) those which by virtue of any enactment or instrument of a legislative character are special expenses chargeable only on part of their area ; and

(b) in the case of expenses of a county council, expenses incurred under any enactment passed before 1st June 1934 and not declared, directed or ordered to be general expenses or expenses, including expenses of a specified description, for general county purposes.

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(2) In determining the amount of any expenses of a principal council, whether general or special, a proper proportion of the cost of the offices, buildings and establishment of the council may be added to those expenses.

(3) A district council may by resolution declare any expenses incurred by them to be special expenses chargeable only on such part of their area as may be specified in the resolution, and any such resolution may be varied or revoked by a subsequent resolution of the council.

(4) The expenses of a district council arising out of, or incidental to, the possession of property held by the council in trust for any rating district shall, so far as they fall to be defrayed out of rates, be special expenses chargeable only on that rating district, but without prejudice to the powers of the council under subsection (5) below.

(5) Where any expenses of a principal council are payable as special expenses, the council may determine to contribute as part of their general expenses such sums as appear to them to be reasonable in or towards defraying those expenses, and to treat the remainder, if any, as special expenses.

(6) Any order made under section 190(3) of the 1933 Act or any enactment replaced by that subsection and declaring expenses of any description to be separately chargeable on any contributory place, being an order in force immediately before 1st April 1974, shall on and after that date have effect as a resolution made under subsection (3) above by the council of the district in which that place is situated declaring the expenses to be special expenses chargeable only on the area of that place, and may be varied or revoked accordingly.

Principal  
councils'  
funds and  
accounts.  
1925 c. 90.

**148.**—(1) The council of each district and London borough shall keep a general rate fund, and references in any Act or instrument to any fund which by virtue of section 10 of the Rating and Valuation Act 1925 was amalgamated with the general rate fund of a borough or district shall, unless the context otherwise requires, be construed as references to the general rate fund of the district or borough.

(2) The council of each county shall keep a fund to be known as the county fund and the Greater London Council shall keep a fund to be known as the general fund.

(3) Where any authority other than a rating authority receive income applicable to the relief of rates in some part of their area and the amount of the income so received in any financial year exceeds any expenditure incurred in connection with the income in that year and chargeable only on that part of the area,

the authority shall pay the excess to the rating authority of the rating area in which that part is situated to be credited to that part.

(4) All receipts of a principal council shall be carried to the appropriate fund, that is to say, the county fund in the case of a county, the general fund in the case of the Greater London Council and the general rate fund in the case of a district or London borough, and all liabilities falling to be discharged by any such council shall be discharged out of the appropriate fund.

(5) Accounts shall be kept of receipts carried to, and payments made out of, the appropriate fund and any account kept in respect of general expenses only of a principal area shall be called the general account of that area and any account kept in respect of any class of special expenses only of any such area shall be called a special account of that area.

**149.**—(1) A county council and the Greater London Council may issue precepts to the appropriate rating authorities for the levying of rates to meet all liabilities falling to be discharged by the council for which provision is not otherwise made and may at any time issue a supplementary precept if they think it necessary to do so having regard to the requirements of the council.

(2) A precept issued by a county council or the Greater London Council shall be so issued as to secure that the rate is levied—

- (a) in the case of a rate to meet liabilities in respect of general expenses of the council, on the whole of the county or Greater London, as the case may be; and
- (b) in the case of a rate to meet liabilities in respect of special expenses of the council, on the area chargeable therewith.

(3) Amounts leviable by a district or London borough council by means of a rate shall be chargeable—

- (a) in the case of amounts leviable to meet liabilities in respect of general expenses, on the whole of the district or borough; and
- (b) in the case of amounts leviable to meet liabilities in respect of special expenses, on the part of the district or borough chargeable therewith.

(4) A precept issued by a county council or the Greater London Council shall include as separate items contributions in respect of general and special expenses respectively.

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Expenses of  
parish and  
community  
councils.

**150.—(1)** The sums required to meet the expenses of a parish or community council or a parish or community meeting shall—

- (a) in the case of a parish or community not grouped under a common parish or community council, be chargeable on the parish or community ;
- (b) in the case of a common parish or community council for parishes or communities so grouped, be chargeable on the parishes or communities within the group ;
- (c) in the case of a parish meeting of a parish, or a community meeting of a community, so grouped, be chargeable only on that parish or community.

(2) In a parish having a separate parish council or in a community having a council, whether separate or common, the expenses of the parish meeting or any community meeting shall be paid by the parish or community council.

(3) In a community not having a community council, whether separate or common, the expenses of any community meeting shall be paid by the council of the district in which the community is situated.

(4) For the purpose of obtaining sums necessary to meet the expenses of a parish or community council or a parish or community meeting, the parish or community council, or the chairman of the parish meeting of a parish not having a separate parish council, shall issue precepts to the council of the district in which the parish or community is situated.

(5) Every cheque or other order for the payment of money by a parish or community council shall be signed by two members of the council.

(6) Every parish or community council and the chairman of the parish meeting for a parish not having a separate parish council shall keep such accounts as may be prescribed of the receipts and payments of the council or parish meeting, as the case may be.

(7) References in this section to the expenses of a parish or community meeting include references to the expenses of any poll consequent on a parish or community meeting.

Financial  
administration.

**151.** Without prejudice to section 111 above, every local authority shall make arrangements for the proper administration of their financial affairs and shall secure that one of their officers has responsibility for the administration of those affairs.

Revenues  
from under-  
takings.

**152.** Nothing in sections 147 to 150 above shall be construed as requiring or authorising a local authority to apply or dispose of the surplus revenue arising from any undertaking carried on



by them otherwise than in accordance with any enactment or instrument applicable to the undertaking. PART VIII

**153.**—(1) Subject to sections 123(6) and 127(4) above and to subsection (2) below, capital money received by a local authority on a disposal of land under Part VII of this Act shall be applied towards the discharge of any debt of the local authority or otherwise for any purpose for which capital money may properly be applied. Application of capital money on disposal of land.

(2) Subject to the provisions of section 27 of the Town and Country Planning Act 1959 (application of capital money in certain cases without consent) the application of capital money in accordance with subsection (1) above shall be effected only with the consent of the Secretary of State. 1959 c. 53.

#### *Accounts and audit*

**154.**—(1) All accounts of a local authority or a parish meeting for a parish not having a separate parish council or any committee of any such authority (including a joint committee of two or more such authorities) and the accounts of the rate fund and superannuation fund of the City shall be audited in accordance with this Part of this Act by either a district auditor or an approved auditor, and in this Part of this Act “the accounts of the rate fund and superannuation fund of the City” means— Accounts to be audited by district or approved auditor.

(a) the accounts relating to the levy and collection of the poor rate and general rate made by the Common Council and to the income and expenditure which falls to be credited in aid of, or to be met out of, the poor rate or the general rate ; and

(b) the accounts relating to the superannuation fund established and administered in pursuance of Part II of the City of London (Various Powers) Act 1931 ; 1931 c. xiv.

and any reference in this Part of this Act to the accounts of a body shall be construed, in relation to the Common Council, as a reference to the accounts of the rate fund and superannuation fund of the City.

(2) Subject to the following provisions of this section—

(a) the accounts of a county council or district council shall be audited either by the district auditor or by an auditor appointed by the council, according as the council shall determine by resolution passed before 1st January 1974 ;

(b) the accounts of the Greater London Council, of a London borough council or of a joint committee of either the Greater London Council and one or more

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London borough councils or the councils of two or more London boroughs shall be audited by the district auditor ;

- (c) the accounts of the rate fund and superannuation fund of the City shall be audited either by the district auditor or by an auditor appointed by the Common Council, according as the Common Council shall determine by resolution passed before 1st January 1974 ;
- (d) the accounts of the parish council, parish meeting or community council of each of the parishes or communities in a particular district and of every joint committee of the councils of two or more parishes or communities, both or all of which are situated in that district, shall be audited either by the district auditor or by an auditor appointed by the council of the district in which the parishes or communities are situated, according as that district council shall determine by resolution passed before 1st January 1974 ; and
- (e) the accounts of any joint committee to which subsection (1) above applies but which does not fall within paragraph (b) or paragraph (d) above shall be audited either by the district auditor or by an auditor appointed by the committee, according as the committee shall determine by resolution passed not later than six weeks after the committee is established ;

but a resolution under this subsection providing for any accounts to be audited by an auditor appointed by a council or committee shall be of no effect unless the appointment is approved by the Secretary of State under section 164 below.

(3) Subject to the following provisions of this section, in any case where, by virtue of any provision of this section or of section 164 below, any accounts are audited by the district auditor, the body which resolved that the accounts should be so audited or, in the case of any accounts falling within subsection (2)(b) above, the body whose accounts they are, may by resolution passed before 1st October in any year determine that, for the financial year beginning on 1st April next following and for subsequent financial years, those accounts shall not be so audited but shall instead be audited by an auditor appointed by the body :

Provided that no resolution under this subsection with respect to any accounts falling within subsection (2)(b) above shall have effect for a financial year beginning before 1st April 1976.

(4) Subject to the following provisions of this section, in any case where, by virtue of subsection (2) or subsection (3) above or any provision of section 164 below, any accounts are audited

by an auditor whose appointment is approved by the Secretary of State under that section, the body which appointed him may by a resolution passed before 1st October in any year determine that, for the financial year beginning on 1st April next following and for subsequent financial years, those accounts shall not be so audited but shall instead be audited either by the district auditor or by a different auditor appointed by the body.

(5) A resolution of a principal council or of the Common Council under subsection (2)(a), subsection (2)(c), subsection (3) or subsection (4) above may make different provision in relation to different accounts of the council or (in the case of a resolution under subsection (3) or subsection (4) above) may apply only to such of the council's accounts as may be specified in the resolution.

(6) A resolution of a body under subsection (3) or subsection (4) above shall not be effective to terminate the appointment of the person (whether the district auditor or an approved auditor who at the time the resolution is passed is the auditor of the accounts concerned unless—

- (a) notice of the intention to move the resolution has been given to him not less than one month before the meeting at which it is moved ; and
- (b) not more than six weeks after the resolution is passed the Secretary of State has notified the body of his approval of the resolution under subsection (8) below ;

and the appointment of another auditor, other than the district auditor, by virtue of such a resolution shall be of no effect unless the appointment is approved by the Secretary of State under section 164 below.

(7) Where notice is served on an auditor under paragraph (a) of subsection (6) above—

- (a) the body concerned shall have regard to any representations in writing made to them by the auditor at any time before the date of the meeting at which the resolution is to be moved ; and
- (b) the Secretary of State shall have regard to any representations in writing made to him by the auditor at any time not later than two weeks after the resolution is passed.

(8) Where a body has passed a resolution under subsection (3) or subsection (4) above with respect to any accounts they shall send a copy of the resolution to the Secretary of State and the Secretary of State shall notify them in writing whether or not he approves the resolution.

## PART VIII

(9) In any case where an approved auditor gives notice in writing to the body who appointed him to audit any accounts that he wishes to resign his appointment on completion of the audit of those accounts for a particular financial year—

- (a) the power of the body to pass a resolution under subsection (4) above to replace the approved auditor shall be exercisable as if in that subsection for the words “before 1st October in any year” there were substituted the words “within six weeks of the receipt by them of a notice under subsection (9) below” and for the words “beginning on 1st April next following” there were substituted the words “following that specified in that notice”;
- (b) subsection (6) above, except so far as it relates to the appointment of a new auditor, and subsections (7) and (8) above shall not apply in relation to any such resolution; and
- (c) a copy of any such resolution shall be sent to the Secretary of State together with a copy of the notice given to the body by the approved auditor.

(10) If it appears to the Secretary of State that, with respect to any accounts falling within subsection (1) above,—

- (a) no resolution relating to the audit of the accounts has been passed under any of paragraphs (a), (c), (d) and (e) of subsection (2) above, or
- (b) for any other reason neither the district auditor nor an approved auditor is for the time being appointed to audit the accounts, or
- (c) the approved auditor who is for the time being appointed to audit the accounts is for any reason unable or unwilling to act,

he may direct that, with respect to such financial year as may be specified in the direction and subsequent financial years, the accounts shall be audited by the district auditor; and where such a direction is given the provisions of this section and the following provisions of this Part of this Act shall have effect as if by virtue of a resolution of the body concerned under subsection (2) or subsection (4) above, for the financial year so specified and subsequent financial years the accounts are to be audited by the district auditor.

(11) The provisions of this section shall have effect with respect to the accounts of a common parish council under which are grouped, by virtue of section 11(5) above, parishes situated in different districts as if all the parishes in the group were comprised in that district in which there is, at the time at which this provision comes into force, the greater number of local government electors for the parishes in the group.

**155.** All accounts to which section 154(1) above applies and all other accounts which by law are required to be audited in accordance with this Part of this Act shall be made up to 31st March or such other date as the Secretary of State may generally or in any special case direct.

PART VIII  
Yearly  
accounts.

**156.—**(1) The Secretary of State may with the consent of the Minister for the Civil Service appoint such number of district auditors as he thinks necessary for the purpose of auditing accounts required to be audited in accordance with this Part of this Act and such other persons to assist them as he thinks necessary; and those persons shall, subject to any directions given by a district auditor, have the same functions as a district auditor and references in this Part of this Act to a district auditor shall be construed accordingly.

District  
auditors.

(2) There shall be paid to district auditors and other persons appointed under this section, out of moneys provided by Parliament, such remuneration and such expenses as the Secretary of State may determine with the approval of the Minister for the Civil Service.

**157.** In auditing any accounts required to be audited in accordance with this Part of this Act, an auditor shall by examination of the accounts and otherwise satisfy himself that—

General  
duties of  
auditors.

- (a) the accounts are prepared in accordance with regulations made under section 166 below and comply with the requirements of all other enactments and instruments applicable to the accounts;
- (b) proper accounting practices have been observed in the compilation of the accounts;

and the auditor shall be under a duty to consider whether, in the public interest, he should make a report on any matters arising out of or in connection with the accounts, in order that those matters may be considered by the body concerned or brought to the attention of the public.

**158.—**(1) An auditor shall have a right of access at all times to all such documents relating to the accounts of a body whose accounts are required to be audited in accordance with this Part of this Act as appear to him to be necessary for the purpose of auditing the accounts in respect of which he is the auditor and shall be entitled to require from any officer of that body and any other person holding or accountable for any such document such information and explanation as he thinks necessary for that purpose and, if he thinks it necessary for providing any such information or explanation, to require any such officer or person to attend before him in person and produce any such documents.

Auditor's  
right of  
access to  
documents.

## PART VIII

(2) Without prejudice to subsection (1) above, every body whose accounts are required to be audited in accordance with this Part of this Act shall provide the auditor with every facility and all information which he may reasonably require for the purposes of the audit.

(3) Any person who wilfully or negligently fails to comply with any requirement of an auditor under subsection (1) above shall be liable on summary conviction to a fine not exceeding £100 and to an additional fine not exceeding £20 for each day on which the offence continues after conviction thereof.

(4) Any expenses incurred by an auditor in connection with proceedings in respect of an offence under subsection (3) above alleged to have been committed in relation to the accounts of any body shall, so far as not recovered from any other source, be recoverable from that body.

(5) If an approved auditor discloses to any person any information obtained by him in the course of auditing any accounts under this Part of this Act he shall, unless the disclosure is made in the course of performing his functions under this Part of this Act, be guilty of an offence and liable on summary conviction to a fine not exceeding £400 or on conviction on indictment to imprisonment for a term not exceeding two years or a fine, or both.

Public inspection of accounts and right of challenge.

**159.**—(1) At each audit by an auditor under this Part of this Act any persons interested may inspect the accounts to be audited and all books, deeds, contracts, bills, vouchers and receipts relating thereto and make copies of all or any part of the accounts and those other documents.

(2) At the request of a local government elector for any area to which those accounts relate, the auditor shall give the elector, or any representative of his, an opportunity to question the auditor about the accounts.

(3) If the audit is conducted by a district auditor, any local government elector for any area to which those accounts relate, or any representative of his, may attend before the auditor and make objections to any of those accounts.

(4) If the audit is conducted by an approved auditor, any such local government elector as is referred to in subsection (3) above may make an application to the Secretary of State requesting him to direct a district auditor to hold an extraordinary audit of the accounts under section 165 below.

Auditor's report.

**160.**—(1) Not later than fourteen days after the conclusion of the audit of the accounts of a body whose accounts are required to be audited in accordance with this Part of this Act the

auditor shall send any report of his on the audited accounts under section 157 above to the body or, in the case of a parish meeting, to the chairman, and shall also send a copy of the report to the Secretary of State, and the body shall take the report into consideration as soon as practicable after they have received it.

(2) The agenda supplied to the members of a body for the meeting of the body at which they take into consideration a report of an auditor sent to them under subsection (1) above shall be accompanied by that report, and the report shall not be excluded from the matter supplied for the benefit of any newspaper under section 1(4)(b) of the Public Bodies (Admission to Meetings) Act 1960 (supply of agenda of meetings and related documents to newspapers). 1960 c. 67.

**161.**—(1) Where the audit of any accounts under this Part of this Act is carried out by a district auditor and it appears to him that any item of account is contrary to law he may apply to the court for a declaration that the item is contrary to law except where it is sanctioned by the Secretary of State. Powers of district auditor and the court.

(2) On an application under subsection (1) above the court may make or refuse to make the declaration asked for, and where the court makes that declaration then, subject to subsection (3) below, it may also—

- (a) order that any person responsible for incurring or authorising any expenditure declared unlawful shall repay it in whole or in part to the body in question and, where two or more persons are found to be responsible, that they shall be jointly and severally liable to repay it as aforesaid ; and
- (b) if any such expenditure exceeds £2,000 and the person responsible for incurring or authorising it is a member of a local authority, order him to be disqualified for being a member of a local authority for a specified period ; and
- (c) order rectification of the accounts.

(3) The court shall not make an order under subsection (2)(a) or (b) above if the court is satisfied that the person responsible for incurring or authorising any such expenditure acted reasonably or in the belief that the expenditure was authorised by law, and in any other case shall have regard to all the circumstances, including that person's means and ability to repay that expenditure or any part of it.

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(4) Where the audit of any accounts under this Part of this Act is conducted by a district auditor and it appears to him—

- (a) that any person has failed to bring into account any sum which should have been so included and that the failure has not been sanctioned by the Secretary of State, or
- (b) that a loss has been incurred or deficiency caused by the wilful misconduct of any person,

he shall certify that the sum or, as the case may be, the amount of the loss or deficiency is due from that person and, subject to subsections (6) and (8) below, both he and the body in question or, in the case of a parish meeting, the chairman of the meeting, may recover that sum or amount for the benefit of that body; and if a district auditor certifies under this subsection that any sum or amount is due from two or more persons, they shall be jointly and severally liable for that sum or amount.

(5) Any person who—

- (a) has made an objection under section 159(3) above and is aggrieved by a decision of a district auditor not to apply for a declaration under subsection (1) above or not to certify under subsection (4) above that a sum or amount is due from another person, or
- (b) is aggrieved by a decision of a district auditor to certify under subsection (4) above that a sum or amount is due from him,

may, not later than six weeks after he has been notified of the decision, require the district auditor to state in writing the reasons for his decision.

(6) Any such person who is aggrieved by any such decision may appeal against the decision to the court, and—

- (a) in the case of a decision not to apply for a declaration, the court shall have the like powers in relation to the item of account to which the objection relates as if the auditor had applied for the declaration;
- (b) in the case of a decision to certify that any sum or amount is due from any person, the court may confirm, vary or quash the decision and give any certificate which the auditor could have given;
- (c) in the case of a decision not to certify that any sum or amount is due from any person, the court may confirm the decision or quash it and give any certificate which the auditor could have given;

and any certificate given under paragraph (b) or (c) above shall be treated for the purposes of subsection (4) above and the following provisions of this section as if it had been given by the auditor under subsection (4) above.



(7) If a certificate under this section relates to a loss or deficiency caused by the wilful misconduct of any person who is a member of a local authority and the amount certified to be due from him exceeds £2,000, that person shall be disqualified for being a member of a local authority for the period of five years beginning on the ordinary date on which the period allowed for bringing an appeal against the decision to give the certificate expires, or, if such an appeal is brought, the date on which the appeal is finally disposed of or abandoned or fails for non-prosecution.

(8) A sum or other amount certified under this section to be due to a local authority or any other body shall be payable within fourteen days after the date of the issue of the certificate or, if an appeal is brought, within fourteen days after the appeal is finally disposed of or abandoned or fails for non-prosecution.

(9) In any proceedings for the recovery of any sum or amount due from any person under this section, a certificate signed by a district auditor stating that that sum or amount is due from a person specified in the certificate to a body so specified shall be conclusive evidence of that fact, and a certificate signed by the officer or person whose duty it is to keep the accounts of that body that that sum or amount has not been paid to the body shall be conclusive evidence that it has not been so paid, unless it is proved that it was paid since the date of the certificate.

(10) Any certificate purporting to be so signed shall be taken to have been so signed unless the contrary is proved.

(11) On an application under subsection (1) above or an appeal under subsection (6) above relating to the accounts of a body, the court may make such order as the court thinks fit for the payment by that body of expenses incurred in connection with the application or appeal by the district auditor or the person to whom the application or appeal relates or by whom the appeal is brought, as the case may be.

(12) Any expenses incurred by a district auditor in recovering a sum or other amount certified under this section to be due in connection with the accounts of a body shall, so far as not recovered from any other source, be recoverable from that body unless the court otherwise directs.

(13) The court having jurisdiction for the purposes of this section shall be the High Court except that, if the amount of the item of account alleged to be contrary to law, or the sum or amount alleged to be due, does not exceed the amount over which county courts have jurisdiction in actions founded on contract, the county court shall have concurrent jurisdiction with the High Court.

**PART VIII** (14) In this section “local authority” includes the Common Council.

Duty of approved auditor in case of illegality, etc. in accounts.

**162.** Where the audit of accounts under this Part of this Act is conducted by an approved auditor and it appears to him that there is reasonable ground for believing—

- (a) that any item of account is contrary to law, or
- (b) that any person has failed to bring into account any sum which should have been so included, or
- (c) that a loss has been incurred or deficiency caused by the wilful misconduct of any person,

he shall forthwith report the matter to the Secretary of State in order that the Secretary of State may consider whether he should direct a district auditor to hold an extraordinary audit of the accounts under section 165 below.

Fees for audits.

**163.—**(1) The Secretary of State shall prescribe recommended fees in respect of the audit of any accounts which are required to be audited in accordance with this Part of this Act, and, in respect of any particular audit, the Secretary of State may, after consulting the auditor appointed to carry out the audit and the body whose accounts are to be audited, fix a fee higher or lower than the recommended fee applicable to that audit.

(2) A body whose accounts are audited in accordance with this Part of this Act shall pay—

- (a) to the Secretary of State, if the audit is carried out by the district auditor, and
- (b) to the auditor concerned, if the audit is carried out by an approved auditor,

the fee, if any, fixed for the audit under subsection (1) above, or if no fee is so fixed, either the recommended fee applicable to the audit or such higher fee as appears to the body to be appropriate in the circumstances.

(3) Before prescribing recommended fees under this section the Secretary of State shall consult with such bodies representative of local authorities as appear to him to be concerned.

Approved auditors.

**164.—**(1) Where any accounts of a body are required to be audited in accordance with this Part of this Act and a person, other than the district auditor, is appointed to carry out the audit, his appointment shall be of no effect for the purposes of this Part of this Act unless particulars of the appointment are sent to the Secretary of State and the appointment is approved by him under this section; and in this Part of this Act “approved auditor” means an auditor who is qualified under subsection (2) below and whose appointment is so approved by the Secretary of State.

(2) A person is qualified for the purposes of subsection (1) above if, and only if, he is a member, or a firm all the persons wherein are members, of one or more of the following bodies, that is to say—

PART VIII

the Institute of Chartered Accountants in England and Wales ;

the Institute of Chartered Accountants of Scotland ;

the Association of Certified Accountants ;

the Institute of Municipal Treasurers and Accountants ;

the Institute of Chartered Accountants in Ireland ;

any other body of accountants established in the United Kingdom for the time being approved by the Secretary of State.

(3) The Secretary of State shall not withhold his approval of the appointment of any person as auditor of any accounts under this Part of this Act unless he is not satisfied—

(a) that the person concerned has the experience, staff and facilities necessary for carrying out an efficient audit of those accounts, or

(b) that the terms of his appointment are appropriate to the appointment of an auditor to audit those accounts.

(4) Where particulars of an appointment have been sent to the Secretary of State under subsection (1) above, he shall, after considering the matters referred to in paragraphs (a) and (b) of subsection (3) above, give notice in writing to the body which made the appointment stating whether or not he approves the appointment; and in any case where the Secretary of State notifies a body that he does not approve an appointment made by them the body shall—

(a) proceed to make a new appointment, or

(b) resolve that the accounts concerned shall be audited by a district auditor, or

(c) if the body is a principal council or the Common Council, resolve that certain of the accounts concerned shall be audited by an auditor appointed by the council and the rest of those accounts shall be audited by the district auditor,

and, within the period of six weeks beginning with the receipt by them of the notification, or such longer period as the Secretary of State may allow, particulars of the new appointment made under paragraph (a) above shall be sent to the Secretary of State under subsection (1) above or, as the case may require, a copy of the resolution under paragraph (b) or paragraph (c) above shall be sent to him together, in the case of a resolution

**PART VIII** under paragraph (c) above, with the particulars (required to be sent to him under subsection (1) above) of the appointment made by virtue of the resolution.

(5) Subject to the following provisions of this section, the appointment of an approved auditor for any accounts shall continue to be effective for succeeding financial years unless a resolution determining that the accounts shall no longer be audited by him is passed and approved under section 154 above; and in any such case his appointment shall cease except with respect to the accounts of the financial year in which the resolution is passed and any preceding financial year in respect of which his appointment was effective.

(6) If at any time after the appointment of an auditor has been approved by the Secretary of State under this section the Secretary of State ceases to be satisfied with respect to any of the matters specified in paragraphs (a) and (b) of subsection (3) above, the Secretary of State may,—

(a) after giving not less than one month's notice in writing to the approved auditor and to the body who appointed him informing them that the Secretary of State is considering the revocation of his approval, and

(b) after considering any representations made to him by the auditor or that body,

give notice in writing to the auditor and the body who appointed him that the approval of the auditor's appointment is withdrawn; and on the receipt of such a notice by the body concerned the auditor's appointment shall terminate.

(7) For the purpose of assisting the Secretary of State in considering whether he should approve a person's appointment as auditor under subsection (3) above or whether he should exercise his power under subsection (6) above to withdraw his approval of an auditor's appointment, the body to all or any of whose accounts the appointment relates shall, if requested to do so by him, make available for inspection on behalf of the Secretary of State the accounts concerned and such other documents relating to them as might reasonably be required by an auditor for the purpose of auditing the accounts.

(8) The provisions of subsection (9) below shall apply if any of the following events occurs, namely—

(a) an approved auditor dies or ceases to be qualified under subsection (2) above, or

(b) the appointment of an approved auditor is terminated by agreement between himself and the body who appointed him, but otherwise than as mentioned in section 154(9)

above), or by virtue of a notification by the Secretary of State of the withdrawal of his approval under subsection (6) above.

(9) If any of the events specified in subsection (8) above occurs, the body which appointed the auditor shall—

- (a) proceed to make a new appointment, or
- (b) resolve that the accounts concerned shall be audited by the district auditor, or
- (c) if the body is a principal council or the Common Council, resolve that certain of the accounts concerned shall be audited by an auditor appointed by the council and the rest of those accounts shall be audited by the district auditor,

and, within the period of six weeks beginning with the event in question or such longer period as the Secretary of State may allow, particulars of the new appointment made under paragraph (a) above shall be sent to the Secretary of State under subsection (1) above or, as the case may require, a copy of the resolution under paragraph (b) or paragraph (c) above shall be sent to him together, in the case of a resolution under paragraph (c) above, with the particulars (required to be sent to him under subsection (1) above) of the appointment made by virtue of the resolution.

(10) Without prejudice to subsection (5) above, the appointment of an approved auditor under subsection (9) above or a resolution under that subsection providing for the district auditor to audit any accounts shall have effect with respect to the accounts for the financial year in which the appointment is made or, as the case may be, the resolution is passed, and for subsequent financial years and also for any preceding financial year in respect of which the approved auditor referred to in paragraph (a) or paragraph (b) of subsection (8) above did not complete the audit of the accounts concerned.

**165.—(1)** The Secretary of State may—

Extraordinary  
audit.

- (a) on the application of a local government elector for the area of any body whose accounts are required to be audited in accordance with this Part of this Act, or on the application of any such body, or
- (b) if it appears to him from an auditor's report under section 157 or section 162 above, or for any other reason, that it is desirable to do so,

direct a district auditor to hold an extraordinary audit of the accounts of that body.

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(2) The provisions of section 157 to 161 above, except subsections (1), (2) and (4) of section 159, shall apply to an extraordinary audit under this section as they apply to an ordinary audit under this Part of this Act.

(3) An extraordinary audit under this section may be held after three clear days' notice in writing given to the body whose accounts are to be audited, or, in the case of the accounts of a parish meeting, to the chairman of the meeting.

(4) The expenditure incurred in holding an extraordinary audit of the accounts of any body shall be defrayed in the first instance by the Secretary of State, but he may, if he thinks fit, recover the whole or any proportion of that expenditure from that body.

Regulations  
as to accounts.

**166.**—(1) The Secretary of State may make regulations with respect to the publication of information relating to and the form, preparation, keeping and certification of accounts which are subject to audit under this Part of this Act (including extraordinary audit under section 165 above) and any such regulations may include provision with respect to—

- (a) any procedure to be complied with in connection with any such audit ;
- (b) the deposit of such accounts of any body at the offices of the body or any other place and the publication of information with respect to them ;
- (c) the exercise of any rights of inspection or objection conferred by this Act in relation to the accounts of any body and any auditor's report thereon, and the steps to be taken for informing local government electors for the area of that body of those rights ;
- (d) the provision by bodies whose accounts are being audited of information for the purpose of determining the fee payable for the audit ;
- (e) the making of an abstract of the accounts as audited.

(2) If any person wilfully contravenes any provision of regulations under this section, the contravention of which is declared by the regulations to be an offence, he shall be liable on summary conviction in the case of a first offence to a fine not exceeding £20 and in the case of a second or subsequent offence to a fine not exceeding £50.

(3) Any statutory instrument containing regulations under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(4) Any expenses incurred by an auditor in connection with proceedings in respect of an offence under subsection (2) above alleged to have been committed in relation to the accounts of any body shall, so far as not recovered from any other source, be recoverable from that body.

**167.** Where an officer of a body whose accounts are required to be audited in accordance with this Part of this Act receives any money or other property on behalf of that body, or receives any money or other property for which he ought to account to that body, the accounts of the officer shall be audited by the auditor of the accounts of that body and sections 154 to 166 above shall with all necessary modifications apply accordingly to the accounts and the audit.

PART VIII  
Audit of  
accounts of  
officers.

*Miscellaneous provisions as to finance and rating*

**168.**—(1) Subject to subsection (3) below, every local authority and the chairman of the parish meeting of every parish not having a separate parish council shall make a return to the Secretary of State for each year ending on 31st March, or such other day as the Secretary of State may direct,—

Local  
financial  
returns.

- (a) of their income and expenditure or, in the case of the chairman of a parish meeting, the income and expenditure of the parish meeting ;
- (b) in the case of any rating authority, of the amount levied by way of rates in the area and the amount paid to any other authority in pursuance of a precept.

(2) Returns under this section shall be in such form, shall contain such particulars, shall be submitted to the Secretary of State by such date in each year and shall be certified in such manner as the Secretary of State may direct, and a direction under this subsection may impose different requirements in relation to returns of different classes.

(3) If it appears to the Secretary of State that sufficient information about any of the matters mentioned in subsection (1) above has been supplied to him by a local authority or by or on behalf of a parish meeting under any other enactment, he may exempt the authority or the chairman of the meeting from all or any of the requirements of this section so far as they relate to that matter.

(4) The Secretary of State shall as respects each year cause a summary to be made of the returns sent to him under this section and of any information supplied to him under any other enactment in consequence of which he has granted an exemption under this section and shall lay the summary before both Houses of Parliament.

(5) In this section “local authority”, “levied” and “rate” have the same meanings as in the Local Loans Act 1875.

1875 c. 83.

**169.**—(1) As soon as may be after the first election of councillors for a new principal area, each existing rating authority whose area or part of whose area falls within that new principal area shall, in accordance with arrangements made by the Sec-

Initial  
expenses  
of new  
authorities.

**PART VIII**     retary of State by regulations, cause the appropriate contribution to be paid into the county fund where the new principal area is a county and into the general rate fund where the new principal area is a district.

(2) In subsection (1) above "the appropriate contribution", in relation to an existing rating area or any part of such an area, means an amount equal to one quarter or such other fraction as the Secretary of State may by order prescribe of the product of a rate of 1p in the pound levied in that rating area, or, as the case may be, that part, for the year 1973-74, being—

- 1966 c. 42.     (a) in the case of the area of an existing county borough, that product as ascertained for the purposes of Part II of Schedule 1 to the Local Government Act 1966 ;
- 1967 c. 9.     (b) in a case where that product has been estimated by the rating authority for the purposes of section 12(2) of the General Rate Act 1967 (precepts by county councils, etc.), that product as so estimated ;
- (c) in any other case, that product estimated by the rating authority in the same way as it would fall to be estimated for the purposes of the said section 12(2).

(3) A statutory instrument containing an order under subsection (2) above—

- (a) may apply to all existing rating areas or may make different provision in relation to existing rating areas of different descriptions ; and
- (b) shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(4) The council of a new area may borrow for the purpose of meeting any expenditure incurred by them before 1st April 1974 and the council of a new district in Wales may borrow for the purpose of lending to the council of a community in the district to enable the latter to meet any expenditure so incurred.

(5) With a view to providing sums which may be transferred by an order under section 254 below to one or more new local authorities any existing authority for an area outside Greater London may include in any rates made or precepts issued by them in respect of the last rate period before 1st April 1974 provision to meet contingencies or defray any expenditure which, if this Act had not been passed, would have fallen to be defrayed by the existing authority on or after that date and before the date on which the moneys to be received in respect of the next subsequent rate or precept would have become available.

Equalisation  
of rates.

**170.**—(1) Subject to and in accordance with the following provisions of this section, the council of a metropolitan county with the agreement of the council of every district in the county



may make as respects the whole or any part or parts of the county a scheme or schemes for the purpose of reducing disparities in the rates levied in different rating areas of the county.

PART VIII

(2) Any such scheme shall take the form of provision for the making, in the financial year immediately following that in which it is made, of contributions by rating authorities in the county to other such authorities,—

- (a) either directly or through the county council, or
- (b) by means of adjustments by the county council in the amounts for which they precept on each of those rating authorities, or
- (c) by a reallocation between those rating authorities of the amounts payable to them in respect of the needs element of rate support grant,

or by a combination of any two or more of those methods.

(3) At any time before the beginning of the financial year for which it is to have effect, a scheme under this section may be varied by a subsequent scheme under this section.

(4) In Part II of Schedule 1 to the Local Government Act 1966 c. 42. 1966 (the resources element in rate support grants) in paragraph 6 (certain provisions to be discounted in calculating total expenditure of certain local authorities)—

- (a) after the words “in Greater London” there shall be inserted the words “or a metropolitan county”, and
- (b) after the word “1963” there shall be inserted the words “and section 170 of the Local Government Act 1972” and for the word “provides” there shall be substituted the word “provide”.

**171.**—(1) The rate of interest fixed by subsection (2) below shall be substituted for the rate or, as the case may be, the maximum rate of interest determined by or under the following enactments (which relate among other things to the interest payable to local authorities on certain sums due to them), that is to say—

Rates of interest in relation to certain sums due to local authorities.

- the proviso to section 291(3) of the Public Health Act 1936 ; 1936 c. 49.
- section 10(2) of the Coast Protection Act 1949 ; 1949 c. 74.
- section 10(6) of the Housing Act 1957 ; 1957 c. 56.
- sections 181(5), 212 and 264(5) of the Highways Act 1959 ; 1959 c. 25.
- section 6(4) of the Housing Act 1969 ; and 1969 c. 33.
- section 23(5) of the Mines and Quarries (Tips) Act 1969. 1969 c. 10.

(2) The said rate shall be one-quarter per cent. above the relevant rate determined by the Treasury in relation to loans

**PART VIII**  
1968 c. 13.

made for a period of fifteen years under section 3 of the National Loans Act 1968 (local loans by the Loan Commissioners); and in this subsection the "relevant rate" means the rate applying on whichever of the following dates, namely 1st April or 1st October, most closely precedes the date from which interest first becomes payable in relation to the sum in question, or, where more than one rate has been so determined, such one of those rates as the Treasury may from time to time direct either generally or with respect to any particular enactment.

(3) As soon as may be after giving a direction under subsection (2) above the Treasury shall cause it to be published in the London Gazette.

Miscellaneous amendments of enactments relating to finance and rating.

**172.** Part I of Schedule 13 to this Act shall have effect with respect to the powers of local authorities to borrow and lend money and with respect to their funds, and Part II of that Schedule shall have effect for making amendments and modifications of enactments relating to local government finance and rating which are not replaced by Part I of that Schedule or the foregoing provisions of this Part of this Act.

*Allowances to members of local authorities and other bodies*

Attendance allowance and financial loss allowance.

**173.—**(1) Subject to subsection (6) below, any member of a local authority who is a councillor shall be entitled to receive a payment by way of attendance allowance, that is to say, a payment for the performance of any approved duty, being a payment of such reasonable amount, not exceeding the prescribed amount, as the local authority may determine.

(2) The amount prescribed under subsection (1) above may be prescribed by reference to any period of twenty-four hours.

(3) The amount of any allowance determined by a local authority under subsection (1) above may vary according to the time of day and the duration of the duty, but shall be the same for all members of the authority entitled to the allowance in respect of a duty of any description at the same time of day and of the same duration.

(4) Subject to subsection (6) below, any member of a body to which this section applies who is not entitled under subsection (1) above to receive attendance allowance for the performance of an approved duty shall be entitled to receive a payment by way of financial loss allowance, that is to say, a payment not exceeding the prescribed amount in respect of any loss of earnings necessarily suffered, or any additional expenses (other than expenses on account of travelling or subsistence) necessarily suffered or incurred by him for the purpose of enabling him to perform that duty.

(5) At any time before the expiry of the period of four weeks beginning with the day on which this section comes into force

or the day on which he comes into office, whichever is the later, an alderman of a local authority may by notice in writing served on the proper officer of the authority elect to be treated for the purposes of this section as eligible for an attendance allowance instead of a financial loss allowance; and where an alderman has made such an election, then, during the period beginning on the day of the service of the notice and ending when he ceases to be an alderman, he shall be treated for the purposes of this section as though he were a councillor.

(6) A member of a parish or community council shall not be entitled to any payment under this section in respect of the performance as such a member of an approved duty within the parish or community or, in the case of a parish or community grouped under a common parish or community council, the area of the group.

174.—(1) Subject to subsections (2) and (3) below, a member of a body to which this section applies shall be entitled to receive payments by way of travelling allowance or subsistence allowance where expenditure on travelling (whether inside or outside the United Kingdom) or, as the case may be, on subsistence is necessarily incurred by him for the purpose of enabling him to perform any approved duty as a member of that body, being payments at rates determined by that body, but not exceeding, in the case of travel for the purpose of an approved duty within the United Kingdom, such rates as may be specified by the Secretary of State.

Travelling allowance and subsistence allowance.

(2) A member of a parish or community council shall not be entitled to any payment under this section in respect of the performance as such a member of an approved duty within the parish or community or, in the case of a parish or community grouped under a common parish or community council, the area of the group.

(3) Without prejudice to subsection (2) above, a member of a body shall not be entitled to a payment under this section by way of subsistence allowance in respect of the performance of an approved duty except in respect of a duty performed at a distance of more than three miles from his usual place of residence.

175.—(1) The following bodies, that is to say—

(a) any local authority;

(b) any other body to which this section applies and which has power by virtue of any enactment to send representatives to any conference or meeting to which this section applies;

Allowances for attending conferences and meetings.

may pay any member of the authority or other body attending any such conference or meeting such allowances in the nature

**PART VIII** of those payable under sections 173 and 174 above as they think fit, being payments of such reasonable amounts as they may determine in any particular case or class of case and not exceeding the amounts prescribed under section 173 above and, except in the case of a conference or meeting held outside the United Kingdom, specified under section 174 above for the corresponding allowances under those sections.

(2) Where a body mentioned in subsection (1)(b) above has power under any enactment other than this Act or any instrument under such an enactment to pay expenses incurred in attending a conference or meeting to which this section applies, the amount payable under that enactment or instrument shall not exceed the amount which would be payable in respect of the attendance under that subsection.

(3) In relation to a local authority this section applies to a conference or meeting held inside or outside the United Kingdom and convened by any person or body (other than a person or body convening it in the course of a trade or business or a body the objects of which are wholly or partly political) for the purpose of discussing matters which in their opinion relate to the interests of their area or any part of it or the interests of the inhabitants of their area or any part of it.

(4) In relation to any other body to which this section applies this section applies to a conference or meeting convened by one or more such bodies or by an association of such bodies.

Payment of expenses of official and courtesy visits, etc.

**176.**—(1) Subject to subsection (2) below, a local authority may—

- (a) defray any travelling or other expenses reasonably incurred by or on behalf of any members in making official and courtesy visits, whether inside or outside the United Kingdom, on behalf of the authority ;
- (b) defray any expenses incurred in the reception and entertainment by way of official courtesy of distinguished persons visiting the area of the authority and persons representative of or connected with local government or other public services whether inside or outside the United Kingdom and in the supply of information to any such persons.

(2) In the case of a visit within the United Kingdom, the amount defrayed under this section by a local authority in respect of the expenses of any member of the authority in making a visit within the United Kingdom shall not exceed the payments which he would have been entitled to receive by way of

travelling allowance or subsistence allowance under section 174 above if the making of the visit had been an approved duty of that member. PART VIII

**177.—(1)** Sections 173 to 175 above shall apply to the following bodies— Provisions supplementary to sections 173 to 176.

- (a) all local authorities ; 1963 c. 38.
- (b) river authorities established under the Water Resources Act 1963 ;
- (c) local valuation panels established by schemes for the time being in force for any area for the purposes of section 88 of the General Rate Act 1967 ; 1967 c. 9.
- (d) any joint committee of two or more local authorities, whether appointed or established under Part VI of this Act or any other enactment ;
- (e) any joint board, joint authority or other combined body, all the members of which are representatives of local authorities ; and
- (f) any body prescribed for the purposes of those sections and on which any such body as is mentioned in any of the foregoing paragraphs is represented.

(2) In sections 173, 174 and 176 above the expression “approved duty”, in relation to a member of a body, means any of the following duties, that is to say—

- (a) attendance at a meeting of the body, or of any of its committees or sub-committees ;
- (b) the doing of any other thing approved by the body, or anything of a class so approved, for the purpose of, or in connection with, the discharge of the functions of the body, or of any of its committees or sub-committees ;
- (c) where, in pursuance of a duty imposed on or a power granted to the body by any enactment or instrument (including a Royal Charter), he has been appointed by or on the nomination of the body to be a member of some other body prescribed for the purposes of this paragraph (whether or not that other body falls within any of paragraphs (b) to (f) of subsection (1) above), the doing of anything as a member of that other body for the purpose of, or in connection with, the discharge of the functions of that other body.

(3) For the purposes of sections 173 to 176 above a member of a committee or sub-committee of a local authority or other body mentioned in subsection (1) above shall be deemed to be a member of that body.

## PART VIII

(4) Section 94(5) above shall apply in relation to a member of any body mentioned in subsection (1) above to whom it would not otherwise apply as it applies in relation to a member of a local authority; and no other enactment or instrument shall prevent a member of any such body from taking part in the consideration or determination of any allowance or other payment under any of the provisions of sections 173 to 176 above.

Regulations as to allowances.

**178.**—(1) The Secretary of State may make regulations as to the manner in which sections 173 to 176 above are to be administered, and in particular, and without prejudice to the generality of the foregoing provision, may make regulations—

- (a) providing for the avoidance of duplication in payments under those sections, or between payments under any of those sections and any other Act, and for the determination of the body or bodies by whom any payments under those sections are to be made, and, where such payments are to be made by more than one body, for the apportionment between those bodies of the sums payable;
- (b) specifying the forms to be used and the particulars to be provided for the purpose of claiming payments under those sections;
- (c) providing for the publication by a body to which sections 173 to 175 above apply, in the minutes of that body or otherwise, of details of such payments.

(2) A statutory instrument containing regulations under section 173 or 177 above or this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

## PART IX

## FUNCTIONS

*General*

General provision for transfer of functions.

**179.**—(1) Subsections (2) to (4) below shall have effect for the purpose of adapting the provisions of—

- (a) public general Acts passed before, or during the same session as, this Act; and
- (b) instruments made before the passing of this Act under public general Acts, being instruments of a legislative character and not being instruments in the nature of local enactments;

and, in particular, for the purpose of providing for the exercise of functions conferred by such provisions, but those subsections

shall have effect subject to any provision to the contrary made by, or by any instrument made under, this Act and shall be without prejudice to any express provision so made.

(2) In any such provision any reference to an administrative county or its council, or any reference which is to be construed as such a reference, shall, except where it is a reference to a specified county or council or is to be construed as such, be construed as a reference to a new county or its council, as the case may be.

(3) In any such provision any reference to an urban district (whether as such or as a district or county district) or to the council of such a district, or any reference which is to be construed as such a reference, shall, except where it is a reference to a specified district or council or is to be construed as such, be construed as a reference to a new district or its council, as the case may be.

(4) In any such provision any reference to a rural parish (whether as such or as a parish) or the council or meeting of such a parish, or any reference which is to be construed as such a reference, shall, except where it is a reference to a specified parish or its council or meeting, be construed—

- (a) as respects England, as a reference to a parish or, as the case may be, its council or meeting; and
- (b) as respects Wales, as a reference to a community or, as the case may be, its council, if any.

### *The environment*

**180.**—(1) For the purposes of the enactments to which this <sup>Public health.</sup> section applies, the local authority and sanitary authority (whether urban or not) shall—

- (a) for a district, be the district council;
- (b) for a London borough, be the borough council;
- (c) for the City, be the Common Council;
- (d) for the Inner Temple and Middle Temple, be the Sub-Treasurer and the Under Treasurer thereof respectively;

but the foregoing provision shall have effect subject to the other provisions of this Act and, in particular, to Schedule 14 to this Act and, as respects any area in Greater London, to Part I of Schedule 11 to the 1963 Act.

(2) The Public Health Act 1936 shall have effect subject to <sup>1936 c. 49.</sup> the amendments and modifications specified in Part I of Schedule 14 to this Act and Part II of that Schedule shall have

**PART IX** effect for making amendments and modifications to other enactments relating to public health, building control, public parks, lighting and related matters.

(3) This section applies to the following enactments:—

- (a) the Public Health Acts 1875 to 1925 ;
- 1906 c. 14. (b) the Alkali, &c. Works Regulation Act 1906 ;
- 1936 c. 49. (c) the Public Health Act 1936, except so much of it as falls within section 181(1) or (2) below ;
- 1953 c. 26. (d) section 8 of the Local Government (Miscellaneous Provisions) Act 1953 ;
- 1954 c. 70. (e) Part XIII of the Mines and Quarries Act 1954 ;
- (f) the Clean Air Acts 1956 and 1968 ;
- 1960 c. 68. (g) section 1 of the Noise Abatement Act 1960 ;
- 1961 c. 64. (h) the Public Health Act 1961, except so much of it as falls within section 181(2) below ;
- 1968 c. 46. (i) Part III of the Health Services and Public Health Act 1968 ;
- 1969 c. 25. (j) the Public Health (Recurring Nuisances) Act 1969 ; and
- 1970 c. 44. (k) section 6 of the Chronically Sick and Disabled Persons Act 1970.

(4) Expressions used in this section and Schedule 14 to this Act and in the Public Health Act 1936 shall, except so far as the context otherwise requires, have the same meanings respectively in this section and that Schedule as they have in that Act.

Water and sewerage.

**181.**—(1) For the purposes of the following enactments, that is to say—

- (a) Part IV of the Public Health Act 1936 and Part XII of that Act, so far as relating to the said Part IV ;
- 1944 c. 26. (b) the Rural Water Supplies and Sewerage Act 1944, so far as relating to water ;
- (c) section 12 of the Local Government (Miscellaneous Provisions) Act 1953 ;
- 1958 c. 67. (d) the Water Acts 1945 and 1948 and the Water Act 1958 ;

the local authority shall, for any district, be the district council, and for any London borough, be the borough council.

(2) For the purposes of the following enactments, that is to say—

- (a) sections 14 to 42 of the Public Health Act 1936 and sections 90 and Part XII of that Act, so far as relating to those sections ;



- (b) the Public Health (Drainage of Trade Premises) Act 1937 ; PART IX  
1937 c. 40.
- (c) the Rural Water Supplies and Sewerage Act 1944, so far as relating to sewerage and the disposal of sewage ; 1944 c. 26.
- (d) section 13 of the Local Government (Miscellaneous Provisions) Act 1953 ; 1953 c. 26.
- (e) sections 12 to 15 and Part V of, and Schedule 2 to, the Public Health Act 1961 ; 1961 c. 64.

the local authority shall for any area outside Greater London be the district council.

(3) Where it appears to the Secretary of State to be expedient for the purposes of securing greater efficiency in the discharge of all or any of the sewerage functions of local authorities within two or more districts outside the sewerage area of the Greater London Council that a joint board should be set up for the discharge of all or any of those functions, but no application is made under section 6 of the Public Health Act 1936, the Secretary of State may make an order constituting a united district consisting of the whole or any parts of those districts and constituting a joint board to discharge those functions consisting of representatives of the local authorities of those districts. 1936 c. 49.

(4) The Secretary of State may make an order under subsection (3) above constituting a united district notwithstanding that there is a joint board discharging sewerage functions for part of that district.

(5) Without prejudice to section 254 below, an order under subsection (3) above may amend or revoke any order under section 6 or 9 of the Public Health Act 1936 or section 26 of or Schedule 6 to the Local Government Act 1958, so far as it relates to a joint board having sewerage functions or the district or functions of such a board. 1958 c. 55.

(6) A statutory instrument containing an order made under subsection (3) above before 1st April 1974 shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(7) Where the Secretary of State proposes to make an order under subsection (3) above on or after 1st April 1974 he shall give notice of the order to the local authority of every district which, or any part of which, is proposed to be included in a united district and to any joint board discharging sewerage functions for a united district which, or part of which, is proposed to be so included and if, within twenty-eight days after the notice has been so given, the authority give notice to the Secretary of State that they object to the proposal and the objection is not withdrawn, the order, including any provisions contained in it by virtue of section 254 below, shall be subject

## PART IX

to special parliamentary procedure and section 254(9) below shall not apply to the order.

1936 c. 49.

(8) It is hereby declared that section 7 of the Public Health Act 1936 applies to a joint board constituted under subsection (3) above as it applies to any other joint board.

(9) An order under section 6 of the Public Health Act 1936 or under subsection (3) above or an order amending any such order may confer on a joint board constituted for the exercise of sewerage functions any of the sewerage functions of the constituent members and may confer such functions—

(a) subject to any limitation or condition specified in the order (whether or not the limitation or condition applies to the discharge of the functions by the constituent member); or

(b) free from any limitation or condition so specified which applies to the discharge of those functions by the constituent member.

(10) Schedule 15 to this Act shall have effect for making amendments and modifications to the enactments relating to water and sewerage.

(11) In this section—

“sewerage functions” means functions under any of the enactments mentioned in subsection (2) above; and

“sewerage area of the Greater London Council” has the same meaning as in Part V of the 1963 Act.

Town and  
Country  
Planning.  
1971 c. 78.

**182.**—(1) For section 1(1) and (2) of the Town and Country Planning Act 1971 (local planning authorities for England, elsewhere than Greater London and the Isles of Scilly, and for Wales) there shall be substituted the following subsections—

(1) Subject to the provisions of this section, the council of a county is the county planning authority for the county, and the council of a district is the district planning authority for the district.

(2) If it appears to the Secretary of State that it is expedient that a joint board should be established as the county planning authority for the areas or parts of the areas of any two or more county councils or as the district planning authority for the areas or parts of the areas of any two or more district councils, he may by order constitute those areas or parts as a united district for the purposes of this Act, and constitute a joint board (in this Act referred to as a “joint planning board”) as the county planning authority or the district planning authority, as the case may be, for that united district:

Provided that the Secretary of State shall not make such an order except after holding a local inquiry unless all the

councils concerned have consented to the making of the order.

PART IX

(2A) References in this Act to a local planning authority shall, except as respects Greater London and the National Parks, be construed as references to a county planning authority and a district planning authority, and the foregoing provision shall have effect subject to section 183 of and Part I of Schedule 16 to the Local Government Act 1972."

(2) In England (exclusive of Greater London and the Isles of Scilly) and in Wales all functions conferred on local planning authorities by or under the Town and Country Planning Act 1971 shall, subject to subsection (4) and section 183 below and to Part I of Schedule 16 to this Act, be exercisable both by county planning authorities and by district planning authorities. 1971 c. 78.

(3) In that Schedule—

- (a) Part I shall have effect with respect to the exercise by such authorities of functions under that Act and for making minor amendments and modifications of that Act;
- (b) Part II shall have effect with respect to the exercise by such authorities of functions under other enactments relating to town and country planning and for making minor amendments and modifications of such other enactments; and
- (c) Part III shall have effect with respect to arrangements for obtaining advice in connection with certain of those functions.

(4) As respects an area in a National Park all functions conferred by or under the Town and Country Planning Act 1971 on a local planning authority or district planning authority shall, subject to the provisions of subsections (5) and (6) below, be functions of the county planning authority and no other authority, and references in that Act, in its application to a National Park, to a local planning authority or district planning authority shall be construed accordingly.

(5) The functions conferred on a local planning authority by the following provisions of that Act, that is to say, sections 60, 61, 62 and 103 (tree preservation and replacement), and section 65 (waste land) shall, as respects any part of a National Park, be exercisable concurrently with the county planning authority by the district planning authority whose area includes that part of the Park.

(6) Where an order is made under section 7 of the National Parks and Access to the Countryside Act 1949 designating, or 1949 c. 97.

## PART IX

extending the area of, a National Park, the functions exercisable by a local planning authority immediately before the coming into force of the order for any area which under the order becomes part of the Park shall continue to be exercisable by that authority as respects that area unless and until a joint planning board is constituted under section 1 of the Town and Country Planning Act 1971 or a National Park Committee is appointed under Part I of Schedule 17 to this Act for an area co-terminous with or including that area or, as the case may be, is authorised to exercise those functions.

Discharge of functions of planning authorities.

1971 c. 78.

**183.**—(1) The functions of a local planning authority under sections 6 to 10 of the Town and Country Planning Act 1971 (surveys and structure plans) shall be exercisable by the county planning authority and references in those sections to a local planning authority shall be construed accordingly.

(2) Immediately before section 11 of that Act there shall be inserted the following section—

“**Develop-  
ment plan  
schemes.**

**10C.**—(1) The functions of a local planning authority of preparing local plans under section 11 of this Act shall, subject to the following provisions of this section, be exercisable by the district planning authority.

(2) Subject to regulations under this section, it shall be the duty of the county planning authority in consultation with the district planning authorities to make, and thereafter to keep under review and amend, if they think fit, a scheme (to be known as a development plan scheme) for the preparation of local plans for those areas in the county in which sections 11 to 15 of this Act are in force, except any part of the county included in a National Park, and—

(a) the scheme shall designate the local planning authority or authorities (whether county or district) by whom local plans are to be prepared for any such area and provide for the exercise of all functions of a local planning authority under those sections in relation to any such plan exclusively by the authority designated in relation to that plan ; and

(b) references in those sections to a local planning authority shall be construed accordingly.

(3) A development plan scheme may include such incidental, consequential, transitional or supplementary provision as may appear to the county planning authority to be necessary or proper for the purposes

or in consequence of the provisions of the scheme and for giving full effect thereto, and, without prejudice to the foregoing provision, shall—

- (a) specify the title and nature of each local plan for the area in question and the part or parts of the area to which it is to apply and give an indication of its scope;
- (b) set out a programme for the preparation of the several local plans for that area; and
- (c) where appropriate indicate the relationship between the several local plans for that area, specifying those which should be prepared concurrently with the structure plan for that area.

(4) As soon as practicable after making or amending a development plan scheme the county planning authority shall send a copy of the scheme or the scheme as amended, as the case may be, to the Secretary of State.

(5) A structure plan prepared by a county planning authority may provide, to the extent that provision to the contrary is not made by a development plan scheme, for the preparation of local plans exclusively by the county planning authority and, where it so provides, shall also provide for the exercise exclusively by that authority of all other functions of a local planning authority under sections 11 to 15 of this Act, and any provision included in a structure plan by virtue of this subsection shall be treated for the purposes of the other provisions of this section as if it were contained in a development plan scheme.

(6) The Secretary of State may direct a county planning authority after consultation with the district planning authorities—

- (a) to prepare a development plan scheme before a date specified in the direction; and
- (b) where it appears to the Secretary of State that any such scheme should be amended, to amend it in terms so specified before a date so specified.

(7) Where a district planning authority make representations to the Secretary of State that they are dissatisfied with the proposals of the county planning authority for a development plan scheme, or a county planning authority fail to comply with a direction under subsection (6) of this section to make or amend such a scheme, the Secretary of State may

## PART IX

himself make or, as the case may be, amend the scheme; and any scheme or amendment so made shall have effect as if made by the county planning authority.

(8) The Secretary of State may make regulations—

- (a) providing for the content of such schemes;
- (b) requiring or authorising county planning authorities to take prescribed procedural steps in connection with the preparation of such schemes.”

1971 c. 78. (3) A county planning authority may exercise their power under section 10C of the Town and Country Planning Act 1971 of making a development plan scheme before 1st April 1974 and shall do so if so directed by the Secretary of State under subsection (6) of that section, and accordingly he may before that date exercise his power of giving directions under subsection (6), and of making regulations under subsection (8), of that section, but any scheme made before that date by virtue of this subsection shall not come into operation until that date.

National  
Park and  
countryside  
functions,  
1949 c. 97.  
1968 c. 41.

**184.**—(1) The functions conferred on a local planning authority by or under the National Parks and Access to the Countryside Act 1949 and the Countryside Act 1968 shall, as respects England elsewhere than Greater London and the Isles of Scilly and as respects Wales, be exercisable in accordance with the following provisions of this section.

(2) The following of the said functions, that is to say those conferred by—

(a) Part II and sections 61, 62, 63, 78, 90(5), 92 (so far as relating to parking places in a National Park), 99(3) and 101(3) of the said Act of 1949; and

(b) sections 12(5), 13 and 14 of the said Act of 1968;

shall, subject to subsection (3) below and Schedule 17 to this Act, be functions of the county planning authority.

(3) The functions of a local planning authority under sections 9 and 11 of the said Act of 1949 shall as respects any area outside a National Park be exercisable both by county planning authorities and district planning authorities.

(4) All other functions conferred by or under any other provision of the said Acts of 1949 and 1968 on a local planning authority shall, subject to Schedule 17 of this Act, be exercisable both by county planning authorities and district planning authorities.

(5) References in the said Acts of 1949 and 1968 to a local planning authority shall be construed accordingly.

(6) Part I of Schedule 17 to this Act shall have effect instead of section 8 of the said Act of 1949 (which, as amended by Schedule 4 to the said Act of 1968, provides for the administration of local authorities' planning and countryside functions in National Parks).

(7) Sections 27 to 38 of the said Act of 1949 and Parts II to IV of Schedule 3 to the said Act of 1968 (survey of public paths, etc.) shall have effect subject to the modifications specified in Part II of the said Schedule 17 and those Acts shall have effect subject to the further modifications specified in Part III of that Schedule.

(8) In that Schedule "the 1949 Act" and "the 1968 Act" mean the said Acts of 1949 and 1968 respectively.

**185.**—(1) In the Town Development Act 1952 (in this section referred to as "the principal Act") in section 1(1) (which defines the term "town development" as applying to development in a county district, the provision of which will relieve congestion or over-population elsewhere) for the word "elsewhere" there shall be substituted the words "outside the county comprising the district or districts in which the development is carried out". Town development. 1952 c. 54.

(2) The council of a county shall have the same powers as the council of a district under the following provisions of the principal Act—

- (a) section 4 (contributions to council of receiving district);
- (b) section 8 (participation by agreement in provision of accommodation, etc.); and
- (c) section 10(3) (contributions to expenses of authority participating in development).

(3) So much of sections 5 (exercise of a local authority's power for the benefit of other areas) and 10(3) (contributions to participating authority's expenses) of the principal Act as requires the prior authority or approval of the Secretary of State to action by a local authority shall cease to have effect and section 12 of that Act (establishment of joint bodies by the Secretary of State and participation by them) shall also cease to have effect.

(4) The principal Act shall have effect subject to the amendments specified in Schedule 18 to this Act, being—

- (a) amendments consequential on this Part of this Act, and
- (b) amendments incorporating provisions of section 34 of the Housing Act 1961 and subsections (1) and (2) of section 61 of the London Government Act 1963 (modification of principal Act in relation to counties and to Greater London). 1961 c. 65. 1963 c. 33.

## PART IX

(5) Notwithstanding anything in subsection (1) above, any development carried out after the date on which that subsection comes into force as part of a scheme begun before that date, being a scheme of town development within the meaning of the principal Act as then in force, shall be treated as town development for the purposes of that Act.

Traffic and  
transportation  
functions.

1972 c. 20.

1967 c. 76.

186.—(1) The Road Traffic Act 1972 shall have effect subject to the amendments specified in Part I of Schedule 19 to this Act and the Road Traffic Regulation Act 1967 shall have effect subject to the amendments specified in Part II of that Schedule, being—

- (a) amendments conferring on the councils of counties, and in certain cases also on the councils of districts, functions previously exercised outside Greater London by the councils of county boroughs (together with other local authorities),
- (b) amendments extending the powers of parish and community councils in relation to parking places so as to empower them to provide, maintain, and regulate the use of off-street parking places for all classes of vehicles, as well as parking places for bicycles and motor cycles, and
- (c) minor amendments and other amendments consequential on the establishment of new local authorities by or under this Act and on the provisions of this Act relating to highways.

1967 c. 69.

(2) For the purposes of the provisions of Part III of the Civic Amenities Act 1967 relating to the disposal of abandoned vehicles, the functions of a local authority shall be exercisable in Wales by district councils and in England, outside Greater London,—

- (a) so far as those functions relate to the removal of vehicles, by district councils, and
- (b) so far as they relate to the disposal of vehicles, by county councils ;

and accordingly the said Part III shall have effect subject to the amendments in Part III of Schedule 19 to this Act.

1960 c. 16.

(3) In section 149 of the Road Traffic Act 1960 (power of Secretary of State, on application of certain local authorities and other persons, to modify restrictions on use of roads by public service vehicles) for the words “county borough or county district”, in each place where they occur, there shall be substituted the words “county or district”.

1969 c. 27.

(4) In section 2(5) of the Vehicle and Driving Licences Act 1969 (certain local authorities enabled to exercise, on behalf



of the Secretary of State, functions transferred to him under that Act) after the word "authority", in the first two places where it occurs, there shall be inserted the words "or district council".

(5) In the Public Service Vehicles (Travel Concessions) Act 1955 c. 26. 1955—

(a) in section 1(5) (transfer from general rate fund to credit of transport undertaking of sums representing cost of concessions), and

(b) in section 3, in the definition of "local authority",

for the words "county borough or county district", in each place where they occur, there shall be substituted the word "district".

(6) So much of section 6 of the Transport Charges &c. (Miscellaneous Provisions) Act 1954 as requires the making of an order by the Secretary of State for the revision of any charges in connection with a ferry undertaking shall cease to have effect in relation to an undertaking operated by a local authority or a Passenger Transport Executive, and accordingly a local authority or Passenger Transport Executive operating any such ferry undertaking as is referred to in subsection (1)(c) of that section—

(a) may from time to time make such revision of any of the charges which they are authorised to demand in connection with the undertaking as seems to them appropriate; and

(b) may, if they think fit, determine that any such charges shall no longer be made;

and so much of section 1(2) of the Ferries (Acquisition by Local Authorities) Act 1919 as requires the approval of the Secretary of State to any scale of tolls fixed by a local authority or to a determination by a local authority to free a ferry from tolls shall cease to have effect.

(7) In subsection (6) above, "local authority" includes any existing county borough or county district council and the Common Council.

**187.**—(1) For the purposes of the Highways Acts 1959 to 1971 the local highway authority for highways outside Greater London shall be the county council. Local highway authorities and maintenance powers of district councils.

(2) Without prejudice to subsection (1) above, but subject to the provisions of Part I of Schedule 20 to this Act, in relation to the following highways, so far as within their district, namely,

## PART IX

footpaths, bridleways and urban roads which are neither trunk roads nor classified roads, a district council—

- (a) shall have power to undertake the maintenance of highways maintainable at the public expense, and
- (b) shall have the like powers, in relation to highways not so maintainable, as a parish council under section 53 of the Highways Act 1959 (maintenance of privately maintainable footpaths and bridleways) and as a street works authority under section 47 of the Public Health Act 1961 (urgent repairs to private streets).

1959 c. 25.

1961 c. 64.

(3) With respect to footpaths and bridleways within their area a district council shall have—

- (a) the like powers as a highway authority under section 57(3) of the National Parks and Access to the Countryside Act 1949 (prosecution of offences of displaying on footpaths notices deterring public use), and
- (b) the like powers as a parish council under section 119(5A) (prosecution of offences relating to ploughing-up) of the Highways Act 1959.

1949 c. 97.

(4) In the case of a highway which is for the time being maintained by a district council by virtue of subsection (2)(a) above, the county council who are the highway authority for the highway shall reimburse to the district council any expenses incurred by them in carrying out on the highway works of maintenance necessary to secure that the duty to maintain the highway (which, by section 44(1) of the Highways Act 1959, is imposed on the highway authority) is performed.

(5) The provisions of Part II of Schedule 20 to this Act shall have effect for the purposes of subsection (4) above.

(6) Where any functions have been delegated by the Secretary of State to a county council under subsection (1) of section 10 of the Highways Act 1959 (maintenance and improvement of trunk roads, etc.) or the Secretary of State has entered into an agreement with a county council under subsection (4) of that section (construction of trunk roads, etc.) the county council may, with the consent of the Secretary of State, enter into arrangements with the council of a district for the carrying out by the district council, in accordance with the arrangements, of such of the delegated functions or, as the case may be, of the functions to which the agreement relates as may be specified in the arrangements; but no such arrangements shall provide for a district council to carry out any functions with respect to a trunk road or other land outside their district except with the consent of the council of the district in which the road or other land is situated.

(7) The Secretary of State may by regulations empower district councils, in relation to highways in respect of which their powers of maintenance under subsection (2) above are exercisable, to exercise subject to such terms and conditions as may be specified in the regulations such additional powers as appear to him—

- (a) to be appropriate to supplement powers of maintenance ;  
and
- (b) to correspond to powers exercisable in relation to highways by highway authorities ;

and accordingly in this section (other than this subsection), in Schedule 20 to this Act and in any other enactment referring to the powers of district councils under subsection (2) above, the expressions “maintenance” and “maintain”, where used with respect to the powers of district councils under subsection (2) above, shall be construed as extending to the carrying out of operations in the exercise of powers conferred on district councils by regulations under this subsection ; and a statutory instrument containing any such regulations shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(8) Subject to subsection (7) above expressions used in this section and in Schedule 20 to this Act have the same meanings as in the Highways Act 1959, and for the purposes of subsection (2) above and of that Schedule “urban roads” means roads which—

- (a) are restricted roads for the purposes of section 71 of the Road Traffic Regulation Act 1967 (30 m.p.h. speed limit), or
- (b) are subject to an order under section 74 of that Act imposing a speed limit not exceeding 40 m.p.h., or
- (c) are otherwise streets in an urban area.

**188.**—(1) Sections 74 and 75 of the Highways Act 1959 (control by existing local authorities, other than certain rural district councils, of rebuilding and construction of buildings by reference to building lines) shall cease to have effect.

Amendments  
of Highway  
Acts.

(2) The duty of protecting the rights of the public to the use and enjoyment of highways (which, under section 116 of the Highways Act 1959, lies with the councils of existing county districts) shall vest in the highway authority.

(3) The power of the council of a county, borough or urban district to make byelaws under section 133 of the Highways Act 1959 (prohibition of gates opening outwards on highways) and any byelaws in force immediately before 1st April 1974 under

PART IX  
1878 c. 77.

that section or (in a county borough or rural district) under section 26(4) of the Highways and Locomotives (Amendment) Act 1878 shall cease to have effect.

1959 c. 25.

(4) Outside Greater London, the functions of existing local authorities under Part VIII of the Highways Act 1959 (new streets) shall be exercisable by county councils.

(5) Outside Greater London the county council shall be the street works authority for the purposes of Part IX of the Highways Act 1959, and there shall cease to have effect—

(a) sections 189 to 191 of that Act (the Code of 1875); and

(b) any provision contained in a local Act and regulating the procedure relating to the execution of street works and payments in respect thereof.

1971 c. 41.

(6) The power of a local highway authority to enter into any such agreement as is specified in subsection (1) of section 18 of the Highways Act 1971 (agreements for the provision of walkways) shall be exercisable only after consultation with the council of any district in which the land concerned is situated; and after consultation with the local highway authority the council of a district, either alone or jointly with the local highway authority, may also enter into any such agreement but, in relation to an agreement entered into by a district council,—

(a) unless the local highway authority are also a party to the agreement, subsections (2) (contents of the agreement) and (5) to (7) (byelaws regulating walkways) of that section shall have effect in relation to the agreement with the substitution of references to the district council for references to the local highway authority; and

(b) if the local highway authority are also a party to the agreement, the references in subsection (2) of that section to the local highway authority shall be construed as including references to the district council, and any byelaws made under subsection (5) of that section shall be made by the local highway authority after consultation with the district council, and in exercising his power of confirmation the Secretary of State shall have regard to any dispute between the authority and the district council.

(7) In consequence of the preceding provisions of this section and of section 187 above and of the establishment of new local authorities by or under this Act there shall have effect—

(a) the amendments of the Highways Act 1959 specified in Part I of Schedule 21 to this Act, and

(b) the amendments of the other enactments specified in Part II of that Schedule. PART IX

(8) Expressions used in this section have the same meanings as in the Highways Act 1959. 1959 c. 25.

**189.**—(1) Without prejudice to the making of any new agreement under section 2(2) of the Commons Registration Act 1965 (agreement for one local authority to be registration authority for land which spans the boundaries of two or more authorities) any agreement under that section which is in force immediately before 1st April 1974 shall cease to have effect on that day. Commons.  
1965 c. 64.

(2) For subsection (5) of section 8 of the Commons Registration Act 1965 (council in which unclaimed land is to be vested) there shall be substituted the following subsections:—

“ (5) Subject to subsection (6) of this section, the local authority in which any land is to be vested under this section is—

(a) if the land is in a parish or community where there is a parish or community council, that council, but, if the land is regulated by a scheme under the Commons Act 1899, only if the powers of management under Part I of that Act are, in accordance with arrangements under Part VI of the Local Government Act 1972, being exercised by the parish or community council; 1899 c. 30.

(b) if the land is in a London borough, the council of that borough; and

(c) in any other case, the council of the district in which the land is situated.

(6) Where—

(a) any land has been vested in a district council in accordance with subsection (5)(c) of this section, and

(b) after the land has been so vested a parish or community council comes into being for the parish or community in which the land is situated (whether by the establishment of a new council or by adding that parish or community to a group of parishes or communities for which a council has already been established),

then, if the circumstances are such that, had the direction under subsection (3) of this section been given at a time after the parish or community council had come into being, the land would in accordance with subsection (5)(a) of this section have been vested in the parish or community council,

## PART IX

the district council shall, if requested to do so by the parish or community council, direct the registration authority to register the parish or community council, in place of the district council, as the owner of the land; and the registration authority shall comply with any such direction.

(7) The council of any district, parish or community affected by any registration made in pursuance of subsection (6) above shall pay to the other of those councils so affected such sum, if any, as may be agreed between them to be appropriate to take account of any sums received or to be received, or any expenditure incurred or to be incurred, in respect of the land concerned, and, in default of agreement, the question of what sum, if any, is appropriate for that purpose shall be determined by arbitration."

1857 c. 31.

(3) The references in section 12 of the Inclosure Act 1857 (prevention of nuisances in town and village greens, etc.) to a churchwarden or overseer of the parish in which the town or village green or land is situated shall be construed—

(a) with respect to a green or land in a parish, as references to the parish council, or, where there is no parish council, the parish meeting;

(b) with respect to a green or land in a community where there is a community council, as references to the community council;

(c) with respect to any other green or land, as references to the council of the district in which the green or land is situated;

and where those references fall to be construed in accordance with paragraph (c) above, the reference in the said section 12 to highways in the parish shall be construed as a reference to highways in the district.

1925 c. 20.

(4) In section 193(1) of the Law of Property Act 1925 (right of the public over certain commons, including those situated within a borough or urban district) after the words "situated within" there shall be inserted the words "an area which immediately before 1st April 1974 was".

Sites for  
gipsy  
encampments.  
1968 c. 52.

**190.**—(1) In section 6 of the Caravan Sites Act 1968, in subsection (1) (duty of local authorities to provide sites for gipsies) the words "county borough" shall be omitted and in subsection (2) of that section (modifications in relation to county boroughs and London boroughs), for the words "county borough" in the first place where they occur, there shall be substituted the words "metropolitan county" and after the words "at a time" there shall be inserted the words "in each district in the county or, as the case may be, in the London borough" and for the words

from "exempting" to the end of the subsection there shall be substituted the words "exempting any such council from the duty imposed by that subsection with respect to any metropolitan district or London borough in the case of which he is satisfied, after such inquiries as appear to him to be appropriate, that suitable land within the district or borough is not available".

(2) Nothing in section 6 of the Caravan Sites Act 1968 shall require the council of a county to provide accommodation for gipsies as mentioned in subsection (1) of that section in any area which, by virtue of directions given before 1st April 1974 under subsection (2) of that section, was, immediately before that date, exempt from the duty imposed by subsection (1) of that section; and any reference in subsection (2) of that section, as amended by subsection (1) above, to a metropolitan district shall be construed as a reference to such a district exclusive of any such area. 1968 c. 52.

(3) In section 12 of the Caravan Sites Act 1968 (designation of areas in which unauthorised camping is prohibited) in subsection (1) the words "a county borough" shall be omitted, and in relation to a county which includes an area which, before 1st April 1974, was designated under that subsection, the reference in that subsection to the area of the county shall be construed as a reference to the county exclusive of any such previously designated area.

(4) On an application made before 1st April 1974 by the council of an existing county or county borough, the Secretary of State may, by an order made under and in accordance with section 12 of the Caravan Sites Act 1968, designate as an area to which section 10 of that Act applies so much of a new county as comprises the whole or any part of the existing county or county borough.

**191.**—(1) In its application outside Greater London, the Ordnance Survey Act 1841 (in this section referred to as "the 1841 Act") shall have effect subject to the following modifications. Ordnance Survey Act 1841 c. 30.

(2) An application under section 1 of the 1841 Act shall be sent to the proper officer of either a county council or a district council and, where such an application is made, the function of appointing a person to assist in examining, ascertaining and marking out reputed boundaries shall be exercisable by the council to whose proper officer the application was sent.

(3) The newspapers in which copies of an application under section 1 of the 1841 Act are to be inserted shall be those circulating in the area of the council to whose proper officer the application was sent.

## PART IX

## (4) References, in whatever terms, in the 1841 Act—

(a) to the justices by whom a person is appointed under section 1 of that Act shall be construed as references to the county council or the district council, as the case may require, and

(b) to the clerk of the peace for a county shall be construed as references to the proper officer of the county council or the district council as the case may require.

(5) Without prejudice to section 15 of the 1841 Act (which among other things extends the meaning of the word “county” in that Act) references in that Act to a county include references to any local government area within the meaning of this Act.

*Education, social and welfare services*

Education.

**192.**—(1) The local education authority for each non-metropolitan county shall be the council of the county and the local education authority for each metropolitan district shall be the council of the district.

1944 c. 31.

(2) No scheme of divisional administration shall be made under Part III of Schedule 1 to the Education Act 1944 and that Part of that Schedule shall cease to have effect.

1958 c. 55.

(3) Section 52 of the Local Government Act 1958 shall cease to have effect on the passing of this Act.

(4) For the definition of “minor authority” in section 114(1) of the Education Act 1944 there shall be substituted the following definition:—

“‘minor authority’ means, in relation to a school maintained by a local education authority,—

(a) where the area which appears to the local education authority to be served by the school is a parish or community, the parish or community council or, in the case of a parish which has no council, the parish meeting;

(b) where the said area is a community having no community council or is an area in England which is not within a parish and is not situated in a metropolitan county, the council of the district for the area concerned;

(c) where the said area comprises two or more of the following, a parish, a community or an area in England which is not within a parish and is not situated in a metropolitan county—

(i) the parish or community council or councils, if any;

(ii) in the case of a parish which has no council, the parish meeting;



(iii) in the case of an area which is a community having no community council or which is in England and is not within a parish, the council of the district concerned ; acting jointly.”

(5) Subject to subsection (6) below any instrument made by an existing local education authority for an area outside Greater London in connection with the discharge of any of their functions, and any other thing done by or to or in relation to such an authority in connection therewith, shall be treated as having been made by, or done by or to or in relation to, the new local education authority to whom those functions are transferred by or by virtue of this Act, and any instrument relating to the exercise of those functions, or to things done in their exercise or property held or maintained for the purposes of those functions shall, so far as it so relates, have effect as if any reference to a specified existing local education authority for an area outside Greater London by whom those functions were exercisable or to the area of such an authority were a reference to the new local education authority to whom those functions are so transferred or to so much of the area of the new authority as includes the area of the existing authority, as the case may be.

(6) Subsection (5) above is without prejudice to any express provision made by, or by any instrument made under, this Act, but has effect subject to any provision to the contrary so made and in particular may be excluded from applying, either wholly or to any specified extent, in any particular case by an order made by the Secretary of State.

**193.**—(1) Subject to the provisions of this and the next following section, the council of a district shall be the local authority with respect to the district for the purposes of the Housing Acts 1957 to 1971. Housing.

(2) Before the council of a district exercise outside the district any power under Part V of the Housing Act 1957 (provision of housing accommodation), the council shall give notice of their intention to do so to the council of the county in which the district is situated and also, if they propose to exercise the power outside that county, to the council of the county in which they propose to exercise the power, but failure to give any such notice shall not invalidate the exercise of the power. 1957 c. 56.

(3) The enactments relating to housing specified in Schedule 22 to this Act shall be amended in accordance with the provisions of that Schedule.

PART IX  
Reserve  
powers of  
county  
councils in  
relation to  
housing.

**194.**—(1) Without prejudice to the functions of district councils in relation to housing, the councils of counties shall have the reserve powers conferred on them by this section.

(2) If requested to do so by the council of a district, or by the councils of two or more districts, within the county, the council of a county may, with the consent of the Secretary of State, undertake on behalf of the district council or councils the provision of housing accommodation in any manner in which the district council or councils might do so.

(3) With the approval of the Secretary of State given on an application in that behalf made by the council of a county, the council may undertake the provision of housing accommodation in any manner in which the council of a district within the county might do so.

(4) The Secretary of State shall not give his consent under subsection (2) above or his approval under subsection (3) above except after consultation with those district councils who appear to him to be concerned, and any such consent or approval may be made subject to such conditions and restrictions as he may from time to time specify and, in particular, may include conditions with respect to the transfer of the ownership and management of any housing accommodation provided by the county council to the council of the district in which the accommodation is situated and with respect to the recovery by the county council from district councils of expenditure incurred by the county council in providing accommodation.

1957 c. 56.

(5) Before the council of a county, by virtue of subsection (2) or subsection (3) above, exercise outside the county any power under Part V of the Housing Act 1957 (provision of housing accommodation) the council shall give notice to the council of the county in which they propose to exercise the power, but failure to give any such notice shall not invalidate the exercise of the power.

(6) The council of a county may undertake any activity for the purposes of or incidental to establishing the needs of the whole or any part of the county with respect to the provision of housing accommodation.

Social services  
functions.  
1970 c. 42.

**195.**—(1) Outside Greater London, the local authorities for the purposes of the Local Authority Social Services Act 1970 (in this section referred to as “the Act of 1970”) shall be the councils of non-metropolitan counties and the councils of metropolitan districts; and accordingly in section 1 of that Act for the words “counties, county boroughs” there shall be substituted the words “non-metropolitan counties, metropolitan districts”.

(2) In a non-metropolitan county each district council and the county council shall from time to time consult together with respect to the nature and extent of the accommodation needed for people who by reason of infirmity or disability (whether arising from age or otherwise) are in need of accommodation of a special character.

(3) The following proposals and schemes, so far as in force immediately before 1st April 1974, that is to say,—

- (a) proposals approved under section 20 of the National Health Service Act 1946 relating to the duties of local health authorities under section 22 of that Act (care of mothers and young children) or under section 12 of the Health Services and Public Health Act 1968 (prophylaxis, care and after-care), and
- (b) schemes approved under section 34 of the National Assistance Act 1948 (relating to the provision of accommodation, the welfare of handicapped persons and the employment of disabled persons),

shall cease to have effect ; and the local authorities who, by virtue of section 1 of the Act of 1970, as amended by subsection (1) above, are the local authorities for the purposes of that Act may, with the approval of the Secretary of State, and to such extent as he may direct shall, make arrangements for carrying out the functions to which those proposals and schemes formerly related.

(4) Any delegation scheme under section 46 of the Local Government Act 1958 (relating to health and welfare functions) which is in force immediately before 1st April 1974 shall cease to have effect.

(5) Any scheme or regional plan made by a children's regional planning committee under the Children and Young Persons Act 1969 and in force immediately before 1st April 1974 shall, subject to the provisions of that Act, continue in force with such modifications as may be necessary to take account of the replacement of the existing local authorities by the new authorities.

(6) The enactments specified in Schedule 23 to this Act, being enactments conferring social services functions on local authorities in varying capacities, shall have effect subject to the amendments specified in that Schedule, being amendments designed—

- (a) to vest those functions in the local authorities who, by virtue of section 1 of the Act of 1970, as amended by subsection (1) above, are the local authorities for the purposes of that Act ; and

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(b) to give effect to subsection (3) above, as it affects those authorities.

*Miscellaneous functions*

Police.  
1964 c. 48.

**196.**—(1) The Police Act 1964 shall be amended in accordance with the following provisions of this section.

(2) For section 2(6) of that Act there shall be substituted the following subsection:—

“(6) Section 102(5) of the Local Government Act 1972 shall apply to a committee appointed under this section as it applies to a committee appointed under that section.”

(3) In subsection (3) of section 8 of the said Act of 1964 (audit of accounts of police authorities) for the words from “and the accounts” to the end of the subsection there shall be substituted the words “shall be treated for the purposes of Part VIII of the Local Government Act 1972 as though it were included among the accounts of the council of that county, and the accounts of every combined police authority shall be audited in such manner as may be prescribed by the amalgamation scheme, and for that purpose an amalgamation scheme may apply, in relation to the accounts of the combined police authority, all or any of the provisions of the said Part VIII relating to accounts and audit, subject to such adaptations and modifications as may be prescribed by the amalgamation scheme.”

(4) Section 9 of the said Act of 1964 (acquisition of land for police purposes) shall be amended as follows:—

(a) in subsection (1), for the words from “section 176” onwards there shall be substituted the words “subsections (3) and (4) of section 120 of the Local Government Act 1972 shall apply to the acquisition of land under this subsection as they apply to the acquisition of land under that section”;

(b) at the end of subsection (2) there shall be added the words “and subsection (3) of section 121 of the Local Government Act 1972 shall apply in relation to a proposal to acquire any land in exercise of the power conferred by this subsection as it applies in relation to a proposal to acquire land in exercise of the power conferred by subsection (1) of that section”.

(5) For section 19(3) of the said Act of 1964 (powers of special constables outside their area) there shall be substituted the following subsection:—

“(3) Without prejudice to subsection (2) above, a special constable appointed for any police area shall have

all the powers and privileges of a constable—

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- (a) in the case of a police area other than the City of London, in any other police area which is contiguous to his own police area ;
- (b) in the case of the City of London, in the metropolitan police district and in any area which is contiguous to that district.”

(6) For section 23(1) of the said Act of 1964 there shall be substituted the following subsections—

“ (1) An amalgamation scheme may be approved or made under this Act—

- (a) with respect to two or more counties established by the Local Government Act 1972 ;
- (b) with respect to two or more counties proposed to be constituted, or the areas of which are proposed to be altered, by an order under Part IV of the Local Government Act 1972 ;

and subject to subsection (1A) below may be so approved or made before the relevant date.

(1A) A scheme under this section shall not come into force before the relevant date, except so far as it relates to the constitution of the combined police authority and to the performance by that authority of functions necessary for bringing the scheme into full operation on that date.

(1B) In subsections (1) and (1A) above “ the relevant date ” means in relation to an amalgamation scheme approved or made as mentioned in paragraph (a) of the said subsection (1), 1st April 1974, and in relation to an amalgamation scheme approved or made as mentioned in paragraph (b) of that subsection, the date on which the order mentioned in that paragraph comes into force.”

(7) In relation to an amalgamation scheme under section 23(1)(a) of the said Act of 1964, section 23(2) of that Act (modifications of provisions of that Act in relation to amalgamation schemes) shall have effect as if in paragraph (c)(i) for the reference to the police authority for any county there were substituted references both to the police authority for any police area existing immediately before 1st April 1974 and wholly or partly to be included in the new county and references to the council of the new county.

(8) For section 23(3) of the said Act of 1964 there shall be substituted the following subsection :—

“ (3) In the case of an amalgamation scheme to be approved or made by virtue of this section with respect to any county, any steps required by this Part of this Act to be taken before the amalgamation scheme is approved

## PART IX

or made may be taken at any time after a report on a review affecting that county, together with any proposals formulated thereon, has been submitted to the Secretary of State under sections 51(1), 58(1) and 62(5) of the Local Government Act 1972, and the Secretary of State has notified the county councils concerned of the general nature of the order which he intends to make to give effect to those proposals.”

(9) Schedule 3 to the said Act of 1964 (procedure for compulsory amalgamation schemes) shall not apply to an amalgamation scheme made by the Secretary of State under section 21(2) of that Act before 1st April 1974.

Fire services.  
1947 c. 41.

197.—(1) The proviso to section 6(1) of the Fire Services Act 1947 (obligation of Secretary of State to obtain consent of county council to a combination scheme made by him where population of the county exceeds 100,000) shall cease to have effect.

(2) A combination scheme may be made under section 5 of the said Act of 1947 before 1st April 1974 with respect to two or more new counties, but except so far as it relates to the constitution of an authority as the fire authority for the combined area and to the performance by that authority of their functions under subsection (3) below or any functions necessary for bringing the scheme into full operation on that date, the scheme shall not come into force before that date.

(3) Not later than the 1st January 1974 every council of a new county or every new fire authority established for a combined area by any such scheme which will not come into full operation until 1st April 1974 shall prepare and submit to the Secretary of State for his approval an establishment scheme for a fire brigade for the county or combined area under section 19 of the said Act of 1947 to come into force on 1st April 1974, and the Secretary of State shall, not later than 15th March 1974, approve that scheme either as submitted or subject to such modifications as he may direct.

(4) In subsection (5) of section 8 of the Fire Services Act 1947 (audit of accounts of combined fire authorities) for the words from “subject to audit” to the end of the subsection there shall be substituted the words “audited in such manner as may be prescribed by the combination scheme, and for that purpose a combination scheme may apply, in relation to the accounts of the fire authority constituted by it, all or any of the provisions of Part VIII of the Local Government Act 1972 relating to accounts and audit, subject to such adaptations and modifications as may be prescribed by the scheme”.

1947 c. 41.  
1958 c. 55.

(5) In section 10 of the Fire Services Act 1947, as amended by Schedule 8 to the Local Government Act 1958 (power to

make schemes in advance of alterations of local government areas) for the words from the beginning to "combined authorities" there shall be substituted the words "If an order is made under Part IV of the Local Government Act 1972 constituting any area as a new county or altering the area of a county", and for the words "the new county or county borough" there shall be substituted the words "the new or altered county".

**198.**—(1) The provisions of this section shall have effect in place of the provisions of sections 83 and 84 of the Food and Drugs Act 1955 (food and drugs authorities for the purposes of that Act) and accordingly any reference in the following provisions of this section to a food and drugs authority is a reference to a food and drugs authority for the purposes of that Act. Food and drugs authorities. 1955 c. 16. (4 & 5 Eliz. 2.)

(2) The food and drugs authority shall be—

(a) in England, for each county and London borough, the council of that county or borough, and for the City and the Temples, the Common Council;

(b) in Wales, for each district within a county for which the district council is not, by virtue of subsection (3) below, the food and drugs authority, the county council, and for any other district, the district council;

and accordingly, in the definition of "food and drugs authority" in section 135(1) of the Food and Drugs Act 1955 and section 132(1) of the Medicines Act 1968 (which refers to the definition in the said Act of 1955) for the words from "section" to the end of the definition there shall be substituted the words "section 198 of the Local Government Act 1972". 1968 c. 67.

(3) The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly may, at any time before 1st April 1974, make an order constituting the council of a district in Wales a food and drugs authority as from that date; and any such order may be revoked, at any time after that date, by a further order made under this subsection.

(4) A statutory instrument containing an order under subsection (3) above shall be subject to annulment in pursuance of a resolution by either House of Parliament.

(5) In any case where, by virtue of an order under subsection (3) above, a district council in Wales cease to be a food and drugs authority, anything done before the date on which the order takes effect by, to or before the district council shall have effect for the purposes of the Food and Drugs Act 1955 as if done by, to or before the county council who on that date become the food and drugs authority for the district concerned; and any proceedings under that Act which on that date were pending by or against the district council as food and drugs

**PART IX** authority may be continued accordingly by or against the county council.

Amendments  
of Food and  
Drugs Act  
1955 and  
related local  
Acts.

1955 c. 16.  
(4 & 5 Eliz. 2).

**199.**—(1) In the Food and Drugs Act 1955 (in this section referred to as “the Act of 1955”) in section 23(1) (prevention of spread of disease by ice cream) for the words “medical officer of health of” there shall be substituted the words “local authority for”.

(2) In section 35(2)(b) of the Act of 1955 (authority responsible for granting certain licences in respect of milk) after the words “county councils” there shall be inserted the words “food and drugs authorities”.

(3) In section 49(1) of the Act of 1955 (establishment or acquisition of markets by local authorities) for the words from “borough” to “rural district” there shall be substituted the word “district”.

(4) So much of sections 51 and 52 of the Act of 1955 and of any local Act applying to an area in England and Wales as confers functions on the Secretary of State with respect to the fixing of market days and hours or the determination of stallages, tolls and other charges for the purposes of markets shall cease to have effect; and accordingly, in subsection (2) of the said section 52, for the words from “charges not exceeding” to the end of the subsection there shall be substituted the words “such charges as the authority may from time to time determine”.

(5) In section 85 of the Act of 1955 (local authorities for the purposes of that Act) for paragraph (d) there shall be substituted the following paragraph:—

“(d) as respects any district or London borough, the council of the district or borough”.

(6) In section 86 of the Act of 1955 (meaning of “authorised officer”) subsections (2) and (3) and paragraphs (a) to (c) of subsection (4) shall cease to have effect.

(7) In section 89 of the Act of 1955, subsection (3) (approval of Minister of Agriculture, Fisheries and Food required for appointment, etc. of a public analyst) shall cease to have effect.

(8) For subsection (2) of section 109 of the Act of 1955 (local authorities empowered to institute certain proceedings) there shall be substituted the following subsection:—

“(2) Subject to the next following subsection, a food and drugs authority or a local authority may institute proceedings under any section of, or any regulations made under, this Act if, and only if, they are the authority charged with the execution and enforcement thereof, except that a local authority may institute proceedings under section 2 of this Act if the offence alleged relates to food which is alleged to contain some extraneous matter.”



(9) In Schedule 6 to the Act of 1955 (provisions to be enforced by particular authorities) at the end of paragraph (b) of the entries in the second column relating to food and drugs authorities there shall be inserted the words "and regulations under section 33"; and both columns of the entry beginning "Councils of counties" shall be omitted.

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**200.**—(1) The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly may make an order conferring on the council of a district in Wales, with respect to the district, the functions which, apart from the order, would be exercisable by the county council under sections 4 and 5 of the Agricultural Produce (Grading and Marking) Act 1928 (cold and chemical storage of eggs in registered premises).

Power to confer on district councils in Wales certain functions relating to agriculture.

1928 c. 19.

(2) The Minister of Agriculture, Fisheries and Food and the Secretary of State acting jointly may make an order imposing on the council of a district in Wales, with respect to the district, the duty which, apart from the order, would be imposed on the county council by section 67 of the Agriculture Act 1970 (enforcement of provisions of that Act relating to fertilisers and feeding stuffs).

1970 c. 40.

(3) The Minister of Agriculture, Fisheries and Food may make an order imposing on the council of a district in Wales, with respect to the district, the duty which, apart from the order, would be imposed on the county council by section 108(8) of the Medicines Act 1968 (enforcement of certain provisions made by or under that Act).

1968 c. 67.

(4) If and so long as an order under subsection (1), subsection (2) or subsection (3) above confers any functions or imposes any duty on a district council in Wales, references in the enactment or enactments to which the order relates—

- (a) to the county council shall be construed as including references to that district council, and
- (b) to the area of the county (however expressed) shall be construed, in relation to the council of the county in which the district is situated, as references to the area of the county exclusive of that district.

(5) The power to make an order—

- (a) under subsection (1) above conferring functions on a district council in Wales, or
- (b) under subsection (2) or subsection (3) above imposing a duty on a district council in Wales.

shall cease to be exercisable on 1st April 1974, but an order made under any of those subsections may be revoked at any time after that date, by a further order made under the same subsection.

## PART IX

(6) A statutory instrument containing an order under subsection (1), subsection (2) or subsection (3) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

1928 c. 19.

(7) Notwithstanding anything in section 5 of the Agricultural Produce (Grading and Marking) Act 1928, in respect of any period during which, by virtue of an order under subsection (1) above, functions under sections 4 and 5 of that Act are conferred on the council of a district in Wales, any expenses incurred under that Act by the council of the county in which that district is situated shall be treated as special expenses chargeable only on the remainder of the county.

(8) In any case where, by virtue of an order under subsection (1), subsection (2) or subsection (3) above revoking a previous order under that subsection, functions conferred or a duty imposed by that previous order on a district council in Wales cease to be so conferred or imposed, anything done before the date on which the order takes effect by, to or before the district council shall have effect for the purposes of the enactment or enactments to which the order relates as if done by, to or before the county council by whom those functions become exercisable on that date or, as the case may be, on whom that duty is imposed on that date; and any proceedings under that enactment or those enactments which on that date were pending by or against the district council may be continued accordingly by or against the county council.

Local weights  
and measures  
authorities.  
1963 c. 31.

**201.**—(1) The provisions of subsections (2) to (4) below shall have effect in place of the provisions of section 34 and subsections (1) and (2) of section 35 of the Weights and Measures Act 1963 (local weights and measures authorities in England and Wales).

(2) The local weights and measures authority shall be—

- (a) in England, for each county and London borough, the council of that county or borough, for the City and the Temples, the Common Council, and for the Isles of Scilly, the Council of the Isles of Scilly;
- (b) in Wales, for each district within a county for which the district council are not, by virtue of subsection (3) below, the local weights and measures authority, the county council, and for any other district, the district council.

(3) The Secretary of State may, at any time before 1st April 1974, make an order designating the council of a district in Wales a local weights and measures authority as from that date; and any such order may be revoked, at any time after that date, by a further order made by the Secretary of State.

(4) A statutory instrument containing an order under subsection (3) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(5) Without prejudice to the powers of local authorities under Parts VI and VII of this Act, section 5 of the 1963 Act and the Local Authorities (Goods and Services) Act 1970, section 37 of the Weights and Measures Act 1963 (power for local weights and measures authorities to combine) shall cease to apply to local authorities in England and Wales except with respect to any agreement under that section entered into before 1st April 1974 by any two or more local weights and measures authorities for areas within Greater London and, subject to subsection (6) below, references in any enactment to section 37 of the Weights and Measures Act 1963 or to any agreement thereunder shall be construed accordingly. 1970 c. 39.  
1963 c. 31.

(6) In section 40 of the Weights and Measures Act 1963 (expenses of authorities and compensation for officers)—

(a) in subsection (1) for the words from the beginning to “section 37 of this Act” there shall be substituted the words “In respect of any period during which a district council in Wales are the local weights and measures authority for their district”, after the words “Cran Measures Act 1908” there shall be inserted the words “the Fabrics (Misdescription) Act 1913 or the Trade Descriptions Acts 1968 and 1972”, and the words “borough or”, in each place where they subsequently occur, shall be omitted; 1908 c. 17.  
1913 c. 17.

(b) subsection (2) (which, for England and Wales, is superseded by the provisions of Part XII of this Act) shall cease to have effect in England and Wales; and

(c) subsection (3) (which is spent) shall cease to have effect.

(7) Section 47 of the Weights and Measures Act 1963 (power of Secretary of State to make regulations with respect to the manner of performance of their functions by local weights and measures authorities and inspectors) shall cease to have effect with respect to authorities and inspectors in England and Wales.

(8) A local weights and measures authority may make, or assist in the making of, arrangements to provide advice to or for the benefit of consumers of goods and services within the area of the authority.

**202.**—(1) Each metropolitan county shall become a passenger transport area for the purposes of Part II of the Transport Act 1968, and the Passenger Transport Authority for that area shall be the county council, and, subject to the following provisions of this section, the provisions of the said Part II, other than subsections (1), (2) and (4) of section 9 thereof, shall have effect Public transport in passenger transport areas.  
1968 c. 73.

**PART IX** in relation to the area of each metropolitan county as if the area had been designated by an order under that section and as if the Authority were established by the order.

1968 c. 73. (2) Subject to subsection (3) below, Part II of the Transport Act 1968 shall have effect in its application to England and Wales subject to the amendments specified in Part I of Schedule 24 to this Act, being amendments—

- 1969 c. 35.
- (a) to assimilate in certain respects the provisions of the said Part II to those of Part II of the Transport (London) Act 1969 ;
  - (b) to make further provision with respect to the control of a Passenger Transport Executive by the Passenger Transport Authority ; and
  - (c) to remove, or to transfer to the Passenger Transport Authority, certain functions originally conferred on the Secretary of State.

1970 c. 24. (3) In any case where a passenger transport area is coterminous with the area of a county in England or Wales, whether by virtue of subsection (1) above or of an order under section 9 of the Transport Act 1968, Part II of that Act shall have effect subject to the modifications in Part II of Schedule 24 to this Act ; and in section 16(1) of the Finance Act 1970 (exclusion of amounts precepted under section 13 of the Transport Act 1968 and certain grants in computing profits chargeable to corporation tax of a Passenger Transport Executive or the London Transport Executive) at the end of paragraph (a) there shall be added the words “ and, in any case where that section has effect as set out in Part II of Schedule 24 to the Local Government Act 1972, any grants made to such Executives under that section ”.

(4) Subject to any provision made by virtue of subsection (5) below, in relation to each metropolitan county the Secretary of State shall by order made before 1st April 1974 make provision for the establishment of a Passenger Transport Executive, and such an order may make such other provision—

- (a) as, by virtue of subsection (4) of section 9 of the Transport Act 1968, could be included in an order under subsection (1) of that section designating a county as a passenger transport area, and
- (b) as, by virtue of any provision of section 17 of that Act (transfer to Executive of local authority transport undertakings), could be made by an order under subsection (1) of that section relating to a passenger transport area consisting of a county ;

and in so far as such an order makes any such provision as is referred to in paragraph (b) above, the provisions of subsections

(3), (5) and (6) of the said section 17 (compensation for loss of employment and vesting of property, rights and liabilities) shall apply as they apply in relation to an order under subsection (1) of that section.

(5) The Secretary of State may by order make, in relation to each of the existing passenger transport areas, such transitional provisions as appear to him to be expedient in consequence of subsection (1) above, and any such order may, in particular,—

(a) provide that the Passenger Transport Executive for an existing passenger transport area shall become the Executive for the relevant metropolitan county ;

(b) modify any provision of Part II of the Transport Act 1968 and of this section in its application to an existing passenger transport area ;

(c) amend any order which has been made under the said Part II in relation to such an area ; and

(d) dissolve existing Authorities.

(6) For the purposes of subsection (5) above, the existing passenger transport areas are those areas designated before the passing of this Act for the purposes of Part II of the Transport Act 1968, each of which comprises the whole or the greater part of an area which becomes a metropolitan county by virtue of this Act, and “the relevant metropolitan county” in relation to an existing passenger transport area means the county the area of which is so comprised.

(7) A statutory instrument containing an order under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament, and subsections (3) to (5) of section 22 of the Transport Act 1968 (special provisions for challenging certain orders under Part II of that Act) shall apply in relation to orders under this section as they apply in relation to orders under sections 9(1) and 17(1) of that Act.

(8) Expressions used in this section have the same meanings as in the Transport Act 1968.

**203.**—(1) Within each non-metropolitan county, it shall be the duty—

(a) of the county council, acting in consultation with persons providing bus services within the county and, so far as appropriate, with the Railways Board, to develop policies which will promote the provision of a co-ordinated and efficient system of public passenger transport to meet the needs of the county and, for that purpose, to take such steps to promote the co-ordination, amalgamation and re-organisation of road passenger transport undertakings in the county as appear to the county council to be desirable ;

## PART IX

(b) of each of the district councils in the county who are carrying on a road passenger transport undertaking to operate that undertaking in accordance with the policies developed by the county council as mentioned in paragraph (a) above ; and

(c) of each of the persons providing bus services within the county and of the Railways Board to co-operate with one another in the exercise and performance of their respective functions for the purpose of co-ordinating the passenger transport services within the county and to afford to one another such information as to proposed changes in their services as may be reasonably required for that purpose.

(2) For the purpose of such co-operation as is referred to in subsection (1)(c) above, the Railways Board and each of the other persons mentioned in that subsection shall have power to enter into such arrangements with one another with respect to the exercise and performance of their respective functions on such terms as may appear to them to be expedient, including arrangements for the establishment under the Companies Acts of, and the transfer of assets to, one or more companies controlled (severally or jointly) by the parties to the arrangements.

(3) The council of a non-metropolitan county or non-metropolitan district may make grants towards any costs incurred by persons carrying on public passenger transport undertakings wholly or partly in the county or district, as the case may be ; and in any case where, in carrying out their duty under subsection (1)(b) above, a district council incur expenditure which they would not otherwise have incurred or receive less revenue than they would otherwise have done, the district council may, by notice to the county council, require the county council to reimburse the amount of that expenditure or of that reduction in revenue.

(4) If any amount which, in accordance with a notice under subsection (3) above, a county council are required to reimburse to a district council is not determined by agreement between those councils within six months of the receipt of the notice or such longer period as may be agreed between them, the amount shall be determined by an arbitrator appointed either by agreement between those councils or, in default of such agreement, by the President of the Institute of Municipal Treasurers and Accountants.

(5) The following expenditure shall not be relevant expenditure for the purposes of section 1 of the Local Government Act 1966, namely—

(a) any expenditure incurred by a council in making grants under subsection (3) above ;

(b) any expenditure incurred by a county council in reimbursing a district council in pursuance of a notice under that subsection ; and PART IX

(c) any expenditure incurred by a district council who carry on a road passenger transport undertaking in meeting a deficit incurred in the running of the undertaking.

(6) Expressions used in this section have the same meanings as in the Transport Act 1968.

1968 c. 73.

**204.**—(1) The districts in Wales shall be the areas for which polls under section 66 of the Licensing Act 1964 (Sunday closing in Wales) may be held, but in relation to each such district, until such a poll is held and the decision on the poll takes effect in the district in accordance with section 67(4) of that Act, the areas in which subsection (1) of the said section 66 does or does not have effect shall be the same on and after 1st April 1974 as before that date. Licensing: licensed premises, cinemas, theatres and refreshment houses. 1964 c. 26.

(2) Any reference in Part VII of the Licensing Act 1964 (licensing planning areas) to a local planning authority shall be construed as a reference to a district planning authority only.

(3) In the case of premises situated outside Greater London, notice of an application for a justices' licence under Schedule 2 to the Licensing Act 1964 shall be given to the proper officer of the district council instead of to the clerk to the rating authority.

(4) In consequence of the preceding provisions of this section and of section 217 below, the Licensing Act 1964 shall have effect subject to the amendments specified in Part I of Schedule 25 to this Act.

(5) Outside Greater London the functions of issuing licences under the Cinematograph Act 1909 and of allowing cinema entertainments under section 1 of the Sunday Entertainments Act 1932 shall be exercisable by district councils, and accordingly, in its application in England and Wales, the said Act of 1909 shall have effect subject to the following modifications:— 1909 c. 30. 1932 c. 51.

(a) for the words " county council ", in each place where they occur, there shall be substituted the words " district council ",

(b) for the words " council of the county ", in both places where they occur in section 7(3), there shall be substituted the words " council of the district ", and

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- 1963 c. 33. (c) sections 5 and 6 shall be omitted ;  
and in section 52(2) of the London Government Act 1963 (application of Acts of 1909 and 1932 to Greater London) for the word " county ", in both places where it occurs, there shall be substituted the word " district " .
- 1968 c. 54. (6) In section 18(1) of the Theatres Act 1968, in the definition of " licensing authority ", for paragraph (b) there shall be substituted the following paragraph:—  
" (b) as respect premises in a district in England or Wales, the council of that district " ;
- 1925 c. 50. and in the definition of " registration authority " in section 13 of the Theatrical Employers Registration Act 1925, as it applies in England and Wales, for the words " county borough " there shall be substituted the words " London borough " and for the words " the council of the county " there shall be substituted the words " the council of the district " .
- 1926 c. 31. (7) In section 2 of the Home Counties (Music and Dancing) Licensing Act 1926 (which among other things defines " the council " for the purposes of that Act) for the words from " the expressions ' county ' " to " county borough ", in the third place where those words occur, there shall be substituted the words " the expression ' council ' means the council of the district " and in Schedule 1 to that Act (areas of the Act's application) the references to the administrative counties of Buckinghamshire, Essex, Hertfordshire and Kent shall be construed as references to the new counties of Buckinghamshire, Essex, Hertfordshire and Kent.
- (8) The provisions of Part II of Schedule 25 to this Act shall have effect for the purpose of conferring a right of appeal with respect to licences under the Home Counties (Music and Dancing) Licensing Act 1926 ; and any reference in that Part of that Schedule—  
(a) to the 1926 Act is a reference to the said Act of 1926, or  
(b) to a licence is a reference to a licence under section 3 of the 1926 Act.
- 1969 c. 53. (9) In section 2(2) of the Late Night Refreshment Houses Act 1969 (licensing authorities under that Act) for the words " county and county borough councils " there shall be substituted the words " district councils " .
- Rent officers and rent tribunals.  
1968 c. 23. 205.—(1) Every scheme made under section 40 of the Rent Act 1968 (schemes for appointment of rent officers) and relating to the area of an existing local authority outside Greater London shall cease to have effect on 1st April 1974 and, before that date, the Secretary of State shall, after consultation with the council



of each county established under this Act, make a scheme for the council's area under the said section 40 to come into force on that date.

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(2) A scheme made by virtue of subsection (1) above may, in respect of a time before 1st April 1974, confer functions or impose obligations on the council of a county established under this Act or the proper officer thereof, and section 41 of the Rent Act 1968 (default powers) shall apply in relation to any function or obligation so conferred or imposed, notwithstanding that the scheme itself has not yet come into force. 1968 c. 23.

(3) Every rent tribunal appointed for a district in which Part VI of the Rent Act 1968, as originally enacted, has effect, other than a tribunal for a district within Greater London, shall be dissolved on 1st April 1974, and, without prejudice to the continued existence of any such tribunal until that date, for the purpose of establishing, under section 69 of that Act as set out in subsection (4) below, new rent tribunals to exercise jurisdiction on and after that date, the Secretary of State may at any time before that date (and notwithstanding that the said section 69 is not then in force) exercise in relation to any such new rent tribunal—

- (a) the powers of appointment and direction conferred on him by Schedule 10 to the Rent Act 1968 ; and
- (b) the powers of direction conferred on him by subsection (3) of section 69 of that Act, as set out in subsection (4) below.

(4) On 1st April 1974 section 68 of the Rent Act 1968 (operation of Part VI) shall cease to have effect and the following section shall be substituted for section 69 of that Act:—

“ Establish-  
ment of rent  
tribunals  
for districts. 69.—(1) A tribunal (in this Part of this Act referred to as a “ rent tribunal ”) shall be established for each area which is a district for the purposes of this Part of this Act and the provisions of Schedule 10 to this Act shall have effect with respect to rent tribunals.

(2) Subject to subsections (3) and (4) below, each of the following areas shall be a district for the purposes of this Part of this Act—

- (a) a non-metropolitan county ;
- (b) a metropolitan district ;
- (c) a London borough ; and
- (d) the City of London which, for this purpose, shall include the Inner Temple and the Middle Temple.

## PART IX

(3) The Secretary of State may direct—

- (a) that an area consisting of the whole or part of any two or more of the districts referred to in subsection (2) above shall be treated as a single district for the purposes of this Part of this Act ; or
- (b) that different parts of any such district as is referred to in that subsection shall be treated as separate districts for those purposes.

(4) This Part of this Act shall not have effect in the Isles of Scilly."

Public  
libraries and  
museums  
(England).  
1964 c. 75.

**206.** The local authorities for the purposes of the Public Libraries and Museums Act 1964 in England shall be county councils, the Greater London Council, London borough councils, district councils, the Common Council and the Council of the Isles of Scilly and, subject to the provisions of section 5 of that Act, each of the following authorities, that is to say—

- (a) the council of a non-metropolitan county ;
- (b) the council of a London borough and the Common Council ;
- (c) the council of a metropolitan district ;

shall be a library authority for those purposes.

Public  
libraries and  
museums  
(Wales).  
1964 c. 75.

**207.—**(1) The local authorities for the purposes of the Public Libraries and Museums Act 1964 in Wales shall be county councils and district councils and, subject to the provisions of section 5 of that Act, each of the following authorities, that is to say—

- (a) the council of a county ;
- (b) the council of a district who have been constituted a library authority under the following provisions of this section ;

shall be a library authority for those purposes.

(2) The council of a district in Wales may at any time before 1st April 1974 apply to the Secretary of State for an order constituting the council a library authority and the Secretary of State may, if he thinks it expedient to do so having regard to—

- (a) the capacity of the council to provide an efficient library service for their district ; and
- (b) the effect which the order would have on the library service which is to be provided by the council of the new county comprising that district ;

and after consulting the council of the new county, make an order constituting the district council a library authority as from a date, not earlier than 1st April 1974, specified in the order.

(3) While the Secretary of State is considering an application by the council of a district for an order under subsection (2) above, he may make an order constituting that council a library authority for a period beginning with 1st April 1974 and ending on a date specified by the Secretary of State on deciding to make or not to make the order applied for.

(4) A council of a district in Wales which is not a library authority may within the period of six months beginning with any review date apply to the Secretary of State for an order constituting the council a library authority and if, after consulting the authority which is then the library authority for that district and after taking account of any likely changes in the area and population of that district and of any other matters appearing to him to be relevant, the Secretary of State is of the opinion that the order would lead to an improvement in the library facilities in that district and would not prejudicially affect the library facilities in the county or the area of the joint board, as the case may be, he may make an order constituting the council a library authority as from a date specified in the order.

(5) Where during the said period of six months the Secretary of State is satisfied, after consulting the council of a district which is a library authority and such other library authorities as appear to him to be concerned, that if the council of the district ceased to be a library authority, that would lead to an improvement in the library facilities in that district or in the county or area of the joint board, as the case may be, he may by order provide that as from a date specified in the order the council of that district shall cease to be a library authority.

(6) An order under this section constituting a district council a library authority may impose on the district council such conditions as the Secretary of State thinks fit for securing the performance by them of their functions under the Public Libraries and Museums Act 1964 c. 75.

(7) A statutory instrument containing an order under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(8) In this section "review date" means 1st April in 1984 and every tenth year thereafter.

**208.**—(1) It shall not be necessary for any local authority within the meaning of the Public Libraries and Museums Act 1964 to obtain the consent of the Secretary of State to the provision of a museum or art gallery under section 12(1) of that Act or to the transfer of a museum or art gallery and its collections under section 12(2) of that Act, or to apply for an Amendments of Public Libraries and Museums Act 1964.

## PART IX

order under section 15(2) of that Act for the purpose of amalgamating a fund established under that section with a similar fund maintained under a local Act, and accordingly in the said section 15(2) for the words after "aforesaid" there shall be substituted the words "it may amalgamate the funds, but without prejudice to the effect of any condition attached to any particular gift received by the authority".

(2) The powers conferred by section 14 of the said Act of 1964 (contributions to expenses of museums and art galleries) on certain local authorities shall be exercisable by every local authority within the meaning of that Act, whether or not a library authority or maintaining a museum or art gallery.

(3) The following additional amendments shall be made in the said Act of 1964—

- (a) in section 4(2)(a), after the word "council" there shall be inserted the words "in Wales";
- (b) in sections 5(3), 6(5) and (6), 10(2), 11(2) and 21, for the words "non-county borough or urban district", wherever occurring, there shall be substituted the words "district in Wales";
- (c) in the proviso to section 5(3), for the words from "at the request" to "40,000" there shall be substituted the words "if the Secretary of State thinks fit";
- (d) in section 6(6), after the word "above" there shall be inserted the words "or under section 207 of the Local Government Act 1972";
- (e) in section 6(7), for the words from the beginning to "above he" there shall be substituted the words "Where the council of a district in Wales are constituted a library authority under section 207 of the Local Government Act 1972, the Secretary of State", and for the words "approved council" there shall be substituted the words "council so constituted";
- (f) in section 11(2), the reference to section 60(2) of the Local Government Act 1958 shall be construed as a reference to section 255 below;
- (g) in section 15(1), after the word "maintaining" there shall be inserted the words "or proposing to provide" and for the words from "for the time being" onwards there shall be substituted the words "which the authority maintains or proposes to provide under that section";
- (h) in section 16, for the words "local authority" there shall be substituted the words "library authority";

1958 c. 55.

- (i) in section 21, in subsections (1) and (3) after the words “county council” there shall be inserted the words “in Wales” and in subsection (1) the words from “and expenses” onwards shall cease to have effect;
- (j) in section 24(1), for the words “this Act” there shall be substituted the words “the provisions of this Act relating to libraries” and for the word “county” there shall be substituted the words “non-metropolitan county”;
- (k) in Schedule 2, in paragraph 2(1), the words from “but except” onwards shall cease to have effect.

**209.**—(1) The local education authority for any area outside Greater London shall undertake in that area the performance of the functions of such an authority under a scheme in force immediately before 1st April 1974 under section 10 of the Employment and Training Act 1948 (provision of youth employment services by local education authorities) so far as it relates to that area, and any such scheme shall have effect subject to any necessary modifications in consequence of this Act. Youth employment services. 1948 c. 46.

(2) In section 18(1) of the said Act of 1948, for the definition of “local authority” there shall be substituted the definition “‘local authority’ means a county council, district council, London borough council or the Common Council of the City of London”.

**210.**—(1) Where, immediately before 1st April 1974, any property is held, as sole trustee, exclusively for charitable purposes by an existing local authority for an area outside Greater London, other than the parish council, parish meeting or representative body of an existing rural parish in England (but including the corporation of a borough included in a rural district), that property shall vest (on the same trusts) in a new local authority in accordance with subsections (2) to (5) below. Charities.

(2) Subject to subsection (3) below, where the property is held by one of the existing authorities specified below, and is so held for the benefit of, or of the inhabitants of, or of any particular class or body of persons in, a specified area, the property shall vest in the new authority specified below, the area of which comprises the whole or the greater part of that specified area, and where the property is so held but is not held for such a benefit, it shall vest in the new authority specified below, the area of which comprises the whole or the greater part of the area of the existing authority, that is to say—

- (a) where the existing authority is a county council, the new authority is the council of the new county;

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- (b) where the existing authority is the council of a borough or urban district in England, the new authority is the council of the parish constituted under Part V of Schedule 1 to this Act or, where there is no such parish, the council of the district ;
- (c) where the existing authority is the council of a borough or urban district in Wales, the new authority is the council of the community or, where there is no such council, the council of the district ; and
- (d) where the existing authority is a rural district council, then, if the rural district is coextensive with a parish, the new authority is the parish council, and in any other case the new authority is the council of the district.

1960 c. 58.

(3) Where the property is held by an existing county council or county borough council for the purposes of a charity registered in the register established under section 4 of the Charities Act 1960 in any part of that register which is maintained by the Secretary of State by virtue of section 2 of that Act (educational charities) then—

- (a) if the property is so held for the benefit of, or of the inhabitants of, or of any particular class or body of persons in, a specified area, the property shall vest in the new authority which is the local education authority for the whole or the greater part of that specified area, and
- (b) in any other case, the property shall vest in the new authority which is the local education authority for the whole or the greater part of the area of the existing county council or county borough council by which the property is held.

(4) Where the property is held by the corporation of a borough included in a rural district, it shall vest in the parish council for the parish consisting of the area of the existing borough.

(5) Where the property is held by the parish council, parish meeting or representative body of an existing rural parish in Wales, then—

- (a) in the case of property held by an existing parish council, the property shall vest in the community council for the community or group of communities, the area or areas of which are co-extensive with the area of the parish or parishes for which the existing parish council act ;
- (b) in the case of property held by the parish meeting or representative body of an existing parish the area of which is comprised in a community for which there

is a community council, the property shall vest in that community council ; and

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- (c) in any other case, the property shall vest in the council of the district which comprises the area of the existing rural parish.

(6) Where, immediately before 1st April 1974, any power with respect to a charity, not being a charity incorporated under the Companies Acts or by charter, is under the trusts of the charity or by virtue of any enactment vested in, or in the holder of an office connected with, any existing local authority to which subsection (1) above applies, that power shall vest in, or in the holder of the corresponding office connected with, or (if there is no such office) the proper officer of, the corresponding new authority, that is to say, the new authority in which, had the property of the charity been vested in the existing local authority, that property would have been vested under subsections (1) to (5) above.

(7) References in subsection (6) above to a power with respect to a charity do not include references to a power of any person by virtue of being a charity trustee thereof ; but where under the trusts of any charity, not being a charity incorporated under the Companies Acts or by charter, the charity trustees immediately before 1st April 1974 include either an existing local authority to which subsection (1) above applies or the holder of an office connected with such an existing local authority, those trustees shall instead include the corresponding new authority as defined in subsection (6) above or, as the case may require, the holder of the corresponding office connected with, or (if there is no such office) the proper officer of, that authority.

(8) In section 10(1) of the War Charities Act 1940 (registration authorities) for paragraph (b) there shall be substituted the following paragraph—

“(b) as respects any London borough, the council of the borough”

and in paragraph (d) for the word “county” there shall be substituted the words “non-metropolitan county or metropolitan district”.

(9) The Charities Act 1960 shall have effect subject to the following amendments:—

- (a) in section 10(1) (local authorities' index of local charities) for the word “borough” there shall be substituted the words “district or London borough” ;
- (b) in section 11 (reviews of local charities by local authority) in subsections (1) and (4) for the word

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“borough” there shall be substituted the words “district or London borough”, and in subsection (5) for the words “to (7)” there shall be substituted the words “and (5)”;

- (c) in section 12(1) (co-operation between charities and local authorities) for the words “county borough, of a metropolitan borough” there shall be substituted the words “London borough”;
- (d) all the words in section 18(12) from “but a parish” to the end shall be omitted;
- (e) the powers of appointment under subsections (3), (4) and (5) of section 37 (parochial charities) shall, in the case of a community in Wales for which there is no community council, be exercisable by the district council, and, in the case of an existing urban parish in England which after 1st April 1974 is not comprised in a parish, the power of appointment under subsection (5) of that section shall be exercisable by the district council; and
- (f) in Schedule 3 (enlargement of areas of local charities) in both columns of paragraphs 3 and 4, for the word “borough”, in each place where it occurs, there shall be substituted the word “district”; in paragraph 4(iv) (in column 2) for the words “parish or parishes (civil or ecclesiastical)” there shall be substituted the word “district”.

(10) Nothing in the foregoing provisions of this section shall affect any power of Her Majesty, the court or any other person to alter the trusts of any charity and nothing in those provisions shall apply in a case to which section 211 below applies.

(11) In this section the expression “local authority”, in relation to a parish, includes a parish meeting and the representative body of a parish, and the expressions “charitable purposes”, “charity”, “charity trustees”, “court” and “trusts” have the same meanings as in the Charities Act 1960.

1960 c. 58.

Welsh Church funds.

**211.**—(1) Any property which, immediately before 1st April 1974, is vested in the council of an existing county or county borough in Wales and is required to be applied in accordance with a scheme under section 19 of the Welsh Church Act 1914 (application of Welsh Church funds for charitable or eleemosynary purposes) shall be vested, by virtue of this Act, in the council of the new county which comprises the whole or the greater part of the area of that existing county or county borough.

1914 c. 91.



(2) Where, by virtue of subsection (1) above, property vested in the council of an existing county becomes vested in the council of a new county which does not comprise the whole of the area of the existing county, the new county council shall transfer an apportioned part of the property to each of the other new county councils whose areas include parts of the area of the existing county.

(3) An apportionment for the purposes of subsection (2) above shall be made by agreement between the new county councils concerned, or, in default of such an agreement, shall be determined by arbitration before a single arbitrator appointed by agreement between those councils or, in default of such an agreement, appointed by the Secretary of State.

(4) The vesting or transfer of any property by virtue of this section shall not affect the application of the property in accordance with the scheme under section 19 of the Welsh Church Act 1914 which is applicable to it immediately before 1st April 1974 or the amendment or revocation of any such scheme by a further scheme under that section. 1914 c. 91.

**212.**—(1) With respect to any local land charge within the meaning of section 15 of the Land Charges Act 1925 which affects land situated outside Greater London, the proper officer to act as local registrar under that section shall be the proper officer of the council of the district in which the land affected is situated. Local land charges.  
1925 c. 22.

(2) In so far as provision made by or under any enactment requires the proper officer of a local authority of any description to register any notice, order, scheme, agreement, restriction, prohibition, condition or other instrument or matter in a register of local land charges, then, except in relation to land in Greater London, that provision shall be construed as requiring the proper officer of the district council concerned to register it.

(3) In consequence of the provisions of this section—

- (a) in section 33 of the Civil Aviation Act 1949, in subsection (1), for the words from “county” to the end of the subsection there shall be substituted the words “district or London borough and the Common Council of the City of London”; and 1949 c. 67.
- (b) in section 30(8) of the Land Drainage Act 1961, after the words “proper officer of the” there shall be inserted the word “district”. 1961 c. 48.

(4) Notwithstanding anything in section 270(3) of this Act, in this section “the proper officer” means the person who, by

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1925 c. 22.  
1972 c. 61.

virtue of section 19 of the Land Charges Act 1925, as set out in Schedule 4 to the Land Charges Act 1972, is the proper officer to act as local registrar.

Local licence duties.

**213.**—(1) The power to levy the duties on the following licences, namely—

1927 c. 21.

(a) moneylenders' licences under the Moneylenders Act 1927,

1872 c. 93.

(b) pawnbrokers' licences under the Pawnbrokers Act 1872,

(c) licences for keeping dogs, and

(d) licences for dealing in game or for killing game,

shall, in England and Wales outside Greater London, be vested in the councils of districts.

1908 c. 16.

(2) In accordance with subsection (1) above, section 6 of the Finance Act 1908 (licences for dealing in game and killing game) shall be amended as follows:—

(a) in subsection (1), for the words from "as from" to the end of the subsection there shall be substituted the words "in England and Wales be vested in the councils of districts";

(b) in subsection (2), the words from "fix" to "transfer, and may" shall be omitted, for the words "county councils" there shall be substituted the words "district councils", and the words from "The transfer under this section" to "any such adjustment" shall be omitted and at the end of the subsection there shall be added the words "and as if any reference in those provisions to a county council were a reference to a council having power to levy those duties after 1st April 1974"; and

(c) for subsection (5) there shall be substituted the following subsection:—

"(5) In relation to Greater London, references in this section to a district council shall be construed as references to the council of a London borough or the Common Council of the City of London".

1949 c. 47.

(3) In accordance with subsection (1) above, section 15 of the Finance Act 1949 (the licences referred to in paragraphs (a) and (b) of that subsection) shall be amended as follows:—

(a) in subsection (1), for the words "transferred to county and county borough councils" there shall be substituted the words "vested in district councils"; and

(b) in subsections (2) and (3), for the words "county or county borough", and in subsection (7) for the words

“ county and county borough ” there shall be substituted the word “ district ” ; and

(c) after subsection (8) there shall be added the following subsection:—

“ (8A) In relation to Greater London, references in this section to a district council shall be construed as references to the council of a London borough or the Common Council of the City of London ”.

(4) In accordance with subsection (1) above, in subsection (1) of section 7 of the Dog Licences Act 1959 for the words “ counties and county boroughs ” there shall be substituted the words “ districts and London boroughs and the Common Council of the City of London ” and in subsection (2) of that section for the words “ counties and county boroughs ” there shall be substituted the words “ districts and London boroughs and the City of London ”. 1959 c. 55.

**214.**—(1) The following authorities, that is to say, the councils of districts, London boroughs, parishes and communities, the Common Council and the parish meetings of parishes having no parish council, whether separate or common, shall be burial authorities for the purposes of, and have the functions given to them by, the following provisions of this section and Schedule 26 to this Act ; and— Cemeteries and crematoria.

(a) the powers conferred by the Burial Acts 1852 to 1906 to provide burial grounds shall cease to be exercisable ; and

(b) any existing burial board, joint burial board or joint committee with the powers of such a board established under the Burial Act 1852 or section 53(2) of the Local Government Act 1894 or by any local statutory provision shall cease to exist. 1852 c. 85.  
1894 c. 73.  
(56 & 57 Vict.)

(2) Burial authorities may provide and maintain cemeteries whether in or outside their area.

(3) The Secretary of State may by order make provision with respect to the management, regulation and control of the cemeteries of burial authorities and any such order may—

(a) impose a fine for any contravention of the order ; and

(b) contain such provision amending or repealing any enactment (including any enactment in Schedule 26 to this Act) or revoking any instrument made under any enactment as appears to the Secretary of State to be necessary or proper in consequence of the order.

(4) An order under this section may only be made after consultation with associations appearing to the Secretary of State

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to be representative of local authorities and with other bodies appearing to him to be concerned, and any such order shall be of no effect unless approved by a resolution of each House of Parliament.

(5) A burial authority within the meaning of this section, other than a parish meeting, shall also be a burial authority for the purposes of the Cremation Acts 1902 and 1952.

(6) A burial authority may contribute towards any expenses incurred by any other person in providing or maintaining a cemetery in which the inhabitants of the authority's area may be buried.

(7) Schedule 26 to this Act shall have effect with respect to the exercise of functions of burial authorities and the management of cemeteries and crematoria and for making amendments and modifications of the enactments relating to cemeteries and crematoria.

(8) In this section and that Schedule "cemetery" includes a burial ground or any other place for the interment of the dead (including any part of any such place set aside for the interment of a dead person's ashes).

Maintenance  
of a closed  
churchyard.  
1914 c. 91.

215.—(1) Subject to subsection (2) below, where outside the area subject to the Welsh Church Act 1914 a churchyard has been closed by an Order in Council, the parochial church council shall maintain it by keeping it in decent order and its walls and fences in good repair.

(2) A parochial church council which is liable under subsection (1) above to maintain a closed churchyard may—

- (a) if the churchyard is in a parish or community having a separate parish or community council, serve a written request on that council to take over the maintenance of the churchyard ;
- (b) if the churchyard is in a parish not having a separate parish council, serve such a request on the chairman of the parish meeting ;
- (c) if the churchyard is in a community not having a separate community council, serve such a request on the council of the district in which the community is situated ; or
- (d) if the churchyard is in England elsewhere than the City and the Temples and is not in any parish, serve such a request on the council of the district or London borough in which the churchyard is situated ;

and, subject to subsection (3) below, the maintenance of the churchyard shall be taken over by the authority on whom the

request is served or the parish meeting, as the case may be, three months after service of the request.

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(3) If, pursuant to subsection (2) above, a request is served on a parish or community council or the chairman of a parish meeting and, if that council or meeting so resolve and, before the expiration of the said three months, give written notice of the resolution to the council of the district and to the parochial church council maintaining the churchyard, the council of the district, and not the parish or community council or parish meeting, shall take over the maintenance of the churchyard at the expiration of the said three months.

(4) Where before the passing of this Act a church council established under the constitution of the Church in Wales, in purported exercise of the powers conferred by section 18 of the Burial Act 1855 (maintenance of closed churchyard payable out of rates), issued a certificate with respect to a closed churchyard to a local authority, and that authority thereupon took over the maintenance of the churchyard, the authority's action shall be deemed to have been lawful for all purposes, and the authority for the time being responsible for the maintenance of the churchyard shall have the like duty with respect to its maintenance as a parochial church council elsewhere than the area subject to the Welsh Church Act 1914. 1855 c. 128. 1914 c. 91.

(5) In subsection (1) above, "the area subject to the Welsh Church Act 1914" means the area in which the Church of England was disestablished by that Act.

## PART X

### JUDICIAL AND RELATED MATTERS

**216.**—(1) For the purposes of commissions of the peace and the law relating to justices of the peace, magistrates' courts, the *custos rotulorum*, lieutenants, sheriffs and matters connected with any of those matters, new counties shall, without prejudice to section 179(1) above, be substituted for counties of any other description. Adaptation of law relating to old counties.

(2) For the purposes of this section and sections 217, 218 and 219 below the Isles of Scilly shall be deemed to form part of the county of Cornwall.

**217.**—(1) There shall be a separate commission of the peace for each new county and, subject to subsection (2) below, any commission of the peace which is in existence immediately before 1st April 1974 and is a commission for an area outside Greater London shall have effect on and after that date as a Justices of the peace and magistrates' courts.

**PART X** commission of the peace for the new county which includes the whole or the greater part of the area for which that commission was issued.

(2) Where by virtue of subsection (1) above there would, apart from this subsection, be more than one commission of the peace for a new county, then—

(a) until a new commission is issued for the new county, that one of those commissions which the Lord Chancellor may by order specify shall be treated as the sole commission of the peace for the new county, and

(b) the names of the justices appointed by the other or others of those commissions shall be deemed to be included among the names of the justices specified in the commission which, by virtue of paragraph (a) above, is treated as the sole commission for the new county,

and accordingly, subject to paragraph (b) above, any commission of the peace which, by virtue of subsection (1) above, would be treated as a commission for the new county, other than the commission which, by virtue of paragraph (a) above, is to be treated as the sole commission for the new county, shall cease to have effect.

(3) There shall be a separate magistrates' courts committee for each non-metropolitan county and for each metropolitan district, and outside Greater London the petty sessions areas shall be—

(a) a non-metropolitan county which is not divided into petty sessional divisions ;

(b) a petty sessional division of a non-metropolitan county ;

(c) a metropolitan district which is not divided into petty sessional divisions ; and

(d) a petty sessional division of a metropolitan district.

(4) The areas for which stipendiary magistrates may be appointed shall be—

(a) the whole or part of a non-metropolitan county,

(b) a metropolitan district, or

(c) a joint district consisting of any two or more of the areas referred to in paragraphs (a) and (b) above.

1949 c. 101.

(5) Outside Greater London the powers and duties of local authorities under Part IV of the Justices of the Peace Act 1949 shall be vested in the councils of non-metropolitan counties and metropolitan districts, but for the purposes of Schedule 5 to the Criminal Justice Act 1948, where a combined probation and after-care area constituted under that Schedule is co-extensive with, or includes, a metropolitan county, the local authority, so

1948 c. 58.

far as relates to the area of the metropolitan county, shall be the county council alone.

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(6) The rights of the Chancellor of the Duchy of Lancaster with respect to the appointment of justices of the peace and the supplemental list of justices of the peace shall apply throughout the whole of the counties of Greater Manchester, Merseyside and Lancashire.

(7) In consequence of the preceding provisions of this section, of the establishment of new local authorities by or under this Act, and of the provisions of the Courts Act 1971 relating to magistrates' courts committees, and in order to regulate the procedure of, and the rights of persons to attend before and make representations to, such committees and to transfer to the Lord Chancellor the responsibility for the payment of allowances to justices in respect of duties in the Crown Court, there shall have effect—

- (a) the amendments of the Justices of the Peace Act 1949 specified in Part I of Schedule 27 to this Act, and
- (b) the amendments of the other enactments specified in Part II of that Schedule.

**218.**—(1) Her Majesty shall appoint a lord-lieutenant for each county in England and Wales and for Greater London and may appoint lieutenants for each county and Greater London, and any reference in any enactment passed before or during the same session as this Act or any instrument made before the passing of this Act to a lieutenant of a county or Greater London shall be construed as a reference to the lord-lieutenant of a county or Greater London, as the case may be.

(2) The persons appointed under section 32 of the Militia Act 1882 to act for the lord-lieutenant as vice-lieutenant shall be known as vice lord-lieutenants and the references to deputy lieutenants in section 30(4) of that Act (displacement of deputy lieutenants) shall include references to vice lord-lieutenants.

(3) The persons who may be appointed under section 31 of the said Act of 1882 to act as lord-lieutenant of a county or Greater London or who may be appointed a vice lord-lieutenant of a county or Greater London under section 32 of that Act shall include a lieutenant of a county or Greater London, as the case may be, appointed under subsection (1) above.

(4) Her Majesty may by Order in Council provide that any lieutenant holding office immediately before 1st April 1974 shall continue to hold office on and after that date as a lord-lieutenant or as a lieutenant of a new county or Greater London, according as may be specified in the Order.

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(5) Any deputy lieutenant holding office immediately before that date outside Greater London shall continue to hold office on and after that date as deputy lieutenant of the new county in which he resides or such other new county as may be specified in an order made by the Secretary of State.

(6) A deputy lieutenant holding office immediately before that date in Greater London shall continue to hold office on and after that date as deputy lieutenant of Greater London.

(7) Subsections (4) to (6) above shall not prejudice any power of removal or of directing removal from any office.

(8) In this section "Greater London" does not include the City or the Temples.

Sheriffs  
and under-  
sheriffs.

**219.**—(1) Sheriffs appointed for a county or Greater London shall be known as high sheriffs, and any reference in any enactment or instrument to a sheriff shall be construed accordingly in relation to sheriffs for a county or Greater London.

1887 c. 55.

(2) No persons shall be nominated in 1973 in pursuance of section 6(1) of the Sheriffs Act 1887 as persons fit to serve as high sheriff, but the lord-lieutenant of a new county or Greater London shall, as soon as may be after he has been appointed under section 218(1) above or has been specified in an Order in Council under section 218(4) above, nominate three persons as being fit to serve as high sheriff of that county or Greater London, as the case may be, and they shall be treated as having been nominated under the said section 6(1).

(3) The rights of Her Majesty in right of the Duchy of Lancaster in relation to the appointment of high sheriffs shall apply throughout the whole of the counties of Greater Manchester, Merseyside and Lancashire; and subsection (2) above shall not apply to those counties or to the county of Cornwall.

(4) The Lord Chancellor may by order prescribe the area for which each under-sheriff is to act.

(5) Where the area for which an under-sheriff acts is situated in two or more counties, the duty imposed by section 23 of the Sheriffs Act 1887 of appointing the under-sheriff for that area shall be discharged by the high sheriff of the county containing the greater part of that area, after consulting any other high sheriff concerned, and if any question arises as to which county contains the greater part of an under-sheriff's area, it shall be determined by the Lord Chancellor.

References in this subsection to a county include references both to Greater London and to the City (including the Temples).



(6) An under-sheriff shall as respects the area for which he acts be treated as the high sheriff's deputy for the purpose of all the high sheriff's functions, except his functions as returning officer at parliamentary elections.

(7) No privileges or duties of a sheriff shall be exercisable under section 34 of the Sheriffs Act 1887 or otherwise by the bailiff of a franchise. 1887 c. 55.

(8) In this section "Greater London" does not include the City or the Temples.

**220.**—(1) Except as provided by subsection (2) below, coroners shall be appointed for each county, for Greater London (other than the City and the Temples) and for the City (including the Temples) and shall be so appointed—

- (a) in the case of a county, by the county council ;
- (b) in the case of Greater London, by the Greater London Council ; and
- (c) in the case of the City and the Temples, by the Common Council ;

and any right to appoint or be a coroner of any other description, except a coroner mentioned in subsection (2) below, is hereby extinguished.

(2) Subsection (1) above shall not affect the right of Her Majesty to appoint the Queen's coroner and attorney or the coroner of the Queen's Household.

(3) The Coroners Acts 1887 to 1954, except section 12 of the Coroners (Amendment) Act 1926, shall apply in relation to the City and the Temples as if together they were a county and the Common Council were the council of that county and shall so apply subject to the following modifications:—

- (a) references in those Acts to county aldermen and county councillors shall be construed as references to aldermen of the City and common councillors ;
- (b) any expenses of the Common Council under those Acts shall be defrayed out of the general rate ; and
- (c) in section 1 of the Coroners Act 1892, the reference to the chairman of the council who appointed the coroner shall be construed as a reference to the Lord Mayor. 1892 c. 56.

(4) It shall be the duty of the council of each new county to take into consideration the division of the county into coroners' districts and, unless they consider it inexpedient to do so, to exercise before the end of 1973 the power conferred on them by section 12 of the Coroners (Amendment) Act 1926 of submitting a draft order providing for the division, or alteration

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of any division, of the county into coroners' districts ; and the council of each new county shall not later than 1st April 1974 appoint a sufficient number of coroners for the county and section 2 of the said Act of 1926 shall apply to any such appointment as if a vacancy had occurred in the office of coroner for the county.

(5) The following provisions shall cease to have effect, that is to say—

- 1844 c. 92. (a) so much of section 5 of the Coroners Act 1844 as requires a coroner to reside in or within two miles of his district ;
- 1887 c. 71. (b) so much of section 25 of the Coroners Act 1887 as requires a local authority to cause a copy of a schedule of fees, allowances and disbursements to be deposited with their clerk ;
- (c) section 39 of that Act (application to county of Lancaster) ; and
- 1926 c. 59. (d) section 8 of the Coroners (Amendment) Act 1926 (defraying of expenses incurred on the salary or pension of a coroner).

(6) For section 78(2)(b) of the 1963 Act there shall be substituted the following paragraph—

“ (b) any sum required by section 27(2) of the Coroners Act 1887 to be paid out of the local rate shall be defrayed by the Greater London Council ”.

Abolition of borough civil courts.

**221.**—(1) There are hereby abolished the inferior courts of record specified in Schedule 28 to this Act, being courts having a jurisdiction defined, or originally defined, by reference to a city, borough or similar area which, after 1st April 1974, no longer exists in that form as a unit of local government (whether it ceases to do so by virtue of this Act or has ceased to do so at some time before the passing of this Act).

(2) Her Majesty may by Order in Council make such transitional and consequential provisions as appear to Her expedient in consequence of the abolition of any court by this section.

**PART XI**

**GENERAL PROVISIONS AS TO LOCAL AUTHORITIES**

*Legal proceedings*

Power of local authorities to prosecute or defend legal proceedings.

**222.**—(1) Where a local authority consider it expedient for the promotion or protection of the interests of the inhabitants of their area—

- (a) they may prosecute or defend or appear in any legal proceedings and, in the case of civil proceedings, may institute them in their own name, and

(b) they may, in their own name, make representations in the interests of the inhabitants at any public inquiry held by or on behalf of any Minister or public body under any enactment. PART XI

(2) In this section "local authority" includes the Common Council.

**223.**—(1) Any member or officer of a local authority who is authorised by that authority to prosecute or defend on their behalf, or to appear on their behalf in, proceedings before a magistrates' court shall be entitled to prosecute or defend or to appear in any such proceedings, and, notwithstanding anything contained in the Solicitors Acts 1957 to 1965, to conduct any such proceedings although he is not a solicitor holding a current practising certificate. Appearance of local authorities in legal proceedings.

(2) In this section "local authority" includes the Common Council and a river authority established under the Water Resources Act 1963. 1963 c. 38.

*Documents and notices, etc.*

**224.** Without prejudice to the powers of the *custos rotulorum* to give directions as to the documents of any county, a principal council shall make proper arrangements with respect to any documents which belong to or are in the custody of the council or any of their officers. Arrangements by principal councils for custody of documents.

**225.**—(1) In any case in which a document of any description is deposited with the proper officer of a local authority, or with the chairman of a parish or community council or with the chairman of a parish meeting, pursuant to the standing orders of either House of Parliament or to any enactment or instrument, the proper officer or chairman, as the case may be, shall receive and retain the document in the manner and for the purposes directed by the standing orders or enactment or instrument, and shall make such notes or endorsements on, and give such acknowledgments and receipts in respect of, the document as may be so directed. Deposit of documents with proper officer of authority, etc.

(2) All documents required by any enactment or instrument to be deposited with the proper officer of a parish or community shall, in the case of a parish or community not having a separate parish or community council, be deposited in England with the chairman of the parish meeting or in Wales with the proper officer of the district council.

**226.**—(1) All specified papers of a parish or community shall— Custody of parish and community documents.  
 (a) in the case of a parish which is co-extensive with an existing rural parish, remain in the same custody as before 1st April 1974; and

## PART XI

(b) in the case of any other parish or any community, be in the custody of the body to which the documents of that area, other than documents of a specified class, are transferred on that date ;

but the parish or community council or, in the case of a parish or community not having a separate parish or community council, the parish meeting in England or the district council in Wales may direct that any such papers shall be deposited in such custody as may be specified in the direction.

1894 c. 73.  
(56 & 57 Vict.).

(2) Nothing in this Act shall affect the custody of registers of baptisms, marriages and burials and of all other documents containing entries wholly or partly relating to the affairs of the church, as defined by the Local Government Act 1894, or to ecclesiastical charities, as so defined, except documents directed by law to be kept with the papers of a parish or community.

(3) Any person having the custody of any documents mentioned in subsection (2) above shall have reasonable access to the papers mentioned in subsection (1) above and—

- (a) in a parish or community having a separate parish or community council, that council ;
- (b) in any other parish, the parish meeting ;
- (c) in any other community, the district council ; and
- (d) in any area in England not falling within paragraph (a) or (b) above, the district council, London borough council or Common Council, as the case may be ;

shall have reasonable access to the documents mentioned in subsection (2) above.

(4) Any difference about the custody of or access to any documents mentioned in subsection (1) or (2) above shall, if the area is in a London borough or the City, be determined by the Secretary of State and in any other case by the county council.

(5) Every county council shall from time to time enquire into the manner in which specified papers under the control of a parish or community council or parish meeting are kept with a view to their proper preservation, and shall make such orders as they think necessary for their preservation, and those orders shall be complied with by the parish or community council or parish meeting.

Provision of  
depositories  
for parish and  
community  
documents.

**227.**—(1) In the case of a parish or community having a separate parish or community council that council or, if they so request, the council of the district in which the parish or community is situated, shall provide proper depositories for all the specified papers belonging to the parish or community for which no provision is otherwise made.

(2) In the case of a parish or community not having a separate parish or community council, the council of the district in which the parish or community is situated shall provide proper depositories for all the specified papers under the control of the parish meeting or belonging to the community but in England only with the consent of the parish meeting of the parish.

**228.**—(1) The minutes of proceedings of a local authority shall be open to the inspection of any local government elector for the area of the authority and any such local government elector may make a copy of or extract from the minutes. Inspection of documents.

(2) A local government elector for the area of a local authority may inspect and make a copy of or extract from an order for the payment of money made by the local authority.

(3) The accounts of a local authority and of any proper officer of a local authority shall be open to the inspection of any member of the authority, and any such member may make a copy of or extract from the accounts.

(4) Any abstract of the accounts of a body whose accounts are required to be audited in accordance with Part VIII of this Act and of any officer of such a body and any report made by an auditor on those accounts shall be open to the inspection of any local government elector for the area of the body, and any such local government elector may make a copy thereof or an extract therefrom, and copies thereof shall be delivered to any such local government elector on payment of a reasonable sum for each copy.

(5) Subject to any provisions to the contrary in any other enactment or instrument, a person interested in any document deposited as mentioned in section 225 above may, at all reasonable hours, inspect and make copies thereof or extracts therefrom on payment to the person having custody thereof of the sum of 10p for every such inspection, and of the further sum of 10p for every hour during which such inspection continues after the first hour.

(6) A document directed by this section to be open to inspection shall be so open at all reasonable hours and, except where otherwise expressly provided, without payment.

(7) If a person having the custody of any such document—

- (a) obstructs any person entitled to inspect the document or to make a copy thereof or extract therefrom in inspecting the document or making a copy or extract,
- (b) refuses to give copies or extracts to any person entitled to obtain copies or extracts,

he shall be liable on summary conviction to a fine not exceeding £20.

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(8) This section shall apply to the minutes of proceedings and to the accounts of a parish meeting as if that meeting were a local authority.

Photographic  
copies of  
documents.

**229.**—(1) Subject to subsections (3) and (7) below, any requirement imposed by any enactment that a local authority or parish meeting shall keep a document of any description shall be satisfied by their keeping a photographic copy of the document.

(2) Subject to subsection (7) below, any requirement imposed by any enactment that a document of any description in the custody or under the control of a local authority or parish meeting shall be made available for inspection shall be satisfied by their making available for inspection a photographic copy of the document.

1958 c. 51. (3) Subsection (1) above shall not apply to any document deposited with a local authority under the Public Records Act 1958.

(4) In legal proceedings a photographic copy of a document in the custody of a local authority or parish meeting, or of a document which has been destroyed while in the custody of a local authority or parish meeting, or of any part of any such document, shall, subject to subsection (6) below, be admissible in evidence to the like extent as the original.

(5) A certificate purporting to be signed by the proper officer of the local authority, or the chairman of the parish meeting, concerned that a document is such a photographic copy as is mentioned in subsection (4) above, shall, subject to subsection (7) below, be evidence to that effect.

(6) The court before which a photographic copy is tendered in evidence in pursuance of subsection (4) above may, if the original is in existence, require its production and thereupon that subsection shall not apply to the copy.

(7) A photographic copy of a document in colour where the colours are relevant to the interpretation of the document shall not suffice for the purposes of this section unless it so distinguishes between the colours as to enable the document to be interpreted.

1968 c. 64. (8) In this section “court” and “legal proceedings” have the same meanings as in the Civil Evidence Act 1968.

Reports and  
returns.

**230.** Every local authority, every joint board and every joint committee of local authorities shall send the Secretary of State such reports and returns, and give him such information with respect to their functions, as he may require or as may be required by either House of Parliament.

**231.**—(1) Subject to subsection (3) below, any notice, order or other document required or authorised by any enactment or any instrument made under an enactment to be given to or served on a local authority or the chairman or an officer of a local authority shall be given or served by addressing it to the local authority and leaving it at, or sending it by post to, the principal office of the authority or any other office of the authority specified by them as one at which they will accept documents of the same description as that document.

PART XI  
Service of  
notices on  
local  
authorities,  
etc.

(2) Any notice, order or other document so required or authorised to be given to or served on a parish meeting, or the chairman of the parish meeting, shall be given or served by addressing it to the chairman of the parish meeting and by delivering it to him, or by leaving it at his last known address, or by sending it by post to him at that address.

(3) The foregoing provisions of this section do not apply to a document which is to be given or served in any proceedings in court, but except as aforesaid the methods of giving or serving documents provided for by those provisions are in substitution for the methods provided for by any other enactment or any instrument made under an enactment so far as it relates to the giving or service of documents to or on a local authority, the chairman or an officer of a local authority or a parish meeting or the chairman of a parish meeting.

**232.**—(1) Save as otherwise expressly provided, a public notice required to be given by a local authority shall be given—

Public  
notices.

(a) by posting the notice in some conspicuous place or places within the area of the local authority; and

(b) in such other manner, if any, as appears to the local authority to be desirable for giving publicity to the notice.

(2) This section shall apply to a public notice required to be given by the chairman of a parish meeting as it applies to public notices required to be given by a parish council.

**233.**—(1) Subject to subsection (8) below, subsections (2) to (5) below shall have effect in relation to any notice, order or other document required or authorised by or under any enactment to be given to or served on any person by or on behalf of a local authority or by an officer of a local authority.

Service of  
notices by  
local  
authorities.

(2) Any such document may be given to or served on the person in question either by delivering it to him, or by leaving it at his proper address, or by sending it by post to him at that address.

## PART XI

## (3) Any such document may—

- (a) in the case of a body corporate, be given to or served on the secretary or clerk of that body ;
- (b) in the case of a partnership, be given to or served on a partner or a person having the control or management of the partnership business.

1889 c. 63.

(4) For the purposes of this section and of section 26 of the Interpretation Act 1889 (service of documents by post) in its application to this section, the proper address of any person to or on whom a document is to be given or served shall be his last known address, except that—

- (a) in the case of a body corporate or their secretary or clerk, it shall be the address of the registered or principal office of that body ;
- (b) in the case of a partnership or a person having the control or management of the partnership business, it shall be that of the principal office of the partnership ;

and for the purposes of this subsection the principal office of a company registered outside the United Kingdom or of a partnership carrying on business outside the United Kingdom shall be their principal office within the United Kingdom.

(5) If the person to be given or served with any document mentioned in subsection (1) above has specified an address within the United Kingdom other than his proper address within the meaning of subsection (4) above as the one at which he or someone on his behalf will accept documents of the same description as that document, that address shall also be treated for the purposes of this section and section 26 of the Interpretation Act 1889 as his proper address.

(6) For the purpose of enabling any document to be given to or served on the owner or lessee of any premises, the local authority may by notice in writing require the occupier of the premises to state the name and address of the owner or lessee, and if the occupier refuses or wilfully neglects to do so, or wilfully misstates the name and address of the owner or lessee, he shall, unless in the case of a refusal he shows cause to the satisfaction of the court for his refusal, be liable on summary conviction in respect of each offence to a fine not exceeding £20.

(7) If the name or address of any owner, lessee or occupier of land to or on whom any document mentioned in subsection (1) above is to be given or served cannot after reasonable inquiry be ascertained, the document may be given or served either by leaving it in the hands of a person who is or appears to be resident or employed on the land or by leaving it conspicuously affixed to some building or object on the land.



(8) This section shall apply to a document required or authorised by or under any enactment to be given to or served on any person by or on behalf of the chairman of a parish meeting as it applies to a document so required or authorised to be given to or served on any person by or on behalf of a local authority.

(9) The foregoing provisions of this section do not apply to a document which is to be given or served in any proceedings in court.

(10) Except as aforesaid and subject to any provision of any enactment or instrument excluding the foregoing provisions of this section, the methods of giving or serving documents which are available under those provisions are in addition to the methods which are available under any other enactment or any instrument made under any enactment.

**234.**—(1) Any notice, order or other document which a local authority are authorised or required by or under any enactment (including any enactment in this Act) to give, make or issue may be signed on behalf of the authority by the proper officer of the authority. Authentica-  
tion of  
documents.

(2) Any document purporting to bear the signature of the proper officer of the authority shall be deemed, until the contrary is proved, to have been duly given, made or issued by the authority of the local authority.

In this subsection the word “signature” includes a facsimile of a signature by whatever process reproduced.

(3) Where any enactment or instrument made under an enactment makes, in relation to any document or class of documents, provision with respect to the matters dealt with by one of the two foregoing subsections, that subsection shall not apply in relation to that document or class of documents.

### *Byelaws*

**235.**—(1) The council of a district and the council of a London borough may make byelaws for the good rule and government of the whole or any part of the district or borough, as the case may be, and for the prevention and suppression of nuisances therein. Power of  
councils to  
make byelaws  
for good  
rule and  
government  
and  
suppression  
of nuisances.

(2) The confirming authority in relation to byelaws made under this section shall be the Secretary of State.

(3) Byelaws shall not be made under this section for any purpose as respects any area if provision for that purpose as respects that area is made by, or is or may be made under, any other enactment.

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**Procedure**  
 etc., for  
 byelaws.

**236.**—(1) Subject to subsection (2) below, the following provisions of this section shall apply to byelaws to be made by a local authority under this Act or any other enactment, whenever passed and conferring on a local authority a power to make byelaws and for which specific provision is not otherwise made.

1945 c. 42.

(2) This section shall not apply to byelaws made by statutory water undertakers under section 17 or 18 of the Water Act 1945 or by the Civil Aviation Authority under section 31 of the Civil Aviation Act 1971.

1971 c. 75.

(3) The byelaws shall be made under the common seal of the authority, or, in the case of byelaws made by a parish or community council not having a seal, under the hands and seals of two members of the council, and shall not have effect until they are confirmed by the confirming authority.

(4) At least one month before application for confirmation of the byelaws is made, notice of the intention to apply for confirmation shall be given in one or more local newspapers circulating in the area to which the byelaws are to apply.

(5) For at least one month before application for confirmation is made, a copy of the byelaws shall be deposited at the offices of the authority by whom the byelaws are made, and shall at all reasonable hours be open to public inspection without payment.

(6) The authority by whom the byelaws are made shall, on application, furnish to any person a copy of the byelaws, or of any part thereof, on payment of such sum, not exceeding 10p for every hundred words contained in the copy, as the authority may determine.

(7) The confirming authority may confirm, or refuse to confirm, any byelaw submitted under this section for confirmation, and may fix the date on which the byelaw is to come into operation and if no date is so fixed the byelaw shall come into operation at the expiration of one month from the date of its confirmation.

(8) A copy of the byelaws, when confirmed, shall be printed and deposited at the offices of the authority by whom the byelaws are made, and shall at all reasonable hours be open to public inspection without payment, and a copy thereof shall, on application, be furnished to any person on payment of such sum, not exceeding 20p for every copy, as the authority may determine.

(9) The proper officer of a district council shall send a copy of every byelaw made by the council, and confirmed, to the proper officer of the council, whether separate or common, of every parish or community to which they apply or, in the case of a parish not having a council, to the chairman of the parish

meeting, and the proper officer of the parish or community council or chairman of the parish meeting, as the case may be, shall cause a copy to be deposited with the public documents of the parish or community.

A copy so deposited shall at all reasonable hours be open to public inspection without payment.

(10) The proper officer of a county council shall send a copy of every byelaw made by the council, and confirmed, to the council of every district in the county, and the proper officer of the council of a district shall send a copy of every byelaw made by the council, and confirmed, to the council of the county.

(11) In this section the expression "the confirming authority" means the authority or person, if any, specified in the enactment (including any enactment in this Act) under which the byelaws are made, or in any enactment incorporated therein or applied thereby, as the authority or person by whom the byelaws are to be confirmed, or if no authority or person is so specified means the Secretary of State.

**237.** Byelaws to which section 236 above applies may provide that persons contravening the byelaws shall be liable on summary conviction to a fine not exceeding such sum as may be fixed by the enactment conferring the power to make the byelaws, or, if no sum is so fixed, the sum of £20, and in the case of a continuing offence a further fine not exceeding such sum as may be fixed as aforesaid, or, if no sum is so fixed, the sum of £5 for each day during which the offence continues after conviction thereof. Offences against byelaws.

**238.** The production of a printed copy of a byelaw purporting to be made by a local authority upon which is endorsed a certificate purporting to be signed by the proper officer of the authority stating— Evidence of byelaws.

- (a) that the byelaw was made by the authority ;
- (b) that the copy is a true copy of the byelaw ;
- (c) that on a specified date the byelaw was confirmed by the authority named in the certificate or, as the case may require, was sent to the Secretary of State and has not been disallowed ;
- (d) the date, if any, fixed by the confirming authority for the coming into operation of the byelaw ;

shall be prima facie evidence of the facts stated in the certificate, and without proof of the handwriting or official position of any person purporting to sign the certificate.

## PART XI

Power to promote or oppose local or personal Bills.

*Miscellaneous provisions*

**239.**—(1) Subject to the provisions of this Act, where a local authority, other than a parish or community council, are satisfied that it is expedient to promote, or any local authority are satisfied that it is expedient to oppose, any local or personal Bill in Parliament, the local authority may, but only in accordance with the procedure hereinafter provided by this section, promote or oppose the Bill accordingly, and may defray the expenses incurred in relation thereto.

(2) A resolution of a local authority to promote or oppose a Bill under subsection (1) above shall be—

(a) passed by a majority of the whole number of the members of the authority at a meeting of the authority held after the requisite notice of the meeting and of its purpose has been given by advertisement in one or more local newspapers circulating in the area of the authority, such notice being given in addition to the ordinary notice required to be given for the convening of a meeting of the authority ; and

(b) in the case of the promotion of a Bill, confirmed by a like majority at a further such meeting convened in accordance with paragraph (a) above and held as soon as may be after the expiration of fourteen days after the Bill has been deposited in Parliament and, if the resolution is not confirmed, the local authority shall take all necessary steps to withdraw the Bill.

(3) For the purposes of subsection (2) above the requisite notice is thirty clear days' notice in the case of promotion of a Bill and ten clear days' notice in the case of opposition to a Bill.

(4) The power conferred on a local authority by subsection (1) above shall be in substitution for any power conferred on that authority by a local Act.

(5) No payment shall be made by a local authority to a member of the authority for acting as counsel or agent in promoting or opposing a Bill under this section.

Provisional orders and orders subject to special parliamentary procedure.

**240.**—(1) Where the Secretary of State is authorised to make a provisional order under this Act or any enactment passed on or after 1st June 1934 (being the date of commencement of the 1933 Act), the following provisions shall have effect—

(a) before a provisional order is made, notice of the purport of the application for the order shall be given by the applicants by advertisement in the London Gazette and in one or more local newspapers circulating in the area to which the order will relate ;

- (b) the Secretary of State shall consider any objections to the application which may be made by any persons affected thereby and shall, unless he considers that for special reasons an inquiry is unnecessary, cause a local inquiry to be held, of which notice shall be given in such manner as the Secretary of State may direct and at which all persons interested shall be permitted to attend and make objections ;
- (c) the Secretary of State may submit the provisional order to Parliament for confirmation, and the order shall have no effect until it is confirmed by Parliament ;
- (d) if while the Bill for the confirmation of the order is pending in either House of Parliament a petition is presented against the order, the petitioner shall be allowed to appear before the Select Committee to which the Bill is referred, and oppose the order, as in the case of a private Bill.

(2) The reasonable costs incurred by a local authority in promoting or opposing a provisional order, and of the preliminary inquiry, or in supporting or opposing a Bill to confirm a provisional order, as sanctioned by the Secretary of State, shall be deemed to be expenses properly incurred by the local authority interested or affected by the order and shall be paid accordingly, and a local authority may borrow for the purpose of defraying any such costs.

(3) Where the Secretary of State is authorised to make an order under this Act which is subject to special parliamentary procedure or an order under any enactment passed on or after 1st June 1934 which is so subject by virtue of section 8(3) of the Statutory Orders (Special Procedure) Act 1945, the following provisions shall have effect—

1945 c. 18.  
(9 & 10 Geo. 6.)

- (a) before the order is made, notice of the purport of the application for the order shall be given by the applicants by advertisement in the London Gazette and in one or more local newspapers circulating in the area to which the order will relate ;
- (b) the Secretary of State shall consider any objections to the application which may be made by any persons affected thereby and shall, unless he considers that for special reasons an inquiry is unnecessary, cause a local inquiry to be held, of which notice shall be given in such manner as he may direct and at which all persons interested shall be permitted to attend and make objections.

## PART XI

(4) Any order mentioned in subsection (1) or (3) above may repeal, revoke, modify or amend any Act confirming a provisional order or any order which has been subject to parliamentary procedure.

(5) At any time before submitting any order mentioned in subsection (1) or (3) above to Parliament, the Secretary of State may revoke the order, either wholly or in part.

(6) The making of any order mentioned in subsection (1) or (3) above shall be prima facie evidence that all the requirements of this section and any other enactment with respect to the steps to be taken before the making of the order have been complied with.

(7) Subsections (3) to (6) above shall be included among the enactments which may be adapted or modified by an Order in Council under section 8(3) of the Statutory Orders (Special Procedure) Act 1945.

1945 c. 18.  
(9 & 10 Geo. 6.)

Power to apply provisions of Act to joint boards, etc.

**241.** Where any enactment, whether passed before or after 1st April 1974, authorises the formation by a provisional or other order of a joint board or joint committee, the constituent members of which are local authorities, for the discharge of any of the functions of those authorities, the provisional order or order may apply to the joint board or joint committee, subject to any necessary modifications, any of the provisions of this Act.

Effect of inaccurate description.

**242.** No misnomer or inaccurate description of any person or place named in any voting paper or notice relating to an election under Part I or II of this Act shall affect its full operation with respect to that person or place, in any case where the description of the person or place is such as to be commonly understood.

Computation of time and timing of elections, etc.

**243.—**(1) Where the day or the last day on which anything is required or permitted to be done by or by virtue of any provision to which this subsection applies is a Sunday, day of the Christmas break, of the Easter break or of a bank holiday break or a day appointed for public thanksgiving or mourning, the requirement or permission shall be deemed to relate to the first day thereafter which is not one of the days specified above.

(2) Subsection (1) above applies to any provision of this Act or of an instrument under this Act, except a provision in Part IX or X or a provision of rules under section 42 above or paragraph 18 or 34 of Schedule 12 to this Act.

(3) Where under subsection (1) above the day of election or the day of a poll consequent on a parish or community meeting

is postponed, the day to which it is postponed shall be treated for the purposes of this Act as the day of election or of the poll, as the case may be.

(4) In computing any period of time for the purpose of any rules mentioned in subsection (2) above or for the purposes of section 44(1) or 89(1) above any day specified in subsection (1) above shall be disregarded, but where between the giving of a notice of election or of the poll and the completion of the poll a day is declared to be a bank holiday or day of public thanksgiving or mourning, the foregoing provision, so far as it relates to any such rules, shall not operate to invalidate any act which would have been valid apart from that provision.

(5) Subsection (4) above, so far as it relates to any such rules shall have effect subject to the provisions of those rules.

**244.**—(1) The Secretary of State shall, as regards every local authority, exercise any power conferred on the Treasury by any local or private Act passed before 4th August 1906 with respect to dealings with property, loans and matters connected therewith, and all such enactments, and all enactments referring to the power so conferred, shall be construed accordingly.

*Saving of transfer of certain powers under local Acts from Treasury to Secretary of State.*

(2) If any question arises whether subsection (1) above applies to any power conferred by, or referred to in, any enactment, the decision of the Treasury shall be final.

## PART XII

### MISCELLANEOUS AND GENERAL

#### *Status, etc.*

**245.**—(1) If, on a petition presented to Her Majesty by the council of a district praying for the grant of a charter under this subsection, Her Majesty by the advice of Her Privy Council thinks fit so to do, She may by the charter confer on that district the status of a borough, and thereupon—

*Status of certain districts, parishes and communities.*

(a) the council of the district shall bear the name of the council of the borough ;

(b) the chairman and vice-chairman of the council shall respectively be entitled to the style of mayor and deputy mayor of the borough.

(2) A petition for a charter under subsection (1) above shall not be presented except on a resolution passed by not less than two-thirds of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object.

(3) No charter under subsection (1) above shall take effect before 1st April 1974.

## PART XII

(4) Where a petition is presented to Her Majesty before 1st April 1974 by the council of a district praying for the grant of a charter under subsection (1) above and it is signified on behalf of Her Majesty before that date that She proposes to accede to the petition and that She approves—

- (a) the use for the district of any style previously belonging to an existing borough which on that date will become wholly or partly comprised in the district ; and
- (b) the use for the chairman and vice-chairman of the council of the district of any style previously belonging to the mayor or deputy mayor of that borough ;

those styles may be so used as from 1st April 1974.

(5) A district which has the status of a borough, or for which the style of borough may be used, by virtue of the foregoing provisions of this section and the council of any such district shall not be treated as a borough or the council of a borough for the purposes of any Act passed before 1st April 1974.

(6) The council of a parish or community which is not grouped with any other parish or community may resolve that the parish or community shall have the status of a town and thereupon—

- (a) the council of the parish or community shall bear the name of the council of the town ;
- (b) the chairman and vice-chairman of the council shall be respectively entitled to the style of town mayor and deputy town mayor ;
- (c) the parish meeting or a community meeting shall have the style of town meeting.

(7) A resolution under subsection (6) above shall cease to have effect if the parish or community to which it relates ceases to exist.

(8) If a parish or community council which has passed a resolution under subsection (6) above is dissolved without the parish or community ceasing to exist, the dissolution shall not affect the status of the parish or community or the application to it of paragraph (c) of that subsection and in England the parish trustees shall have the style of town trustees.

(9) A parish or community council by whom a resolution under subsection (6) above has been passed or, if the council has been dissolved, the parish meeting in England or a community meeting in Wales may resolve that the parish or community shall cease to have the status of a town and thereupon subsection (6)(a) to (c) above and subsection (8) above shall cease to apply to the parish or community.

(10) The foregoing provisions of this section shall have effect subject to any provision made by a grant under Her Majesty's



prerogative and, in particular, to any such provision granting the status of a city or royal borough or conferring the style of lord mayor, deputy lord mayor or right honourable.

PART XII

**246.**—(1) Any privileges or rights belonging immediately before 1st April 1974 to the citizens or burgesses of an existing city or borough shall belong on and after that date to the inhabitants of the area of the existing city or borough.

Preservation of powers, privileges and rights of existing cities or boroughs.

(2) A charter granted by Her Majesty under section 245 above with respect to a district may—

- (a) provide that any powers to appoint local officers of dignity exercisable immediately before 1st April 1974 by the corporation of an existing city or borough, the area of which becomes wholly or partly comprised by virtue of Part I or II of this Act in the district, shall be exercisable on the coming into force of the charter by the council of the district in relation to the whole or any part of the district ;
- (b) provide that any privileges or rights belonging immediately before 1st April 1974 to the citizens or burgesses of any such city or borough shall belong on the coming into force of the charter to the inhabitants of the whole or any part of the district ;
- (c) contain such incidental, consequential or supplementary provision as may appear to Her Majesty to be necessary or proper in connection with the aforesaid matters.

(3) Where by virtue of Part I or II of this Act, the area of an existing city or borough on 1st April 1974 becomes a parish in England or becomes a community in Wales having a separate community council, any powers to appoint local officers of dignity exercisable immediately before that date by the corporation of the city or borough shall be exercisable on and after that date by the parish or community council.

(4) Where by virtue of Part I or II or this Act the area of an existing city or borough on 1st April 1974 becomes wholly comprised in a district not having the status, or entitled to the style, of a borough by virtue of subsection (1) or (4) of section 245 above and that city or borough does not on that date become a parish in England or a community in Wales having a separate community council—

- (a) there shall as from that date be a body corporate by the name of “the Charter Trustees of the City” or “the Charter Trustees of the Town”, as the case may be, with the addition of the name of the existing city or borough, consisting of the district councillors for the wards wholly or partly comprising the area of

## PART XII

the city or borough or, if the number of those councillors is less than three, consisting of those councillors and such number of local government electors for that area appointed by the district council as will make the number of charter trustees up to three ;

- (b) the charter trustees may in every year elect one of their number to be city or town mayor and another to be deputy city or town mayor ; and
- (c) any powers to appoint local officers of dignity exercisable immediately before that date by the corporation of the city or borough shall be exercisable on and after that date by the charter trustees.

(5) Where by virtue of Part I of this Act part of the area of an existing city or borough in England on 1st April 1974—

- (a) becomes a parish ; or
- (b) becomes comprised in a district not having the status, or entitled to the style, of a borough by virtue of subsection (1) or (4) of section 245 above and does not become a parish ;

the Secretary of State may by order provide that subsection (3) or (4) above, as the case may be, shall apply to that part of that area, but if the order so provides with the substitution for the name of the existing city or borough in question of a name specified in the order.

(6) Subsections (1), (3) and (4) above and any order under subsection (5) above shall have effect subject to any provision made by a grant under Her Majesty's prerogative or any provision of a charter granted by Her Majesty under section 245 above and any other provision of this Act or an instrument thereunder, and a charter under subsection (2) above shall have effect subject to any provision made by any such grant or any other provision of this Act or an instrument thereunder.

(7) If a charter is granted under that section to the council of a district, any charter trustees constituted under subsection (4) above for an area comprised in that district shall be dissolved and paragraphs (b) and (c) of that subsection shall cease to apply to that area.

(8) If an area or part of an area for which charter trustees have been constituted under subsection (4) above becomes, or becomes comprised in, a parish or a separate community council is established for a community consisting of such an area, that subsection shall cease to apply to the area or part and accordingly the charter trustees shall cease to act therefor.

(9) Where charter trustees have been constituted for an area which is altered by an order under Part IV of this Act and neither subsection (7) nor subsection (8) above applies in relation to the alteration, the order may make such provision with respect to the charter trustees as may appear to the Secretary of State to be appropriate.

(10) The sums required to meet the expenses of charter trustees shall be chargeable on, but only on, the area for which the charter trustees act, and for the purpose of obtaining those sums the charter trustees shall issue precepts to the council of the district in which that area is situated.

(11) Where the amount of the income received by charter trustees in any year from their property exceeds any expenditure incurred in connection with that property, they shall pay the excess to the rating authority for the rating area in which the area for which the charter trustees act is situated to be credited to the last-mentioned area.

(12) Every cheque or other order for the payment of money by charter trustees shall be signed by two of them.

(13) Charter trustees shall keep such accounts as may be prescribed of their receipts and payments.

(14) Sections 15(5) and 34(5) above shall apply in relation to a city or town mayor holding office by virtue of this section as they apply to the chairman of a parish or community council.

(15) Sections 154 to 168 above and section 228 above, except subsection (5), shall apply in relation to charter trustees as if the charter trustees were the council of a parish or community consisting of the area for which they act.

(16) Sections 173 to 178 above shall apply in relation to charter trustees as if the charter trustees were the members of the council of a parish or community consisting of the area for which they act.

**247.**—(1) Subject to subsection (2) below, Her Majesty may by Order in Council authorise any new local authority specified in the Order to bear and use any armorial bearings which may be so specified and which, immediately before 1st April 1974, were lawfully borne and used by an existing local authority which ceases to exist by virtue of section 1 or section 20 above.

Transfer of armorial bearings from old to new authorities.

(2) An Order in Council under this section shall provide that before any armorial bearings of an existing local authority may be borne and used by a new local authority in accordance with the Order, they shall be exemplified according to the laws of arms and recorded in the College of Arms.

PART XII  
Freemen and  
inhabitants  
of existing  
boroughs.

**248.**—(1) Subject to the following provisions of this section, nothing in this Act shall affect any person's status, or the right of any person to be admitted, as a freeman of a place which is an existing borough; and in this section any such place is referred to as a city or town.

(2) On and after 1st April 1974 the roll of freemen of a city or town shall be kept by the proper officer of the relevant district council, that is to say, the council of the district which comprises the whole or the greater part of the city or town.

(3) If at any time on or after 1st April 1974 any person claims to be admitted as a freeman of a city or town, his claim for admission shall be examined by the chairman of the relevant district council, as defined in subsection (2) above, and, if the person's claim is established, his name shall be entered on the roll of freemen of that city or town.

(4) After 31st March 1974—

(a) a freeman of a city or town,

(b) any person who by marriage, descent, employment or otherwise is or has been related to or associated with a freeman of a city or town, and

(c) any person who is or has been related by marriage to the widow or a child of a freeman of a city or town, shall have and enjoy the same rights, whether in respect of property or otherwise, as were held and enjoyed on that date by a freeman of that city or town, by a person correspondingly related to or associated with such a freeman or, as the case may be, by a person correspondingly related by marriage to the widow or a child of such a freeman.

(5) A person who is on 1st April 1974, or becomes thereafter, an inhabitant of a city or town shall, as such, have and enjoy the same rights, whether in respect of property or otherwise, as were held and enjoyed immediately before that date by an inhabitant of that city or town.

Honorary  
aldermen and  
freemen.

**249.**—(1) A principal council may, by a resolution passed by not less than two-thirds of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object, confer the title of honorary aldermen on persons who have, in the opinion of the council, rendered eminent services to the council as past members of that council, but who are not then councillors of the council.

(2) No honorary alderman shall, while serving as a councillor of the council, be entitled to be addressed as alderman or to attend or take part in any civic ceremonies of the council as an alderman.

(3) Services rendered to the council of an existing county, county borough, borough or urban or rural district the area of which becomes wholly or partly included in a new county or district shall be treated for the purposes of subsection (1) above as services rendered to the council of the new county or district, as the case may be.

(4) An honorary alderman of a principal council may attend and take part in such civic ceremonies as the council may from time to time decide, but shall not, as such, have the right—

- (a) to attend meetings of the council or a committee of the council (including a joint committee upon which they are represented); or
- (b) to receive any such allowances or other payments as are payable under sections 173 to 176 above.

(5) The council of a London borough or a district having the status of a city, borough or royal borough may, by a resolution passed by not less than two-thirds of the members voting thereon at a meeting of the council specially convened for the purpose with notice of the object, admit to be honorary freemen of the city, borough or royal borough persons of distinction and persons who have, in the opinion of the council, rendered eminent services to the city, borough or royal borough, but the admission of a person to be an honorary freeman shall not confer on him any such rights as are referred to in section 248(4) above.

(6) The council of a London borough or a district which has the status of a city, borough or royal borough may spend such reasonable sum as they think fit for the purpose of presenting an address or a casket containing an address to a person upon whom they have conferred the title of honorary alderman or admitted to be an honorary freeman of the city, borough or royal borough.

### *Inquiries*

**250.**—(1) Where any Minister is authorised by this Act to determine any difference, to make or confirm any order, to frame any scheme, or to give any consent, confirmation, sanction or approval to any matter, or otherwise to act under this Act, and where the Secretary of State is authorised to hold an inquiry, either under this Act or under any other enactment relating to the functions of a local authority, he may cause a local inquiry to be held.

Power to direct inquiries.

(2) For the purpose of any such local inquiry, the person appointed to hold the inquiry may by summons require any person to attend, at a time and place stated in the summons, to

PART XII give evidence or to produce any documents in his custody or under his control which relate to any matter in question at the inquiry, and may take evidence on oath, and for that purpose administer oaths, or may, instead of administering an oath, require the person examined to make a solemn affirmation :

Provided that—

- (a) no person shall be required, in obedience to such summons, to attend to give evidence or to produce any such documents, unless the necessary expenses of his attendance are paid or tendered to him ; and
- (b) nothing in this section shall empower the person holding the inquiry to require the production of the title, or of any instrument relating to the title, of any land not being the property of a local authority.

(3) Every person who refuses or deliberately fails to attend in obedience to a summons issued under this section, or to give evidence, or who deliberately alters, suppresses, conceals, destroys, or refuses to produce any book or other document which he is required or is liable to be required to produce for the purposes of this section, shall be liable on summary conviction to a fine not exceeding £100 or to imprisonment for a term not exceeding six months, or to both.

(4) Where a Minister causes an inquiry to be held under this section, the costs incurred by him in relation to the inquiry (including such reasonable sum not exceeding £30 a day as he may determine for the services of any officer engaged in the inquiry) shall be paid by such local authority or party to the inquiry as he may direct, and the Minister may cause the amount of the costs so incurred to be certified, and any amount so certified and directed to be paid by any authority or person shall be recoverable from that authority or person by the Minister summarily as a civil debt.

(5) The Minister causing an inquiry to be held under this section may make orders as to the costs of the parties at the inquiry and as to the parties by whom the costs are to be paid, and every such order may be made a rule of the High Court on the application of any party named in the order.

(6) This section shall extend to local inquiries held by the Secretary of State under the provisions of the Local Government Act 1929 or the Ferries (Acquisition by Local Authorities) Act 1919.

1929 c. 17.  
1919 c. 75.

#### *General*

Consequential  
and minor  
modifications  
and  
amendments.

**251.**—(1) Part I of Schedule 29 to this Act shall have effect for the purpose of making general adaptations of enactments, being adaptations which are consequential on the foregoing provisions of this Act.

(2) The enactments specified in Part II of that Schedule shall have effect subject to the modifications and amendments set out in that Part, being modifications and amendments which are consequential on the foregoing provisions of this Act and minor amendments.

**252.**—(1) Her Majesty may at any time, in any case where it appears to Her appropriate in consequence of the provisions of this Act, by Order in Council coming into force not earlier than 1st April 1974 make modifications of any enactment contained in any other public general Act passed before that date or any instrument made before that date under any such Act, being an instrument of a legislative character and not being an instrument in the nature of a local enactment, as may appear to Her to be necessary to make that enactment or instrument apply in relation to any particular class of new authority as it applies in relation to any particular class of local authority existing immediately before that date.

General power to adapt Acts and instruments.

(2) The modifications which may be made by an Order in Council under this section shall be in addition to those made by any other provision of this Act, but shall have effect subject to any such other modification, except those made by section 179 above.

(3) No Order in Council shall be made under this section unless a draft of the Order has been laid before, and approved by a resolution of, each House of Parliament.

**253.**—(1) Any functions of any such public body as is specified in subsection (2) below may with their approval be transferred by an order made by the Secretary of State to any local authority whose area comprises the district of that body, or jointly to two or more local authorities whose areas together comprise that district.

Transfer of powers of certain public bodies.

(2) This section applies to the following public bodies, that is to say, any trustees, commissioners or other persons who, for public purposes and not for their own profit, act under any enactment or instrument for the improvement of any place, or for providing or maintaining a cemetery or market in any place.

(3) Any order under this section may contain such incidental, consequential, transitional and supplementary provision as may appear to the Secretary of State to be necessary or proper; and a statutory instrument containing an order under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(4) In this section “local authority” includes the Common Council.

PART XII  
Consequential  
and  
supplementary  
provision.

**254.—(1)** The Secretary of State or any appropriate Minister may at any time by order make such incidental, consequential, transitional or supplementary provision as may appear to him—

- (a) to be necessary or proper for the general or any particular purposes of this Act or in consequence of any of the provisions thereof or for giving full effect thereto ; or
- (b) to be necessary or proper in consequence of such of the provisions of any other Act passed in the same session as this Act as apply to any area or authority affected by this Act ;

and nothing in any other provision of this Act shall be construed as prejudicing the generality of this subsection.

**(2)** An order under this section may in particular include provision—

- (a) with respect to the transfer and management or custody of property (whether real or personal) and the transfer of rights and liabilities ;
- (b) with respect to the membership of any body so far as that membership consists of persons elected by, or appointed by or on the nomination of, any authority affected by this Act or any two or more bodies who include such an authority ;
- (c) for applying with or without modifications, or amending, repealing, or revoking, with or without savings, any provision of an Act passed or an instrument under an Act made before 1st April 1974 and for making savings or additional savings from the effect of any repeal made by this Act ;
- (d) for any of the matters specified in section 67 above ;
- (e) without prejudice to paragraph (d) above, for dissolving any body corporate established by any Act passed or by any instrument under an Act made before 1st April 1974 ;
- (f) for requiring the council of a new county, with a view to securing that the introduction of a general rate of uniform amount per pound of rateable value throughout any new district in the county is gradual, to issue as respects a limited period beginning on 1st April 1974 precepts specifying different amounts in the pound which are to be levied as rates for general county purposes on different parts of the new county (whether the whole or part of an existing county included therein or a county borough so included) and which are to be determined by reference to the circumstances of those parts before that date ;



- (g) for requiring, with that view and taking account of any requirements imposed by virtue of paragraph (f) above, the council of a new district to make and levy during a limited period beginning on 1st April 1974 differential rates determined by reference to the circumstances of existing rating areas wholly or partly included in the district ;
- (h) for treating anything duly done before 1st April 1974 by any authority in the exercise of functions which on and after that date become functions of some other authority as having, from that date, been duly done by that other authority and for treating any instrument made before that date, if or so far as it was made in the exercise of those functions, as continuing in force on and after that date until varied or revoked in the exercise of those functions by that other authority ;
- (i) for securing the continued discharge of functions in relation to the Confederation of the Cinque Ports and its courts (including so far as is necessary for that purpose, provision for the constitution of a body to replace any existing corporation), for appropriating property or providing funds for the discharge of functions as aforesaid, and otherwise for securing that anything required or authorised to be done by, to or in relation to the Confederation or any of its courts may continue to be done.

(3) Subject to subsection (5) below any of the following things done or treated by virtue of any enactment as having been done by or to or in relation to an existing local authority outside Greater London in connection with the discharge of any of their functions, that is to say—

- any written agreement or other instrument in writing or any determination or declaration made or treated as made by such an authority,
- any notice or direction given or treated as given by or to such an authority,
- any licence, permission, consent, approval, exemption, dispensation or relaxation granted or treated as granted by or to such an authority,
- any application, proposal or objection made or treated as made by or to such an authority,
- any condition or requirement imposed or treated as imposed by or on such an authority, or
- any appeal allowed by or in favour of or against such an authority,

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shall, as from 1st April 1974, be treated as having been done by, to or in relation to the new local authority by whom those functions become exercisable on and after that date by or by virtue of this Act, and any such thing shall as from that date have effect as if any reference therein to a specified existing local authority outside Greater London by whom those functions were exercisable before that date were a reference to the new local authority by whom those functions become exercisable.

(4) If there is any doubt as to the identity of a local authority to whom any particular functions are so transferred, that authority shall be taken to be such authority as may be specified in a direction given by a Minister of the Crown concerned with the discharge of those functions.

(5) Subsection (3) above is without prejudice to any express provision made by, or by any instrument made under, this Act, but has effect subject to any provision to the contrary so made and in particular may be excluded from applying, either wholly or to any specified extent, in any particular case by an order made by the Secretary of State by statutory instrument.

(6) Section 68 above shall apply for the purposes of Parts I and II, section 214(1)(b) and this Part of this Act as if any reference to an order under Part IV of this Act included a reference to any provision of Part I or II of this Act or to section 214(1)(b) of this Act or to any provision of any instrument made under Part I or II or this Part of this Act.

(7) A local authority to whom any charters or insignia of a borough abolished by Part I or II of this Act have been transferred by virtue of subsection (2)(a) above shall if practicable preserve them in the area of the borough as it existed immediately before 1st April 1974.

(8) An order under this section which extends the area for which any local statutory provision is in force shall be provisional only.

(9) Any statutory instrument containing any other order under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Transfer of  
officers.

**255.**—(1) Any of the following instruments under any of the provisions of this Act, that is to say an order under section 9, 10, 11, 27, 28 or 29, regulations or an order under section 67 or an order under section 198, 200, 201 or 254 may contain provisions as to the transfer of any person who is, on such date as may be specified in relation to him in the order or by or under the regulations, the holder of any office or employment and who is affected by any provision of, or of any instrument made under, this Act and shall contain provision for the protection of the interests of such persons.

(2) In the case of any person who on 31st March 1974 is in the employment of one or more local authorities who are or include a council or municipal corporation which ceases to exist by virtue of section 1 or 20 above, the Secretary of State shall by order make such provision as is necessary to ensure that, to the extent, if any, to which, by reason only of the said section 1 or 20, that person would apart from the order cease on 1st April 1974 to be in such employment, that person is transferred on 1st April 1974 to the employment of such local authority as may be specified in or determined under the order.

(3) Any such order or regulations as is or are referred to in subsection (1) or (2) above shall include such provision with respect to any person who is transferred by or under the order or regulations from the employment of one authority to that of another so as to secure that—

(a) so long as he continues in the employment of that other authority by virtue of the transfer and until he is served with a statement in writing referring to the order or regulations and specifying new terms and conditions of employment, he enjoys terms and conditions of employment not less favourable than those which he enjoyed immediately before the date of transfer; and

(b) the said new terms and conditions are such that—

(i) so long as he is engaged in duties reasonably comparable to those in which he was engaged immediately before the date of transfer, the scale of his salary or remuneration, and

(ii) the other terms and conditions of his employment,

are not less favourable than those which he enjoyed immediately before the date of transfer.

(4) Subsections (2) and (3) above shall apply in relation to—

(a) a police authority,

(b) a burial board, joint burial board or joint committee which ceases to exist by virtue of section 214 above,

(c) any prescribed association of local authorities the constituent members of which include councils falling within subsection (2) above, and

(d) any prescribed association of committees of local authorities the constituent members of which include committees of councils falling within subsection (2) above,

as they apply in relation to a local authority who are a council which ceases to exist by virtue of section 1 or 20 above, but in their application to police authorities shall have effect as if any reference to a person in the employment of an authority were a reference to the civilian employees of a police authority.

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(5) A statutory instrument containing an order under subsection (2) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Continuity of employment in cases of voluntary transfer.

**256.**—(1) This section applies to a person if—

- (a) at some time before 1st April 1974, or on that date but otherwise than by virtue of provision made by an order under section 255 above, he enters the employment of a new local authority (in this section referred to as “his new employment”), and
- (b) had he continued until 1st April 1974 in the employment (in this section referred to as “his previous employment”) which he last held before he entered his new employment or (if he did so continue) had he then ceased to be in that employment by reason only of section 1 or 20 above, provision would have been made by an order under section 255(2) above for his transfer on that date to the employment of a specified local authority.

(2) Where this section applies to a person, then for the purposes of section 28 of the Industrial Relations Act 1971 (qualifying period for protection from unfair dismissal) and section 1 of the Contracts of Employment Act 1972 (minimum periods of notice)—

- (a) the period of employment in his previous employment shall count as a period of employment in his new employment, and
- (b) the change of employment shall not break the continuity of the period of employment.

1971 c. 72.

1972 c. 53.

Staff commission for England.

**257.**—(1) The Secretary of State, after consulting with such bodies representative of existing local authorities or of staff employed by such local authorities as appear to him to be concerned, shall, not later than one month after the passing of this Act, establish a staff commission for England for the purpose of—

- (a) considering and keeping under review the arrangements for the recruitment of staff by relevant authorities and for the transfer in consequence of the provisions of this Act or any instrument made under it of staff employed by relevant authorities which cease to exist by virtue of this Act ;
- (b) considering such staffing problems arising in consequence of, and such other matters relating to staff employed by any body affected by, any provision of,

or of any instrument made under, this Act as may be referred to the commission by the Secretary of State ; and

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- (c) advising the Secretary of State on the steps necessary to safeguard the interests of such staff.

(2) The Secretary of State may give directions to the staff commission as to their procedure and to any relevant authority with respect to the furnishing of any information requested and the implementation of any advice given by the commission and with respect to the payment by a new local authority of any expenses incurred by the commission in doing anything requested by the authority.

(3) Any expenses incurred by the staff commission under this section and not recovered from a local authority shall be paid by the Secretary of State.

(4) In this section "relevant authority" means a local authority within the meaning of the 1933 Act or this Act, a joint board on which, or a joint committee on which, a local authority or parish meeting are represented, an association of local authorities or of committees of local authorities prescribed under section 255(4) above, or a Passenger Transport Executive, police authority, burial board or joint burial board.

**258.**—(1) The Secretary of State, after consulting with such bodies representative of existing local authorities or of staff employed by such local authorities as appear to him to be concerned, shall, not later than one month after the passing of this Act, establish a staff commission for Wales for the purpose of—

Staff  
commission  
for Wales.

- (a) considering and keeping under review the arrangements for the recruitment of staff by relevant authorities, and for the transfer in consequence of the provisions of this Act or any instrument made under it of staff employed by relevant authorities which cease to exist by virtue of this Act ;
- (b) considering such staffing problems arising in consequence of, and such other matters relating to staff employed by any body affected by, any provision of, or of any instrument made under, this Act as may be referred to the commission by the Secretary of State ; and
- (c) advising the Secretary of State on the steps necessary to safeguard the interests of such staff.

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(2) The Secretary of State may give directions to the staff commission as to their procedure and to any relevant authority with respect to the furnishing of any information requested and the implementation of any advice given by the commission and with respect to the payment by a new local authority of any expenses incurred by the commission in doing anything requested by the authority.

(3) Any expenses incurred by the staff commission under this section and not recovered from a local authority shall be paid by the Secretary of State.

(4) In this section "relevant authority" means a local authority within the meaning of the 1933 Act or this Act, a joint board on which, or a joint committee on which, a local authority or parish meeting are represented, an association of local authorities or of committees of local authorities prescribed under section 255(4) above, or a police authority, burial board or joint burial board.

Compensation  
for loss of  
office.

**259.**—(1) The appropriate Minister shall by regulations provide for the payment by such body or such Minister as may be prescribed by or determined under the regulations of compensation to or in respect of persons who are, or who but for any such service by them as may be so prescribed would be, the holders of any such office or employment as may be so prescribed and who suffer loss of employment or loss or diminution of emoluments which is attributable to any provision of this Act or of any instrument made under this Act.

(2) Regulations under this section may—

- (a) include provision as to the manner in which and the person to whom any claim for compensation is to be made, and for the determination of all questions arising under the regulations,
- (b) make different provision for different classes of persons and for other different circumstances and make or authorise the appropriate Minister to make exceptions and conditions,
- (c) be framed so as to have effect from a date earlier than the making of the regulations,

but so that regulations having effect from a date earlier than the date of their making shall not place any individual in a worse position than he would have been in if the regulations had been so framed as to have effect only from the date of their making.

(3) Without prejudice to subsection (1) above, regulations under this section may make provision in relation to persons who suffer loss of employment or loss or diminution of emoluments which is attributable to any transfer or relinquishment of functions under any of the provisions of the Public Health Act 1936 which are incorporated in the Food and Drugs Act 1955. 1936 c. 49.

(4) Without prejudice to subsection (1) above, regulations under this section may make provision in relation to persons who are or, but for any such service by them as may be prescribed, would be employees of any such association of local authorities or of committees of local authorities as may be prescribed and who suffer loss of employment or loss or diminution of emoluments which is attributable to the reorganisation of local government effected by this Act; and, without prejudice to subsection (2) above, regulations under this section making any such provision may provide that any compensation paid under the regulations by the appropriate Minister shall be recoverable by him in accordance with the regulations from such association or other body as may be prescribed by or determined under the regulations.

(5) Any statutory instrument containing regulations under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

**260.**—(1) In order to facilitate the early retirement of certain persons who might otherwise suffer such loss of employment or loss or diminution of emoluments as is referred to in section 259(1) above, any person who—

Provision for early retirement in lieu of compensation for loss of office.

(a) is the holder of any such office or is in any such employment as may be prescribed for the purposes of this subsection, and

(b) attains or has attained the age of fifty on or before 31st March 1974, and

(c) fulfils such other conditions as may be prescribed,

may by notice given before the prescribed date and in the prescribed manner elect that this section shall, and that section 259 above shall not, apply to him.

(2) Where any person has made an election under subsection (1) above, then unless, within the period of one month beginning on the day on which the notice of election is given, notice of objection to that election has been given to him by the body under whom he holds office or by whom he is employed, this

**PART XII** section shall, and section 259 above shall not, apply to him on his retirement within the prescribed period and before attaining the normal retiring age.

(3) Subject to subsection (4) below, the Secretary of State shall by regulations provide for the payment by such body or such Minister as may be prescribed by or determined under the regulations to or in respect of a person to whom this section applies of benefits corresponding, as near as may be, to those which would have been paid to or in respect of that person under the relevant superannuation scheme if—

(a) at the date of his retirement he had attained the normal retiring age ; and

(b) the actual period of his reckonable service were increased by such period as may be prescribed, being a period not exceeding the period beginning on the date of his retirement and ending on the date on which he would attain the normal retiring age.

(4) Regulations under subsection (3) above shall be so framed as to secure that the sums which would otherwise be payable under the regulations in accordance with that subsection to or in respect of any person are reduced to take account of any benefits payable to or in respect of him under the relevant superannuation scheme.

1972 c. 41. (5) Any sums payable under regulations made under subsection (3) above shall be treated for the purposes of section 73 of the Finance Act 1972 (compensation for loss of office or employment chargeable to tax as a payment made on retirement or removal from office or employment) in like manner as compensation paid under section 259 above.

(6) In this section—

“ normal retiring age ” means—

(a) in relation to any person to whom an age of compulsory retirement applies by virtue of the relevant superannuation scheme, that age, and

(b) in relation to any other person, the age of sixty-five in the case of a man and sixty in the case of a woman or, in either case, such other age as may be prescribed ;

“ reckonable service ”, in relation to any person, means service in respect of which benefits are payable under the relevant superannuation scheme ; and



“relevant superannuation scheme”, in relation to any person, means the instrument which is applicable in the case of his office or employment and which makes provision with respect to the pensions, allowances or gratuities which, subject to the fulfilment of certain requirements and conditions, are to be, or may be, paid to or in respect of persons in that office or employment.

(7) A statutory instrument containing regulations under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

**261.**—(1) For the purposes of this section the Secretary of State may designate such body appearing to him to be representative of local authorities as he considers appropriate (in this section referred to as “the advisory body”) to consider any increase made or proposed to be made by an existing local authority outside Greater London in the remuneration of any of their employees.

Remuneration of employees of existing local authorities outside Greater London.

(2) For the purpose of enabling them to carry out their functions under this section, the advisory body shall consult and seek information from new and existing local authorities outside Greater London; and, if requested to do so by the advisory body, the Secretary of State may give a direction to any such local authority requiring them to furnish to the advisory body such information as may be specified in the direction relating to the remuneration and other terms and conditions of employment of such employees of the local authority as may be so specified.

(3) If it appears to the advisory body that an existing local authority outside Greater London has fixed or proposes to fix for any employee or class of employee of theirs a rate of remuneration which, having regard to any recommended levels of remuneration formulated on a national basis by representatives of local authorities and employees of local authorities, is greater than that which the advisory body considers appropriate for that employee or class of employees, they shall notify the local authority concerned and recommend to them the rate of remuneration which should be paid to the employee or class of employees concerned.

(4) If it appears to the advisory body that an existing local authority outside Greater London to whom they have made a recommendation under subsection (3) above are not complying with that recommendation, then, after giving notice in writing to

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the local authority concerned of their intention to do so, they may refer the matter to the Secretary of State, and on such a reference the Secretary of State, after consultation with such persons appearing to him to be representative of local authorities and of employees of local authorities as he considers appropriate in relation to the employee or class of employees concerned, may give a direction to that local authority requiring them, with effect from such date as may be specified in the direction (not being earlier than the date on which notice was given to them by the advisory body), to pay such employee or class of employees of theirs as was the subject of the recommendation and as may be so specified remuneration at the rate recommended by the advisory body under subsection (3) above and specified in the direction.

(5) It shall be the duty of any local authority to whom a direction is given under subsection (2) or subsection (4) above to comply with the direction.

(6) If at any time in the period of three months beginning on 1st April 1974 it appears to the advisory body that the remuneration paid at any time before that date to any employee or class of employees of an existing local authority outside Greater London was such that, if that authority had not ceased to exist, the advisory body would have made a recommendation to the authority under subsection (3) above or, having made such a recommendation before that date, would have referred the matter to the Secretary of State under subsection (4) above, they shall notify the Secretary of State and report to him the rate of remuneration which in their opinion should have been paid to the employees or class of employees concerned immediately before 1st April 1974, or such earlier date as may be specified in the report, being the date on which the employee or employees ceased to be employed by the local authority concerned.

(7) On receiving a report under subsection (6) above the Secretary of State may, after such consultation as is specified in subsection (4) above, by order provide that, for the purposes of the provisions of this Act relating to transfer of officers and compensation for loss of office, the employee or class of employees to whom the report relates and who are specified in the order shall be deemed to have been receiving, immediately before 1st April 1974 or such earlier date as may be specified in the report, remuneration at the rate stated in the report and specified in the order, but no order shall be made under this subsection after the end of September 1974.

(8) Nothing in this section—

(a) shall apply to the remuneration payable to teachers by local education authorities, or

- (b) shall empower the Secretary of State to give a direction requiring a local authority to pay any employee, or to make an order deeming any employee to have been receiving remuneration at a rate below that to which he was entitled on 8th March 1972. PART XII

**262.**—(1) Subject to subsection (2) below, any local statutory provision to which this section applies and which is not continued in force by any other provision of this Act shall— Local Acts and instruments.

- (a) notwithstanding the changes of administrative areas and local authorities effected by or under this Act and, in the case of an instrument made under any enactment, notwithstanding the repeal of that enactment, continue to apply on and after 1st April 1974 to, but only to, the area, things or persons to which or to whom it applies before that date ;
- (b) have effect subject to any necessary modifications and to the modifications made by subsections (3) to (5) below ;

but the continuation by this subsection of an instrument made under any enactment shall not be construed as prejudicing any power to vary or revoke the instrument which is exercisable apart from this subsection.

(2) Subsection (1) above shall have effect subject to the provisions of—

- (a) this Act, other than Part I of Schedule 29 ;
- (b) any Act passed after this Act and before 1st April 1974 ; and
- (c) any order made under section 254 above or the following provisions of this section.

(3) Any local statutory provision to which this section applies and which relates to functions exercisable by a local authority of any description by virtue of any public general enactment shall have effect as if for any reference to the authority by whom the functions are exercised immediately before 1st April 1974 or to their area there were substituted a reference to the authority by whom those functions are exercisable on and after that date or, as the case may be, to so much of the area of the latter authority as comprises the area of the former authority or any part thereof.

(4) In any local statutory provision to which this section applies and which does not fall within subsection (3) above—

- (a) for any reference to an existing county or its council there shall be substituted a reference to so much of the new county or counties as comprises the area of the

## PART XII

existing county or any part thereof or, as the case may be, the council of that new county or the councils of those new counties ;

(b) for any reference to an existing county borough or county district or the council of either there shall be substituted a reference to so much of the new district or districts as comprises the area of the existing borough or district or any part thereof or, as the case may be, the council of that new district or the councils of those new districts.

(5) In any local statutory provision to which this section applies which has effect in an area in Wales and which does not fall within subsection (3) above—

(a) for any reference to a rural parish there shall be substituted a reference to the corresponding community ;

(b) for any reference to the council of any such parish which has a council, whether separate or common, there shall be substituted a reference to the council of the corresponding community ; and

(c) for any reference to the parish meeting of any such parish which has no council there shall be substituted a reference to the council of the new district which comprises the corresponding community.

(6) Subsections (3) to (5) above shall have effect subject to any provision to the contrary made by, or by any instrument made under, this Act and, without prejudice to the foregoing, the Secretary of State may by order provide for the exercise of functions conferred by any local statutory provision to which this section applies and exclude the operation of any of those subsections where it would otherwise conflict with any provision of the order.

(7) So much of any local statutory provision—

(a) as confers functions on the Secretary of State with respect to the determination of tolls or other charges with respect to any fair, or

(b) as requires the submission to the Secretary of State of, or of proposals relating to, any scale of tolls or other charges with respect to any fair,

shall cease to have effect.

(8) Where any local statutory provision is continued in force in any area by subsection (1) above or is amended or modified in its application to any area by an order under section 254 above, the Secretary of State or any appropriate Minister may by

that order, or in the case of a provision continued as aforesaid, by an order under this subsection—

- (a) extend the provision throughout the new local government area in which it is continued in force ;
- (b) provide that that provision as so continued, amended, modified or extended shall have effect in that area to the exclusion of any enactment for corresponding purposes, including any enactment contained in or applied by this Act ;
- (c) make such modifications of any such enactment in its application to that area as will secure that the enactment will operate harmoniously with the said provision in that area ;
- (d) repeal or revoke any local statutory provision to which this section applies and which appears to the Secretary of State or that Minister to have become spent, obsolete or unnecessary or to have been substantially superseded by any enactment or instrument which applies or may be applied to the area, persons or things to which or to whom that provision applies ;
- (e) transfer to any authority appearing to the Secretary of State or that Minister to be appropriate any functions of an existing local authority under a local statutory provision to which this section applies which are not to become functions of some other authority under any provision of this Act except section 254 above and this section, or under any other instrument made under this Act, being functions exercisable by any existing local authority abolished by this Act ;
- (f) without prejudice to paragraph (e) above, make such modifications of any local statutory provision to which this section applies in its application to any new local government area as appear to the Secretary of State or that Minister to be expedient.

(9) All local statutory provisions to which this subsection applies shall cease to have effect in metropolitan counties at the end of 1979 and elsewhere at the end of 1984, but—

- (a) the Secretary of State or any appropriate Minister may by order exempt any such provision from the foregoing provision of this subsection ;
- (b) the Secretary of State may from time to time by order postpone the date on which all the local statutory provisions applying to the whole or part of any local government area, so far as they so apply, are to cease to have effect under this subsection.

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(10) An order under subsection (8) above which extends the area for which any local statutory provision is in force shall be provisional only.

(11) An instrument containing any other order under subsection (8) above or an order under subsection (9) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(12) This section applies to any local statutory provision which is in force wholly outside Greater London (except in the Isles of Scilly) and so much of any local statutory provision which is in force partly in Greater London as is in force outside Greater London, being in either case a provision in force immediately before 1st April 1974 and not expressly repealed or revoked by this Act, and subsection (10) above applies to any such local statutory provision of the following descriptions—

- (a) a provision of a local Act, the Bill for which was promoted by a local authority ;
- (b) a provision of an Act confirming a provisional order made on the application of a local authority ;
- (c) a provision of an order made on such an application which was subject to special parliamentary procedure ;

not being—

- (i) a provision by virtue of which functions are exercisable by a joint board continued in existence by virtue of section 263 below,
- (ii) a provision relating to a statutory undertaking,
- (iii) a provision relating to any person's status, or the right of any person to be admitted, as a freeman of any place or the rights of any person by virtue of any relationship or association with such a freeman,
- (iv) a protective provision for the benefit of any person, or
- (v) a provision contained in the Green Belt (London and Home Counties) Act 1938.

1938 c. xciii.

(13) In subsection (12) above "local authority" means—

- (a) the council of an administrative county, urban district or rural district ;
- (b) the municipal corporation of a borough acting by the council of that borough ;
- (c) any commissioners, trustees or other persons invested by any local Act with powers of town government or rating ;
- (d) any local board constituted in pursuance of the Public Health Act 1848, the Local Government Act 1858, the Local Government (1858) Amendment Act 1861 or the Local Government Amendment Act 1863 ; or

1848 c. 63.  
1858 c. 98.  
1861 c. 61.  
1863 c. 17.

- (e) without prejudice to the foregoing any body of persons constituted or designated as an urban or rural sanitary authority under the Public Health Act 1875 ; PART XII  
1875 c. 55.

and "statutory undertaking" means any railway, light railway, tramway, road transport, water transport, canal, inland navigation, ferry, dock, harbour, pier or lighthouse undertaking, any telephone undertaking, any market undertaking or any undertaking for the supply of electricity, gas, hydraulic power, water or district heating.

**263.**—(1) Subject to the following provisions of this section, where an existing joint board, every constituent member of which is a local authority, was constituted by or under any enactment for exercising functions for any united district or other area (not being a port health district), then, notwithstanding the change of areas and authorities effected by Parts I and II of this Act, the board shall continue to exist on and after 1st April 1974 and to exercise for that area the same functions as before that date (to the exclusion of new local authorities). Existing joint boards and committees and port health districts.

(2) Subsection (1) above shall not apply to a joint board constituted for an area which on 1st April 1974 will be wholly within the area of a single new local authority if the board was constituted for the purpose of exercising functions which on and after that date would (apart from the existence of the board) be exercisable by that local authority, whether or not the board has additional functions which, apart from this section, would not be so exercisable; and accordingly in any such case—

- (a) the functions of the board shall on 1st April 1974 become functions of that new local authority; and
- (b) the joint board shall cease to exist on that date.

(3) Subject to the following provisions of this section, where a port health district was constituted by an order under Part I of the Public Health Act 1936 or an enactment replaced by that Part and an existing local authority or an existing joint board, every constituent member of which is a local authority, is the port health authority for that district, then, notwithstanding the change of areas and authorities effected by Parts I and II of this Act, the district shall continue to exist as a port health district on and after 1st April 1974 and— 1936 c. 49.

- (a) if on that date a single new local authority will become the riparian authority in relation to that district, then on that date that authority shall become the port health authority for that district and any existing joint board constituted for that district shall cease to exist; and

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(b) if on that date two or more new local authorities will become riparian authorities in relation to that district then, if the existing port health authority is a joint board, that board shall continue to exist and to be the port health authority for that district, but otherwise the new local authority whose area comprises or, as the case may be, abuts on the greater part of that district shall be the port health authority for that district.

(4) Any question as to which authority's area comprises or abuts on the greater part of a port health district shall be resolved by the Secretary of State.

(5) Any existing joint committee constituted under section 91 of the 1933 Act or by or under any other enactment for the purpose of exercising functions for an area which on 1st April 1974 will lie within the areas of two or more new local authorities by whom those functions would apart from this subsection become exercisable on that date shall, notwithstanding the change of areas and authorities effected by Parts I and II of this Act, continue to exist on and after that date as if appointed under Part VI of this Act by those new authorities and shall exercise those functions for the area for which the committee exercised them before that date, without prejudice, however, to the power of those new authorities to make different arrangements for the discharge of those functions under that Part.

(6) The continuation in existence of any area or body by this section shall not prejudice any power conferred by any enactment to amend or revoke the order constituting the area or body or the power to make provision with respect to the body conferred by section 254 above.

(7) Subsections (1) and (2) above shall not apply to any area wholly situated in Greater London or to a joint board for such an area, or to a joint planning board for a National Park, and subsections (3) and (4) above shall not apply to the Port of London.

(8) The following provisions shall have effect for the construction of references to a local statutory provision to which section 262 above applies:—

(a) any reference to an existing joint board which ceases to exist by virtue of this section, or any reference which is to be construed as such a reference, shall be construed as a reference to the local authority by whom the functions of that board will become exercisable by virtue of this section;

(b) any reference to a united district or other area the existing joint board for which ceases to exist by virtue of subsection (2) above, or any reference which is to



be construed as such a reference, shall be construed as a reference to so much of the area of the new local authority by whom the functions formerly exercisable by the existing joint board become exercisable on 1st April 1974 as comprises the united district or other area for which the board acted; and

- (c) any reference to an existing local authority whose functions as port health authority become exercisable on 1st April 1974 by virtue of subsection (3) above by a new local authority, or any reference which is to be construed as such a reference, shall be construed as a reference to that new local authority.

(9) The foregoing provisions of this section shall have effect subject to any provision to the contrary made by, or by any instrument made under, this Act and shall be without prejudice to any express provision so made.

**264.**—(1) In the case of each new principal area, the following existing local authorities, that is to say—

- (a) in the case of a new county, the councils of any counties and county boroughs which will be wholly or partly included in that new county; and
- (b) in the case of a new district, the councils of any county boroughs and county districts which will be wholly or partly included in that new district;

Committees of existing councils for consideration of certain matters.

shall, as soon as practicable after the passing of this Act, establish a committee for the purpose of considering the matters mentioned in subsection (4) below.

(2) A committee established under this section shall consist of such number of representatives of the authorities by whom it is established as may be agreed between them or, in default of agreement, as may be determined by the Secretary of State, and also—

- (a) in the case of a committee relating to a new county, of such number of representatives of one or more of the councils of the existing county districts which will wholly or partly be included in the county as may be agreed between those councils and the authorities by whom the committee is established or, in default of agreement, as may be so determined; and
- (b) in the case of a committee relating to a new district, of such number of representatives of the council or councils of the existing county or one or more of the existing counties which will wholly or partly be included in the district as may be agreed between that

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council or those councils and the authorities by whom the committee is established or, in default of agreement, as may be so determined.

(3) The members of a committee established under this section may co-opt other persons to serve as members of the committee in relation to all or to one or some of the matters mentioned in subsection (4) below.

(4) The matters referred to in subsections (1) and (3) above are—

- (a) the proposed arrangements for the election of the principal council concerned ;
- (b) in the case of a district, its name ;
- (c) the operation of any local statutory provisions passed with respect to an area which, in whole or in part, is included in the principal area concerned ;
- (d) matters to be dealt with under sections 110, 254 and 257 or 258 above ; and
- (e) any other matter which it is expedient should be considered before the election of the principal council concerned in order to ensure the effective operation of that council on and after 1st April 1974.

(5) Any expenses incurred by a committee established under subsection (1) above shall be defrayed by the local authorities by whom the committee was established in such proportions respectively as may be agreed between them or, in default of such agreement, as may be determined by the Secretary of State.

Application  
of Act to  
Isles of Scilly.

**265.—**(1) There shall continue to be a council for the Isles of Scilly to be known as the Council of the Isles of Scilly.

(2) The Secretary of State may make an order providing for the constitution of the Council of the Isles of Scilly and otherwise for regulating the application of this Act to the Isles of Scilly and may on the application of the Council make an order providing for the exercise and performance there of any functions which are for the time being conferred or imposed on local authorities.

(3) Any order made under this section may—

- (a) apply to the Isles of Scilly any other public general Act relating to local government ;
- (b) provide for the contribution by the Isles of Scilly to Cornwall County Council in respect of costs incurred by the county council on matters specified in the order as benefiting the Isles of Scilly ;

(c) provide for all matters which appear to the Secretary of State necessary or proper for carrying the order into effect. PART XII

(4) Any order in force immediately before 1st April 1974 under section 292 of the 1933 Act (application of that Act to the Isles of Scilly) shall have effect as if made under this section and may be varied or revoked accordingly.

**266.**—(1) Any power to make orders, rules or regulations conferred on any Minister or the Treasury by any provision of this Act other than section 261 above or paragraph 3 of Schedule 3 or paragraph 2 of Schedule 5 to this Act shall be exercisable by statutory instrument. Orders, rules and regulations.

(2) Any power to make an Order in Council or other order under any provision of this Act shall include power to make an order varying or revoking any order previously made under that provision.

**267.** There shall be defrayed out of moneys provided by Parliament— Expenses.

- (a) any expenses incurred by any Minister under this Act ;  
and
- (b) any increase attributable to the provisions of this Act in the sums payable out of moneys so provided under any other enactment.

**268.**—(1) The House of Commons Disqualification Act 1957 shall be amended in accordance with the following provisions of this section. Amendment of House of Commons Disqualification Act 1957.

(2) In Part II of Schedule 1, in its application to the House of Commons of the Parliament of the United Kingdom, the following entries shall be inserted at the appropriate places in alphabetical order— 1957 c. 20.

“ The Local Government Boundary Commission for England ;

The Local Government Boundary Commission for Wales ;

The Staff Commission for England established under section 257 of the Local Government Act 1972 ;

The Staff Commission for Wales established under section 258 of the Local Government Act 1972 ”.

(3) In Part III of Schedule 1, in its application to the House of Commons of the Parliament of the United Kingdom, the follow-

PART XII ing entries shall be inserted at the appropriate places in alphabetical order—

“ Assistant Commissioner appointed under Part IV of the Local Government Act 1972 ;

Registration Officer appointed under Part III of the Local Government Act 1972 ”.

(4) In Part III of Schedule 1, both in its application to the House of Commons of the Parliament of the United Kingdom and in its application to the Senate and House of Commons of Northern Ireland, in the entry relating to local government officers, the following words shall cease to have effect, that is to say—

(a) in the sub-entry beginning “ Clerk or deputy clerk ”, the words “ of the council of a county in England and Wales, of the Greater London Council or ” and the words “ England and Wales or ” ; and

(b) in the sub-entry beginning “ Town clerk or deputy town clerk ”, the words “ of the City of London, of a borough in England and Wales or ”.

Meaning of “ England ” and “ Wales ”.

**269.** In every provision of this Act other than sections 1 and 20 above, in every Act passed on or after 1st April 1974, and in every instrument made on or after that date under any enactment (whether passed before, on or after that date), “ Wales ”, subject to any alteration of boundaries made under section 62 above, means the area consisting of the counties established by the said section 20 and “ England ” does not include any area included in any of those counties.

General provisions as to interpretation.

**270.**—(1) In this Act, except where the context otherwise requires, the following expressions have the following meanings respectively, that is to say—

“ appropriate Minister ”, in relation to the making of an order or regulation or the giving of a direction with respect to any matter, means the Minister in charge of any Government department concerned with that matter ; but the validity of any order, regulation or direction purporting to be made or given by any Minister by virtue of a power conferred on the appropriate Minister by this Act shall not be affected by any question as to whether or not that Minister was the appropriate Minister for the purpose ;

“ bank holiday break ” means any bank holiday not included in the Christmas break or the Easter break and the period beginning with the last week day before that bank holiday and ending with the next week day which is not a bank holiday ;

- “**Christmas break**” means the period beginning with the last week day before Christmas Day and ending with the first week day after Christmas Day which is not a bank holiday ;
- “**the City**” means the City of London ;
- “**Commission**”, without more, means the English Commission or the Welsh Commission and “**the Commissions**” means both those Commissions ;
- “**Common Council**” means the Common Council of the City ;
- “**county**”, without more, means, in relation to England, a metropolitan county or a non-metropolitan county ;
- “**district**”, without more, means, in relation to England, a metropolitan district or a non-metropolitan district ;
- “**Easter break**” means the period beginning with the Thursday before and ending with the Tuesday after Easter Day ;
- “**electoral area**” means any area for which councillors are elected to any local authority ;
- “**English Commission**” has the meaning assigned to it by section 46 above ;
- “**existing**”, in relation to a local government or other area or a local authority or other body, except in sections 1 and 20 above, means that area or body as it existed immediately before the passing of this Act ;
- “**financial year**” means the period of twelve months ending with 31st March in any year ;
- “**grouped**”, in relation to a parish or community, means grouped by or by virtue of any provision of this Act or any previous corresponding enactment under a common parish or community council, and “**grouping order**” shall be construed accordingly ;
- “**land**” includes any interest in land and any easement or right in, to or over land ;
- “**local authority**” means a county council, the Greater London Council, a district council, a London borough council or a parish or community council ;
- “**local government area**” means—
- (a) in relation to England, a county, Greater London, a district, a London borough or a parish ;
- (b) in relation to Wales, a county, district or community ;
- “**local government elector**” means a person registered as a local government elector in the register of electors

## PART XII

in accordance with the provisions of the Representation of the People Acts ;

“ local statutory provision ” means a provision of a local Act (including an Act confirming a provisional order) or a provision of a public general Act passed with respect only to the whole or part of an existing local government area or a provision of an instrument made under any such local or public general Act or of an instrument in the nature of a local enactment made under any other Act ;

“ new ”, in relation to any area or authority, means an area or authority established by or under this Act ;

1933 c. 51.

“ 1933 Act ” means the Local Government Act 1933 ;

1963 c. 33.

“ 1963 Act ” means the London Government Act 1963 ;

“ prescribed ” means prescribed by regulations made by the Secretary of State ;

“ principal area ” means a county, Greater London, a district or a London borough ;

“ principal council ” means a council elected for a principal area ;

“ public body ” includes—

(a) a local authority and a joint board on which, and a joint committee on which, a local authority or parish meeting are represented ;

(b) any trustees, commissioners or other persons who, for public purposes and not for their own profit, act under any enactment or instrument for the improvement of any place, for the supply of water to any place, or for providing or maintaining a cemetery or market in any place ; and

(c) any other authority having powers of levying or issuing a precept for any rate for public purposes ;

and “ district ” means, in relation to a public body other than a local authority, the area for which the public body acts ;

“ special community review ” means a review under paragraph 1 of Schedule 10 to this Act ;

“ specified papers ”, in relation to a parish or community, means the public books, writings and papers of the parish or community (including any photographic copies thereof) and all documents directed by law to be kept therewith ;

“ the Temples ” means the Inner Temple and the Middle Temple ;

“ Welsh Commission ” has the meaning assigned to it by section 53 above. PART XII

(2) In this Act and in any other enactment, whether passed before, at the same time as, or after this Act, the expression “ non-metropolitan county ” means any county other than a metropolitan county, and the expression “ non-metropolitan district ” means any district other than a metropolitan district.

(3) Any reference in this Act to a proper officer and any reference which by virtue of this Act is to be construed as such a reference shall, in relation to any purpose and any local authority or other body or any area, be construed as a reference to an officer appointed for that purpose by that body or for that area, as the case may be.

(4) In any provision of this Act which applies to a London borough, except Schedule 2 to this Act,—

- (a) any reference to the chairman of the council or of any class of councils comprising the council or to a member of a local authority shall be construed as or, as the case may be, as including a reference to the mayor of the borough ;
- (b) any reference to the vice-chairman of the council or any such class of councils shall be construed as a reference to the deputy mayor of the borough ; and
- (c) any reference to the proper officer of the council or any such class of councils shall be construed as a reference to the proper officer of the borough.

(5) In this Act, except where the context otherwise requires, references to any enactment shall be construed as references to that enactment as amended, extended or applied by or under any other enactment, including any enactment contained in this Act.

**271.**—(1) Nothing in this Act shall affect the boundary of Savings. the area—

- (a) for the supply of electricity of any Area Board within the meaning of the Electricity Act 1947 ; or 1947 c. 54.
- (b) for the supply of water by a company, being statutory water undertakers within the meaning of the Water Act 1945. 1945 c. 42.

(2) Nothing contained in, or done by virtue of, any provision of this Act other than section 253 or section 254(2)(b) shall affect the functions of the conservators of any common.

## PART XII

(3) The provisions of Part I of this Act shall not affect the continuance of the Confederation of the Cinque Ports.

(4) Any enabling provision contained in this Act shall be in addition to, and not in derogation of, any powers exercisable by Her Majesty by virtue of Her Royal Prerogative.

(5) Except as provided by Part X of this Act, nothing in this Act shall prejudice any right, duty or privilege of Her Majesty in right of the Duchy of Lancaster.

Repeals.

**272.**—(1) The enactments specified in Schedule 30 to this Act (which include enactments that were obsolete or unnecessary before the passing of this Act) are hereby repealed to the extent mentioned in the third column of that Schedule.

1889 c. 63.

(2) Without prejudice to section 38(1) of the Interpretation Act 1889, where this Act repeals any enactment making provision with respect to a particular matter or particular matters and either makes or applies some other enactment making corresponding or different provision with respect to that matter or those matters, then, unless the contrary intention appears and in particular subject to any instrument under section 252, 254, 255, 259 or 262 of this Act, references in any enactment other than this Act, or in any instrument made under any enactment other than this Act, to the repealed enactment shall be construed as references to the enactment contained in or applied by this Act which makes the corresponding or different provision.

Commence-  
ment.

**273.**—(1) The provisions of this Act to which this subsection applies shall, except so far as brought into force earlier by an order under subsection (2) below, come into force on 1st April 1974.

(2) The Secretary of State may by order appoint an earlier date for the coming into force of any provision to which subsection (1) above applies and different days may be appointed under this subsection for different purposes and, in particular, different days may be so appointed for the coming into force of the same provision in different areas.

(3) Subsection (1) above applies to the following provisions of this Act, that is to say—

sections 13, 16(1) and (3) and 17 ;

section 40 ;

section 48(8) and (9) ;

section 50(4) to (7) ;

sections 53 to 59 and Schedule 8 ;

section 62 ;



**section 75 ;**

**section 89(6) ;**

**section 100 ;**

**Parts VI to XI, except as provided by subsections (4) and (5) below ;**

**section 251 and Schedule 29 ;**

**section 262(3) to (7) ;**

**section 272 and Schedule 30 ;**

**paragraphs 5 to 9 and 10(2) of Schedule 6 ;**

**in Schedule 12, Parts II and III, and Part VI so far as applicable to parish councils.**

**PART XII**

**(4) Subsection (1) above shall not apply to the following provisions of Parts VI to XI of this Act, that is to say—**

**sections 104 and 106 ;**

**section 110 ;**

**section 117 ;**

**section 138 ;**

**section 169 ;**

**section 181(3) to (9) and (11) ;**

**so much of section 183 as confers a power to make or direct the making or amendment of development plan schemes and so much of section 182 as applies to the interpretation of the provisions relating to such schemes ;**

**section 186(6) and (7) ;**

**section 190(4) ;**

**section 192(3) ;**

**section 196(6) to (9) ;**

**section 197(2) and (3) ;**

**section 198(3) and (4) ;**

**section 200 ;**

**section 201(3) and (4) ;**

**section 202(4) to (8) ;**

**section 205 ;**

**section 207(2) to (8) ;**

**section 215(4) ;**

**section 220(4) ;**

**section 232 ;**

## PART XII

section 242 ;

section 243 ;

paragraph 27(2) of Schedule 13 and so much of section 172 as relates thereto.

1889 c. 63.

(5) Without prejudice to section 37 of the Interpretation Act 1889, any provision of Part IX or X of this Act—

(a) which empowers or requires any person to make any arrangements or any instrument with respect to the exercise of functions under any such provision or with respect to the setting up of any body of persons or the appointment of persons to any office or employment with a view to exercising any such functions or with respect to the deployment of officers in connection with the exercise of such functions ;

(b) which empowers or requires any person to give directions, take steps or make representations with respect to any such arrangements or instrument ; or

(c) which amends or applies any enactment which empowers or requires any person to make any such arrangements or instrument ;

shall come into force so as to enable those functions to be exercised in accordance with the arrangements or instrument on 1st April 1974.

(6) Sections 80 to 90, 92, 93, 104 and 106 above shall not apply to the Greater London Council or members of that council before the day on which the councillors of that council elected at the first ordinary elections of such councillors after the passing of this Act come into office.

(7) Sections 80 to 90, 92, 104 and 106 above shall not apply to a London borough council or the members of any such council before 1st April 1974.

(8) The following provisions shall have effect with respect to parish councils in England and the members of such councils:—

(a) sections 44(4) and 91 above shall not apply to them before 1st April 1974 ;

(b) sections 80 to 90, 92, 104 and 106 above shall not apply to them before the day on which parish councillors elected at those elections come into office ; and

(c) sections 94 to 98 above shall not apply to them before 1st April 1974.

(9) Part V of this Act shall not apply to existing parish councils in Wales or to members of such councils.

(10) Sections 104 and 106 above shall not apply to members of the Common Council before the day on which any common councilmen elected at the first ordinary election of common councilmen after the passing of this Act come into office.

PART XII

**274.—**(1) This Act may be cited as the Local Government Act 1972.

Short title and extent.

(2) Except for section 268 above, paragraph 35 of Schedule 29 to this Act and the repeals made by this Act in the House of Commons Disqualification Act 1957 and any enactment amending that Act, this Act shall not extend to Scotland.

1957 c. 20.

(3) Except for section 268 above and the said repeals, this Act shall not extend to Northern Ireland.

## SCHEDULES

Section 1.

## SCHEDULE 1

## COUNTIES AND METROPOLITAN DISTRICTS IN ENGLAND

## PART I

## METROPOLITAN COUNTIES AND METROPOLITAN DISTRICTS

(1) Name of county	(2) Area by reference to existing administrative areas
Greater Manchester	<p><i>District (a)</i> The county borough of Wigan. In the administrative county of Lancaster— the borough of Leigh; the urban districts of Abram, Aspull, Atherton, Hindley, Ince-in-Makerfield, Orrell, Standish-with-Langtree and Tyldesley; the urban district of Ashton-in-Makerfield, except the ward in Merseyside; the urban district of Golborne, except the wards in Cheshire; in the urban district of Billinge-and-Winstanley, the Billinge Higher End ward and the Winstanley ward except the detached parts; in the rural district of Wigan, the parishes of Haigh, Shevington and Worthington.</p> <p><i>District (b)</i> The county borough of Bolton. In the administrative county of Lancaster— the borough of Farnworth; the urban districts of Blackrod, Horwich, Kearsley, Little Lever and Westhoughton; in the urban district of Turton, the Bradshaw North, Bradshaw South, Bromley Cross and Eagley wards and so much of the Egerton ward as lies south of the boundary referred to in paragraph 3 of Part III of this Schedule.</p> <p><i>District (c)</i> The county borough of Bury. In the administrative county of Lancaster— the boroughs of Prestwich and Radcliffe; the urban districts of Tottington and Whitefield; in the urban district of Ramsbottom, the Central, East, South and West wards,</p> <p><i>District (d)</i> The county borough of Rochdale. In the administrative county of Lancaster— the boroughs of Heywood and Middleton; the urban districts of Littleborough, Milnrow and Wardle.</p>

SCH. 1

(1) Name of county	(2) Area by reference to existing administrative areas
Greater Manchester— <i>cont.</i>	<p><i>District (e)</i> The county borough of Salford. In the administrative county of Lancaster— the boroughs of Eccles and Swinton and Pendlebury; the urban districts of Irlam and Worsley.</p> <p><i>District (f)</i> The county borough of Manchester. In the administrative county of Chester, in the rural district of Bucklow, the parish of Ringway.</p> <p><i>District (g)</i> The county borough of Oldham. In the administrative county of Lancaster, the urban districts of Chadderton, Crompton, Failsworth, Lees and Royton. In the administrative county of Yorkshire, West Riding, the urban district of Saddleworth.</p> <p><i>District (h)</i> In the administrative county of Chester— the boroughs of Altrincham and Sale; the urban districts of Bowdon and Hale; in the rural district of Bucklow, the parishes of Carrington, Dunham Massey, Partington and Warburton. In the administrative county of Lancaster— the borough of Stretford; the urban district of Urmston.</p> <p><i>District (j)</i> The county borough of Stockport. In the administrative county of Chester, the urban districts of Bredbury and Romiley, Cheadle and Gatley, Hazel Grove and Bramhall and Marple.</p> <p><i>District (k)</i> In the administrative county of Chester— the boroughs of Dukinfield, Hyde and Staly- bridge; the urban district of Longdendale. In the administrative county of Lancaster— the boroughs of Ashton-under-Lyne and Mossley; the urban districts of Audenshaw, Denton and Droylsden.</p>

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(1) Name of county	(2) Area by reference to existing administrative areas
Merseyside ...	<p><i>District (a)</i> The county boroughs of Bootle and Southport. In the administrative county of Lancaster— the borough of Crosby; the urban districts of Formby and Litherland; in the rural district of West Lancashire, the parishes of Aintree, Ince Blundell, Maghull, Melling, Netherton, Sefton and Thornton, so much of the parish of Altcar as lies west of the line for the time being of the centre of the Downholland Brook, and so much of the parish of Lydiate as lies south of the line for the time being of the centre of the Lydiate Brook, the north channel being taken where the Brook divides.</p> <p><i>District (b)</i> The county borough of Liverpool.</p> <p><i>District (c)</i> The county borough of St. Helens. In the administrative county of Lancaster— the urban districts of Haydock, Newton-le-Willows and Rainford; the urban district of Billinge-and-Winstanley except the areas in Greater Manchester; in the urban district of Ashton-in-Makerfield, the South ward; in the rural district of Whiston, the parishes of Eccleston, Rainhill and Windle, and the parish of Bold, except the area in Cheshire.</p> <p><i>District (d)</i> In the administrative county of Lancaster— the urban districts of Huyton-with-Roby, Kirkby and Prescott; the rural district of Whiston except the areas in district (c) and Cheshire; in the rural district of West Lancashire, the parish of Simonswood.</p> <p><i>District (e)</i> The county boroughs of Birkenhead and Wallasey. In the administrative county of Chester— the borough of Bebington; the urban districts of Hoylake and Wirral.</p>
South Yorkshire ...	<p><i>District (a)</i> The county borough of Barnsley. In the administrative county of Yorkshire, West Riding— the urban districts of Cudworth, Darfield, Darton, Dearne, Dodworth, Hoyland Nether, Penistone, Royston, Wombwell and Worsbrough; the rural district of Penistone; in the rural district of Hemsworth, the parishes of Billingley, Brierley, Great Houghton, Little Houghton and Shafton;</p>

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(1) Name of county	(2) Area by reference to existing administrative areas
<p><b>South Yorkshire— cont.</b></p>	<p>in the rural district of Wortley, the parishes of Tankersley and Wortley.</p> <p><i>District (b)</i> The county borough of Doncaster. In the administrative county of Yorkshire, West Riding— the urban districts of Adwick le Street, Bentley with Arksey, Conisbrough, Mexborough and Tickhill; the rural districts of Doncaster and Thorne. In the administrative county of Nottinghamshire— in the rural district of East Retford, the parish of Finningley. in the rural district of Worksop, in the parish of Harworth, the North ward, so much of the East ward as lies east and north of Ordnance Survey parcels 4800, 4749, 5136 and 8630, and the detached part of the West ward which includes the hamlet of Hesley.</p> <p><i>District (c)</i> The county borough of Sheffield. In the administrative county of Yorkshire, West Riding— the urban district of Stocksbridge; in the rural district of Wortley, the parishes of Bradfield and Ecclesfield.</p> <p><i>District (d)</i> The county borough of Rotherham. In the administrative county of Yorkshire, West Riding— the urban districts of Maltby, Rawmarsh, Swinton and Wath upon Dearne; the rural districts of Kiveton Park and Rotherham.</p>
<p><b>Tyne and Wear ...</b></p>	<p><i>District (a)</i> The county borough of Newcastle upon Tyne. In the administrative county of Northumberland— the urban districts of Gosforth and Newburn; in the rural district of Castle Ward, the parishes of Brunswick, Dinnington, Hazlerigg, North Gosforth and Woolsington; the Moot Hall and Precincts, Newcastle upon Tyne.</p> <p><i>District (b)</i> The county borough of Tynemouth. In the administrative county of Northumberland— the borough of Wallsend; so much of the borough of Whitley Bay as lies south of the boundary referred to in paragraph 4 of Part III of this Schedule; the urban district of Longbenton; in the urban district of Seaton Valley, the wards of Backworth, Earsdon and Shiremoor.</p>

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(1) Name of county	(2) Area by reference to existing administrative areas
Tyne and Wear— <i>cont.</i>	<p><i>District (c)</i> The county borough of Gateshead. In the administrative county of Durham— the urban districts of Blaydon, Felling, Ryton and Whickham; in the rural district of Chester-le-Street, the parish of Lamesley and the parish of Birtley except the part in district (e).</p> <p><i>District (d)</i> The county borough of South Shields. In the administrative county of Durham— the borough of Jarrow; the urban districts of Boldon and Hebburn.</p> <p><i>District (e)</i> The county borough of Sunderland. In the administrative county of Durham— the urban districts of Hetton, Houghton-le- Spring and Washington; in the rural district of Chester-le-Street, so much of the parishes of Birtley, Harraton and South Biddick as lie within the designated area of Washington New Town and also so much of the said parish of Harraton as lies west of that designated area and north of the boundary referred to in paragraph 5 of Part III of this Schedule; in the rural district of Easington, the parishes of Burdon and Warden Law.</p>
West Midlands ...	<p><i>District (a)</i> The county borough of Wolverhampton.</p> <p><i>District (b)</i> The county borough of Walsall. In the administrative county of Staffordshire, the urban district of Aldridge-Brownhills.</p> <p><i>District (c)</i> The county borough of Dudley. In the administrative county of Worcestershire, the boroughs of Halesowen and Stourbridge.</p> <p><i>District (d)</i> The county boroughs of Warley and West Bromwich.</p> <p><i>District (e)</i> The county borough of Birmingham. In the administrative county of Warwickshire, the borough of Sutton Coldfield.</p> <p><i>District (f)</i> The county borough of Solihull. In the administrative county of Warwickshire— in the rural district of Meriden, the parishes of Balsall, Barston, Berkswell, Bickenhill, Castle Bromwich, Chelmsley Wood, Fordbridge, Hampton in Arden, Kingshurst and Meriden; in the rural district of Stratford-on-Avon, the parish of Hockley Heath.</p>



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(1) Name of county	(2) Area by reference to existing administrative areas
West Midlands —cont.	<p><i>District (g)</i> The county borough of Coventry. In the administrative county of Warwickshire, in the rural district of Meriden, the parishes of Allesley and Keresley.</p>
West Yorkshire ...	<p><i>District (a)</i> The county borough of Bradford. In the administrative county of Yorkshire, West Riding— the borough of Keighley; the urban districts of Baildon, Bingley, Denholme, Ilkley, Shipley and Silsden; the urban district of Queensbury and Shelf, except the wards in district (c); in the rural district of Skipton, the parishes of Addingham, Kildwick and Steeton with Eastburn.</p> <p><i>District (b)</i> The county borough of Leeds. In the administrative county of Yorkshire, West Riding— the boroughs of Morley and Pudsey; the urban districts of Aireborough, Garforth, Horsforth, Otley and Rothwell; in the rural district of Tadcaster, the parishes of Aberford, Austhorpe, Barwick in Elmet and Scholes, Great and Little Preston, Ledsham, Ledston, Lotherton cum Aberford, Micklefield, Parlington, Sturton Grange and Swillington; in the rural district of Wetherby, the parishes of Bardsey cum Rigton, Boston Spa, Bramham cum Oglethorpe, Clifford, Collingham, East Keswick, Harewood, Scarcroft, Thorner, Thorp Arch, Walton, Wetherby and Wothersome; in the rural district of Wharfedale, the parishes of Arthington, Bramhope, Carlton and Pool.</p> <p><i>District (c)</i> The county borough of Halifax. In the administrative county of Yorkshire, West Riding— the boroughs of Brighouse and Todmorden; the urban districts of Elland, Hebden Royd, Ripponden and Sowerby Bridge; in the urban district of Queensbury and Shelf, the wards of Shelf East and Shelf West; the rural district of Hepton.</p> <p><i>District (d)</i> The county boroughs of Dewsbury and Huddersfield. In the administrative county of Yorkshire, West Riding— the boroughs of Batley and Spenborough;</p>

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(1) Name of county	(2) Area by reference to existing administrative areas
West Yorkshire— <i>cont.</i>	<p>the urban districts of Colne Valley, Denby Dale, Heckmondwike, Holmfirth, Kirkburton, Meltham and Mirfield.</p> <p><i>District (e)</i> The county borough of Wakefield.</p> <p>In the administrative county of Yorkshire, West Riding—</p> <p>the boroughs of Castleford, Ossett and Pontefract; the urban districts of Featherstone, Hemsworth, Horbury, Knottingley, Normanton and Stanley;</p> <p>the rural district of Wakefield;</p> <p>the rural district of Hemsworth, except the parishes in North Yorkshire and South Yorkshire;</p> <p>in the rural district of Osgoldcross, the parishes of Darrington and East Hardwick.</p>

## PART II

## NON-METROPOLITAN COUNTIES

(1) Name of county	(2) Area by reference to existing administrative areas
Avon ... ..	<p>The county boroughs of Bath and Bristol.</p> <p>In the administrative county of Gloucestershire—</p> <p>the urban districts of Kingswood and Mangotsfield;</p> <p>the rural district of Warmley;</p> <p>the rural district of Sodbury, except the parish of Alderley;</p> <p>the rural district of Thornbury, except the parishes of Alkington, Berkeley, Ham and Stone, Hamfallow and Hinton.</p> <p>In the administrative county of Somerset—</p> <p>the borough of Weston-super-Mare;</p> <p>the urban districts of Clevedon, Keynsham, Norton-Radstock and Portishead;</p> <p>the rural districts of Bathavon and Long Ashton;</p> <p>in the rural district of Axbridge, the parishes of Banwell, Bleadon, Butcombe, Churchill, Congresbury, Hutton, Kewstoke, Locking, Puxton, Wick St. Lawrence, Winscombe and Wrington, so much of the parish of Loxton as lies north of the line for the time being of the centre of the river Axe and so much of the parishes of Blagdon and Burrington as lies north of the boundary referred to in paragraph 6 of Part III of this Schedule;</p> <p>in the rural district of Clutton, the parishes of Cameley, Chelwood, Chew Magna, Chew Stoke, Clutton, Farmborough, Farrington</p>

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(1) Name of county	(2) Area by reference to existing administrative areas
Avon— <i>cont.</i>	Gurney, High Littleton, Hinton Blewett, Nempnett Thrubwell, Norton Malreward, Paulton, Publow, Stanton Drew, Stowey-Sutton and Timsbury and so much of the parishes of East Harptree, West Harptree, Compton Martin and Ubley as lies north of the boundary referred to in paragraph 6 of Part III of this Schedule; the unannexed area adjacent to the urban district of Keynsham; Steep Holme Island.
Bedfordshire ...	The county borough of Luton. The administrative county of Bedford.
Berkshire ...	The county borough of Reading. The administrative county of Berkshire, except the areas in Oxfordshire. In the administrative county of Buckingham— the borough of Slough; the urban district of Eton; in the rural district of Eton, the parishes of Datchet, Horton and Wraysbury, the Britwell ward of the parish of Burnham and so much of the parish of Wexham as lies south of the boundary referred to in paragraph 7 of Part III of this Schedule.
Buckinghamshire...	The administrative county of Buckingham, except the areas in Berkshire.
Cambridgeshire ...	The administrative counties of Cambridgeshire and Isle of Ely and Huntingdon and Peterborough.
Cheshire ...	The county boroughs of Chester and Warrington. The administrative county of Chester, except the areas in Derbyshire, Greater Manchester and Merseyside. In the administrative county of Lancaster— the borough of Widnes; in the urban district of Golborne, the wards of Culcheth and Newchurch; the rural district of Warrington; in the rural district of Whiston, the parish of Hale and so much of the parish of Bold as lies within the designated area of Warrington New Town.
Cleveland ...	The county boroughs of Hartlepool and Teesside. In the administrative county of Durham, the rural district of Stockton. In the administrative county of Yorkshire, North Riding— the urban districts of Guisborough, Loftus, Saltburn and Marske-by-the-Sea and Skelton and Brotton;

## SCH. 1

(1) Name of county	(2) Area by reference to existing administrative areas
Cleveland— <i>cont.</i>	in the rural district of Stokesley, the parishes of Castlelevington, Hilton, Ingleby Barwick, Kirklevington, Maltby, Nunthorpe and Yarm.
Cornwall ... ..	The administrative county of Cornwall.
Cumbria ... ..	The county boroughs of Barrow-in-Furness and Carlisle. The administrative counties of Cumberland and Westmorland. In the administrative county of Lancaster— the urban districts of Dalton-in-Furness, Grange and Ulverston; the rural district of North Lonsdale. In the administrative county of Yorkshire, West Riding, the rural district of Sedbergh.
Derbyshire ... ..	The county borough of Derby. The administrative county of Derbyshire. In the administrative county of Chester, the rural district of Tintwistle.
Devon ... ..	The county boroughs of Exeter, Plymouth and Torbay. The administrative county of Devon.
Dorset ... ..	The county borough of Bournemouth. The administrative county of Dorset. In the administrative county of Hampshire— the borough of Christchurch; in the rural district of Ringwood and Fording-bridge, the parishes of Hurn and St. Leonards and St. Ives, so much of the parish of Christchurch East as lies west of the boundary referred to in paragraph 8 of Part III of this Schedule and so much of the parish of Sopley as lies west of the boundary referred to in paragraph 9 of Part III of this Schedule.
Durham ... ..	The county borough of Darlington. The administrative county of Durham, except the areas in Cleveland and Tyne and Wear. In the administrative county of Yorkshire, North Riding, the rural district of Startforth.
East Sussex ... ..	The county boroughs of Brighton, Eastbourne and Hastings. The administrative county of East Sussex, except the areas in West Sussex.
Essex ... ..	The county borough of Southend-on-Sea. The administrative county of Essex.
Gloucestershire ... ..	The county borough of Gloucester. The administrative county of Gloucestershire, except the areas in Avon.

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(1) Name of county	(2) Area by reference to existing administrative areas
<b>Hampshire</b> ...	The county boroughs of Portsmouth and Southampton. The administrative county of Hampshire, except the areas in Dorset.
<b>Hereford and Worcester</b>	The county borough of Worcester. The administrative county of Herefordshire. The administrative county of Worcestershire, except the boroughs in West Midlands.
<b>Hertfordshire</b> ...	The administrative county of Hertfordshire.
<b>Humberside</b> ...	The county boroughs of Grimsby and Kingston upon Hull. The administrative county of Yorkshire, East Riding, except the areas in North Yorkshire. In the administrative county of Lincoln, Parts of Lindsey— the boroughs of Cleethorpes and Scunthorpe; the urban districts of Barton-upon-Humber and Brigg; the rural districts of Glanford Brigg, Grimsby and Isle of Axholme; In the administrative county of Yorkshire, West Riding— the borough of Goole; the rural district of Goole.
<b>Isle of Wight</b> ...	The administrative county of Isle of Wight.
<b>Kent</b> ...	The county borough of Canterbury. The administrative county of Kent.
<b>Lancashire</b> ...	The county boroughs of Blackburn, Blackpool, Burnley and Preston. The administrative county of Lancaster, except the areas in Cheshire, Cumbria, Greater Manchester and Merseyside. In the administrative county of Yorkshire, West Riding— the urban districts of Barnoldswick and Earby; the rural district of Bowland; in the rural district of Skipton, the parishes of Bracewell, Brogden and Salterforth.
<b>Leicestershire</b> ...	The county borough of Leicester. The administrative counties of Leicestershire and Rutland.
<b>Lincolnshire</b> ...	The county borough of Lincoln. The administrative counties of Lincoln, Parts of Holland and Lincoln, Parts of Kesteven. The administrative county of Lincoln, Parts of Lindsey, except the areas in Humberside.

SCH. 1

(1) Name of county	(2) Area by reference to existing administrative areas
Norfolk ... ..	<p>The county boroughs of Great Yarmouth and Norwich. The administrative county of Norfolk.</p> <p>In the administrative county of East Suffolk, in the rural district of Lothingland, the parishes of Belton, Bradwell, Burgh Castle, Fritton and Hopton-on-Sea, so much of the parish of Herringfleet as lies north of the boundary referred to in paragraph 10 of Part III of this Schedule and so much of the parish of Corton as lies north of the boundary referred to in paragraph 11 of that Part.</p>
North Yorkshire ...	<p>The county borough of York.</p> <p>The administrative county of Yorkshire, North Riding, except the areas in Cleveland and Durham.</p> <p>In the administrative county of Yorkshire, East Riding—</p> <ul style="list-style-type: none"> <li>the urban districts of Filey and Norton;</li> <li>the rural districts of Derwent and Norton;</li> <li>in the rural district of Bridlington, the parishes of Folkton, Hunmanby, Muston and Reighton.</li> </ul> <p>In the administrative county of Yorkshire, West Riding—</p> <ul style="list-style-type: none"> <li>the boroughs of Harrogate and Ripon;</li> <li>the urban districts of Knaresborough, Selby and Skipton;</li> <li>the rural districts of Nidderdale, Ripon and Pateley Bridge, Selby and Settle;</li> <li>the rural districts of Osgoldcross, Tadcaster, Wetherby and Wharfedale, except the parishes in West Yorkshire;</li> <li>the rural district of Skipton, except the parishes in Lancashire and West Yorkshire;</li> <li>in the rural district of Hemsworth, the parishes of Kirk Smeaton, Little Smeaton and Walden Stubbs.</li> </ul>
Northamptonshire	<p>The county borough of Northampton. The administrative county of Northamptonshire.</p>
Northumberland ...	<p>The administrative county of Northumberland, except the areas in Tyne and Wear.</p>
Nottinghamshire ...	<p>The county borough of Nottingham. The administrative county of Nottinghamshire, except the areas in South Yorkshire.</p>
Oxfordshire ...	<p>The county borough of Oxford. The administrative county of Oxford.</p> <p>In the administrative county of Berkshire—</p> <ul style="list-style-type: none"> <li>the boroughs of Abingdon and Wallingford;</li> <li>the urban district of Wantage;</li> <li>the rural districts of Abingdon, Faringdon and Wallingford;</li> </ul>

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(1) Name of county	(2) Area by reference to existing administrative areas
<b>Oxfordshire—cont.</b>	in the rural district of Wantage, the parishes of Ardington, Blewbury, Childrey, Chilton, Denchworth, East Challow, East Hanney, East Hendred, Goosey, Grove, Harwell, Letcombe Bassett, Letcombe Regis, Lockinge, Sparsholt, Upton, West Challow, West Hanney and West Hendred.
<b>Salop</b> ... ..	The administrative county of Salop.
<b>Somerset</b> ... ..	The administrative county of Somerset, except the areas in Avon.
<b>Staffordshire</b> ... ..	The county boroughs of Burton upon Trent and Stoke-on-Trent. The administrative county of Staffordshire, except the urban district in West Midlands.
<b>Suffolk</b> ... ..	The county borough of Ipswich. The administrative county of East Suffolk, except the areas in Norfolk. The administrative county of West Suffolk.
<b>Surrey</b> ... ..	The administrative county of Surrey, except the areas in West Sussex.
<b>Warwickshire</b> ... ..	The administrative county of Warwickshire, except the areas in West Midlands.
<b>West Sussex</b> ... ..	The administrative county of West Sussex. In the administrative county of East Sussex— the urban districts of Burgess Hill, Cuckfield and East Grinstead; the rural district of Cuckfield. In the administrative county of Surrey, in the rural district of Dorking and Horley, the parish of Charlwood, except the detached part, and so much of the parish of Horley as lies south of the boundary referred to in paragraph 12 of Part III of this Schedule.
<b>Wiltshire</b> ... ..	The administrative county of Wiltshire.

## SCH. 1

## PART III

## RULES AS TO BOUNDARIES

1. The boundaries of the new local government areas shall be mered by Ordnance Survey.

1958 c. 55.

2. Any such boundary defined on the map annexed to any order under Part VI of the 1933 Act or Part II of the Local Government Act 1958 or section 6 of the 1963 Act by reference to proposed works shall, if the works have not been executed at the time of the completion of the first survey made after the passing of this Act for a new edition of Ordnance Survey large-scale plans including that boundary, be mered as if the boundary had not been so defined.

3. The boundary dividing the Egerton ward of the urban district of Turton referred to in Part I of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of Delph Brook to the end of the Reservoir Dam, thence to Blackburn Road north of Moss Cottages and thence north-eastwards to the ward boundary.

4. The boundary dividing the borough of Whitley Bay referred to in Part I of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of the access road to Hartley West Farm, Hartley Lane, West End, the northern boundaries of Ordnance Survey parcels 0057, 2657 and 4156 and thence north-eastwards to the boundary of the borough.

5. The boundary in the parish of Harraton referred to in Part I of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of the link road C8 between Western Highway and Vigo Lane.

6. The boundary dividing the parishes of East Harptree, West Harptree, Compton Martin, Ubley, Blagdon and Burrington referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine generally between the 500 ft. and 800 ft. contours on the northern slopes of the Mendip Hills to the vicinity of Burrington Camp and thence westwards to the boundary of the parish of Burrington.

7. The boundary dividing the parish of Wexham referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of the northern and eastern boundaries of Wexham Hospital, Wexham Park Lane, the eastern and southern boundaries of Ordnance Survey parcels 49, 48a, 31, 32, 33, 15, 14 and 13, Church Lane and Uxbridge Road south-westwards from Church Lane.

8. The boundary dividing the parish of Christchurch East referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine on or near the general line from the neighbourhood of Barrett's Copse to the River Mude in the neighbourhood of Waterhouse Farm and thence along that river downstream to the parish boundary.



9. The boundary dividing the parish of Sopley referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of the River Avon.

10. The boundary dividing the parish of Herringfleet referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of Blocka Lane, Blocka Road, Herringfleet Road, the southern boundaries of Ordnance Survey parcels 105B, 80, 77 and 78, and thence to the parish boundary.

11. The boundary dividing the parish of Corton referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of an extension eastwards of the southern boundary of the parish of Hopton-on-Sea.

12. The boundary dividing the parish of Horley referred to in Part II of this Schedule shall be such as the Secretary of State may by order determine on or near the general line of the River Mole, Burstow Stream, the railway from Horley to Earlswood and Crossoak Lane.

#### PART IV

##### DIVIDED PARISHES

1. The following areas shall be parishes, that is to say—

- (a) the part of the existing parish of Altcar in Lancashire ;
- (b) the part of the existing parish of Altcar in Merseyside ;
- (c) the part of the existing parish of Birtley in district (c) in Tyne and Wear ;
- (d) the part of the existing parish of Blagdon in Avon ;
- (e) the part of the existing parish of Bold in Merseyside ;
- (f) the part of the existing parish of Burnham in Berkshire ;
- (g) the part of the existing parish of Burnham in Buckinghamshire ;
- (h) the part of the existing parish of Burrington in Avon ;
- (i) the parts of the existing parishes of Charlwood and Horley in Surrey ;
- (j) the part of the existing parish of Charlwood in West Sussex ;
- (k) the part of the existing parish of Christchurch East in Dorset ;
- (l) the part of the existing parish of Christchurch East in Hampshire ;
- (m) the part of the existing parish of Compton Martin in Avon ;
- (n) the part of the existing parish of Corton in Suffolk ;
- (o) the part of the existing parish of East Harptree in Avon ;
- (p) the part of the existing parish of Harraton in Durham ;
- (q) the part of the existing parish of Harworth in Nottinghamshire ;
- (r) the part of the existing parish of Herringfleet in Suffolk ;
- (s) the part of the existing parish of Horley in West Sussex ;

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- (t) the part of the existing parish of Loxton in Avon ;
- (u) the part of the existing parish of Lydiate in Merseyside ;
- (v) the part of the existing parish of Sopley in Hampshire ;
- (w) the part of the existing parish of South Biddick in Durham ;
- (x) the part of the existing parish of Ubley in Avon ;
- (y) the part of the existing parish of West Harptree in Avon ;
- (z) the part of the existing parish of Wexham in Berkshire ; and
- (za) the part of the existing parish of Wexham in Buckinghamshire.

2.—(1) The part of the existing parish of Bold in Cheshire shall be added to the parish of Great Sankey.

(2) The parts of the existing parishes of Blagdon, Burrington, Compton Martin, East Harptree, Ubley and West Harptree in Somerset shall be added to the parish of Priddy.

(3) The part of the existing parish of Corton in Norfolk shall be added to the parish of Hopton-on-Sea.

(4) The part of the existing parish of Harworth in South Yorkshire shall be added to the parish of Bawtry.

(5) The part of the existing parish of Herringfleet in Norfolk shall be added to the parish of Fritton.

(6) The part of the existing parish of Loxton in Somerset shall be added to the parish of East Brent.

(7) The part of the existing parish of Lydiate in Lancashire shall be added to the parish of Downholland.

(8) The part of the existing parish of Sopley in Dorset shall be added to the parish of Hurn.

3. The parts of the existing parishes of Birtley, Harraton and South Biddick in district (e) in Tyne and Wear shall cease to be in any parish.

4. Paragraphs 1 to 3 above shall not prevent any existing rural parish from continuing to exist as such until 1st April 1974.

## PART V

### CONSTITUTION OF PARISHES BY REFERENCE TO EXISTING URBAN DISTRICT AND BOROUGH BOUNDARIES

1.—(1) The English Commission shall consult the councils of existing counties, boroughs and urban districts and the committees established under section 264(1)(b) above with a view to making proposals to the Secretary of State for the constitution of parishes each of which has a boundary coterminous with that of—

- (a) an existing urban district or borough, the area of which is not divided by or under section 1 above between two or more districts, or
- (b) so much of an existing urban district or borough, the area of which is so divided, as is wholly comprised in a single district,

and for naming those parishes.

(2) The Secretary of State may give the Commission directions for their guidance in making any such proposals.

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2.—(1) The Secretary of State shall by order give effect to any proposals under paragraph 1 above, either as made to him or with modifications, but except in so far as any such order specifies part of the boundary of a district as part of the boundary of a parish no such order may specify for a parish a boundary different from that of an existing urban district or borough.

(2) A statutory instrument containing an order under this paragraph shall be subject to annulment in pursuance of a resolution of either House of Parliament.

3. The constitution of an area as a parish under this Part of this Schedule shall not affect—

- (a) the continued existence, subject to section 1(10) above, of the borough or urban district the area of which or of part of which is co-extensive with that of the parish, or
- (b) the power to make changes in local government areas under Part IV above.

4. In this Part of this Schedule “borough” does not include a London borough or a borough which becomes a parish by virtue of section 1(9) above.

## SCHEDULE 2

Section 8.

### CONSTITUTION AND MEMBERSHIP OF GREATER LONDON COUNCIL AND LONDON BOROUGH COUNCILS

#### PART I

##### *Constitution*

1.—(1) For Greater London there shall be a council consisting of a chairman and councillors and the council shall be a body corporate by the name of the Greater London Council and shall have all such functions as are vested in them by this Act or otherwise.

(2) For every London borough there shall be a council consisting of the mayor and councillors and the council shall exercise all such functions as are vested in the municipal corporation of the borough or in the council of the borough by this Act or otherwise.

##### *Chairman and mayor*

2.—(1) The chairman of the Greater London Council and the mayor of a London borough shall be elected annually by the council from among the councillors.

(2) The chairman or mayor shall, unless he resigns or becomes disqualified, continue in office until his successor becomes entitled to act as chairman or mayor.

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(3) During his term of office the chairman or mayor shall continue to be a member of the council notwithstanding the provisions of this Schedule relating to the retirement of councillors.

(4) The Greater London Council may pay the chairman, and a London borough council may pay the mayor, such allowance as the council think reasonable for the purpose of enabling the chairman or mayor to meet the expenses of his office.

(5) The mayor of a London borough shall have precedence in the borough, but not so as prejudicially to affect Her Majesty's royal prerogative.

*Election of chairman and mayor*

3.—(1) The election of the chairman or mayor shall be the first business transacted at the annual meeting of the Greater London Council or a London borough council.

(2) If, apart from paragraph 2(3) above or paragraph 4(2) below, the person presiding at the meeting would have ceased to be a member of the council, he shall not be entitled to vote in the election except in accordance with sub-paragraph (3) below.

(3) In the case of an equality of votes the person presiding at the meeting shall give a casting vote in addition to any other vote he may have.

*Vice-chairman and deputy chairman of Greater London Council*

4.—(1) The Greater London Council may appoint a member of the council to be vice-chairman of the Council and another member to be deputy chairman thereof.

(2) The vice-chairman or deputy chairman shall, unless he resigns or becomes disqualified, hold office until immediately after the election of the chairman at the next annual meeting of the Council and during that time shall continue to be a member of the Council notwithstanding the provisions of this Schedule relating to the retirement of councillors.

(3) Subject to any standing orders made by the Greater London Council, anything authorised or required to be done by, to or before the chairman may be done by, to or before the vice-chairman or deputy chairman.

(4) The Greater London Council may pay the vice-chairman and deputy chairman such allowance as the Council think reasonable for the purpose of enabling each of them to meet the expenses of his office.

*Power of mayor of London borough to appoint deputy*

5.—(1) The mayor of a London borough may appoint a councillor of the borough to be deputy mayor, and the person so appointed shall, unless he resigns or becomes disqualified, hold office until a

newly elected mayor becomes entitled to act as mayor (whether or not he continues until that time to be a councillor).

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(2) The appointment of a deputy mayor shall be signified to the council in writing and be recorded in the minutes of the council.

(3) The deputy mayor may, if for any reason the mayor is unable to act or the office of mayor is vacant, discharge all functions which the mayor as such might discharge, except that he shall not take the chair at a meeting of the council unless specially appointed by the meeting to do so under paragraph 5 of Schedule 12 below.

(4) A London borough council may pay the deputy mayor such allowance as the council think reasonable for the purpose of enabling him to meet the expenses of his office.

*Term of office and retirement of councillors*

6.—(1) Councillors of the Greater London Council and London borough councillors shall be elected by the local government electors for Greater London or the borough, as the case may be, in accordance with this Act and Part I of the Representation of the People Act 1949. 1949 c. 68.

(2) The ordinary election of councillors of the Greater London Council shall take place in 1973 and every third year thereafter, their term of office shall be three years, they shall retire together in every such third year on the fourth day after the ordinary day of election of such councillors, and the newly elected councillors shall come into office on the day on which their predecessors retire.

(3) The ordinary election of London borough councillors shall take place in 1974 and every third year thereafter, their term of office shall be three years and they shall retire together in every such third year on the fourth day after the ordinary day of election of such councillors, and the newly elected councillors shall come into office on the day on which their predecessors retire.

(4) In 1974 the ordinary day of election of London borough councillors shall be the first Thursday in May.

*Electoral divisions and wards*

7.—(1) Subject to the following provisions of this paragraph, for the purposes of the election of councillors—

(a) Greater London shall be divided into electoral divisions, each returning one councillor ;

(b) every London borough shall be divided into wards, each returning such number of councillors as is specified in any order made under Part IV of this Act ;

and there shall be a separate election for each electoral division or ward.

(2) Until provision is made as mentioned in sub-paragraph (1)(b) above by an order under Part IV of this Act, the number of councillors for each ward in a London borough shall be such as is specified in the provision of the charter for the borough or, as the case may be, of an order under Part III of Schedule 1 to the 1963 Act amending that charter, which is in force on the coming into operation of Part IV of this Act.

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(3) So much of section 1(4) of the 1963 Act as limits the number of councillors of a London borough to 60 shall cease to have effect.

8. This Part of this Schedule shall have effect subject to the provisions of Part II below.

## PART II

### *Aldermen*

9.—(1) The offices of alderman of the Greater London Council and alderman of a London borough shall cease to exist on the relevant date, as defined in sub-paragraph (2) below, but until that date the following provisions of this Part of this Schedule shall have effect.

(2) In this Part of this Schedule 'the relevant date',—

(a) in relation to the Greater London Council, means the fourth day after the ordinary day of election of councillors of the Greater London Council in 1976 or such other year as may be specified for the purposes of this sub-paragraph in an order under section 8(2) above, and

(b) in relation to a London borough, means the fourth day after the ordinary day of election of London borough councillors in 1977 or such other year as may be so specified.

10.—(1) The aldermen of the Greater London Council and of a London borough shall be elected by the Council or, as the case may be, by the council of the borough, from among the councillors or persons qualified to be councillors.

(2) The number of aldermen shall be one-sixth of the whole number of councillors, or if that number is not divisible by six, of the highest number below that number which is so divisible.

(3) If a person holding either the office of councillor or the office of alderman is elected to and accepts the other of those offices, the first office shall thereupon become vacant.

11.—(1) An ordinary election of aldermen shall be held in 1973 in the case of the Greater London Council, and in 1974 in the case of a London borough.

(2) Except in so far as aldermen are required to retire in accordance with sub-paragraph (3) below, the term of office of aldermen of the Greater London Council or of a London borough who either hold that office at the passing of this Act or are elected thereto after the passing of this Act shall expire at the relevant date.

(3) In the year in which an ordinary election of aldermen of the Greater London Council or a London borough is held in accordance with sub-paragraph (1) above, one-half as near as may be of the whole number of aldermen of that Council or borough, namely those who have been aldermen for the longest time without re-election, shall retire immediately after the election of the new aldermen, who shall come into office on that day.

12.—(1) The election of aldermen in accordance with paragraph 11(1) above shall be held at the annual meeting of the Greater London Council or, as the case may be, the London borough council, and shall take place immediately after the election of the chairman or mayor.

(2) An alderman shall not, as such, vote at the election of an alderman.

(3) Every person entitled to vote may vote for any number of persons, not exceeding the number of vacancies to be filled, by signing and delivering at the meeting to the person presiding at the meeting a voting paper containing the full names and places of residence and descriptions of the persons for whom he votes.

(4) The person presiding at the meeting shall, as soon as all the voting papers have been delivered to him, proceed to ascertain the result of the voting and state the number of votes given to each person and shall then deliver the voting papers to the proper officer of the council, to be kept for six months.

(5) In the case of an equality of votes, the person presiding at the meeting shall give a casting vote, whether or not he voted or was entitled to vote in the first instance.

(6) The person presiding at the meeting shall declare to be elected as many persons as there are vacancies to be filled, being the persons who receive the greatest numbers of votes, or if fewer persons than those vacancies receive votes, all the persons who receive votes.

(7) If fewer persons than those vacancies receive votes, an election to fill the remaining vacancies shall be held at the next ordinary meeting of the council.

(8) The minutes of the proceedings of the meeting shall include the full names and places of residence and descriptions of the persons for whom votes were given and the names of the persons by whom they were given respectively.

13.—(1) Until the relevant date, Part I above shall have effect subject to the following provisions of this paragraph.

(2) Paragraph 1 above shall have effect as if—

(a) after the word 'chairman', in sub-paragraph (1), and

(b) after the word 'mayor', in sub-paragraph (2),

there were inserted the word 'aldermen'.

(3) Paragraphs 2(1) and 5(1) above shall have effect as if any reference therein to a councillor included a reference to an alderman.

(4) An outgoing alderman shall not, as such, vote at the election of the chairman of the Greater London Council or of the mayor of a London borough.

14. The Secretary of State may by order make such amendments of provisions of this Act, other than this Schedule, which refer to aldermen as seem to him appropriate to remove those references with effect from the relevant date.

## SCHEDULE 3

## ESTABLISHMENT OF NEW AUTHORITIES IN ENGLAND

*Division of non-metropolitan counties into districts*

1.—(1) The English Commission shall as soon as practicable after the passing of this Act make proposals to the Secretary of State for the division of non-metropolitan counties into districts, for defining the areas of those districts and for naming them, and the Secretary of State may give the Commission directions for their guidance in making any such proposals.

(2) The Secretary of State shall by order give effect to any proposals under this paragraph either as submitted to him or with modifications, but an order shall not be made under this paragraph defining the areas of non-metropolitan districts unless a draft of the order has been approved by resolution of each House of Parliament.

(3) An order under this paragraph shall, notwithstanding that it applies only to one or some of the non-metropolitan counties, proceed in Parliament as if its provisions would, apart from this paragraph, require to be enacted by a public Bill.

*County and district councillors*

2. Elections of councillors of the new principal councils shall be held on dates in 1973 fixed by the Secretary of State by order and the persons elected at these elections shall come into office on the fourth day after the day of election.

3.—(1) For the purpose of any election of such councillors before the relevant year of election each county or district shall be divided into such electoral areas as may be specified in an order made by the Secretary of State after carrying out either before or after the passing of this Act such consultations as he thinks appropriate.

(2) An order under this paragraph for any area shall specify the number of councillors to be returned for each electoral area and there shall be a separate election of councillors for each electoral area ; and section 6(2)(a) above shall not apply to any such election.

(3) An order under this paragraph may contain such incidental, consequential, transitional or supplementary provision as may appear to the Secretary of State to be necessary or proper.

4.—(1) Of the district councillors elected under paragraph 2 above for any ward of a metropolitan district—

(a) one-third shall retire in 1975, being, subject to subparagraphs (2) and (3) below, those elected by the smallest numbers of votes ;

(b) one-third shall retire in 1976, being, subject as aforesaid, those elected by the next smallest numbers of votes ; and

(c) the remainder shall retire in 1978 ;

in each case on the fourth day after the ordinary day of election of such councillors in the year of retirement.



(2) In the case of an equality of votes between any persons elected which makes it uncertain which of them is to retire in any such year, the person or persons to retire in that year shall be determined by lot.

(3) If an election of district councillors under paragraph 2 above for any ward of a metropolitan district is not contested, the person or persons to retire in each such year shall be determined by lot.

(4) Where under this paragraph any question is to be determined by lot, the lot shall be drawn at the next practicable meeting of the council after the question has arisen, and the drawing shall be conducted under the direction of the person presiding at the meeting.

*First elections and meetings of new councils*

5.—(1) At the first elections of councillors for a new principal area the returning officer shall be an officer of the council appointed by such existing county, borough or urban or rural district council as the Secretary of State may by order designate and not a person appointed under section 41 above.

(2) Section 42(5) above shall not apply to any such election, but all expenditure properly incurred by a returning officer or other officer in relation to the holding of any such election shall be paid in the first instance by the council by whom the returning officer was appointed and shall be defrayed by the existing authorities concerned in such proportions respectively as may be agreed between them or, in default of such agreement, as may be determined by the Secretary of State.

(3) In relation to any such election "the appropriate officer" in Parts II and III of the Representation of the People Act 1949 means the returning officer appointed under this paragraph instead of having the meaning assigned to that expression by section 55(6)(b) of that Act. 1949 c. 68.

6.—(1) For the purpose of taking and receiving delivery of declarations of acceptance of the office of councillor of any new principal area under section 83 above before the first meeting of that council, the clerk of an existing authority designated by the committee established for the area under section 264 above shall be deemed to be and shall act as the proper officer of the council.

(2) Any such declaration delivered by virtue of this paragraph to the said clerk shall be transferred by him to the custody of the proper officer of the new council on the appointment of the latter.

7.—(1) The first meeting of each new principal council shall be held within 21 days immediately following the day of election and shall be treated as the annual meeting of the council for 1973.

(2) The meeting shall be convened by the clerk of an authority designated by the committee established for the area of the new council under section 264 above and shall be held at such place as he may appoint instead of such place as the council may direct as required by paragraph 4(1) of Schedule 12 to this Act.

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(3) The notice of the meeting required by paragraph 4(2) of that Schedule shall be published at the place where the meeting is to be held instead of at the council's offices and the summons to attend the meeting required by that paragraph shall be signed by the said clerk instead of by the proper officer of the council.

8.—(1) Until the completion of the election of a chairman at the first meeting of a new principal council, persons designated by the committee established for the area of the council under section 264 above shall exercise any functions falling to be exercised by the chairman and vice-chairman of the council, but any person so designated shall not vote in the first instance at the election of the chairman unless he is a councillor for the new area.

(2) At the first meeting of a new principal council the clerk or deputy clerk of an existing authority so designated shall exercise any functions falling to be exercised by the proper officer of the new council in relation to the meeting.

(3) The standing orders for the regulation of the proceedings and business of an existing authority so designated shall apply at the first meeting of a new principal council.

9. The Secretary of State may himself exercise a committee's power of designation for the purposes of any provision of paragraph 6, 7 or 8 above if he is requested to do so on the ground that the committee is unlikely to exercise the power in time for that provision to operate.

#### *Parish councillors*

10.—(1) Until provision is made to the contrary under Part I or Part IV of this Act—

- (a) the number of councillors for a parish which immediately before the passing of this Act was a borough included in a rural district, not being a borough divided into wards, shall be the same as the number of councillors for that borough ;
- (b) where any such borough was immediately before the passing of this Act divided into wards for the purpose of elections to the council of the borough, the parish shall be divided into those wards for the purpose of elections of parish councillors and the number of councillors to be elected for each parish ward shall be the same as the number to be elected for the corresponding ward of the borough ;
- (c) the number of councillors for a parish which immediately before the passing of this Act was co-extensive with a rural district which is not divided into wards shall be the same as the number of councillors for that rural district ; and
- (d) where a rural district which is co-extensive with a parish was immediately before the passing of this Act divided into wards for the purpose of elections to the council of the rural district, the parish shall be divided into those

wards for the purpose of elections of parish councillors and the number of councillors to be elected for each parish ward shall be the same as the number to be elected for the corresponding ward of the rural district.

(2) Until provision is made to the contrary under Part I or Part IV of this Act, the provisions of this sub-paragraph shall have effect with respect to the number of councillors for a parish constituted under Part V of Schedule 1 above and having an area co-extensive with that of an existing borough or urban district, that is to say—

- (a) if the area of the parish is co-extensive with that of a borough not divided into wards, the number of councillors for the parish shall be the same as the total number of councillors and aldermen for the borough ;
- (b) if the area of the parish is co-extensive with that of a borough which is divided into wards, the parish shall be divided into the same wards for the purpose of elections of parish councillors and the number of councillors to be elected for each parish ward shall be four-thirds of the number of councillors for the corresponding ward of the borough ;
- (c) if the area of the parish is co-extensive with that of an urban district not divided into wards, the number of councillors for the parish shall be the same as the number of councillors for the urban district ;
- (d) if the area of the parish is co-extensive with that of an urban district which is divided into wards, the parish shall be divided into the same wards for the purpose of elections of parish councillors and the number of councillors to be elected for each parish ward shall be the same as the number of councillors for the corresponding ward of the urban district ;

and the numbers referred to in paragraphs (a) to (d) above shall be determined by reference to the electoral arrangements in the borough or urban district at the date on which the parish is constituted.

(3) In the case of a parish constituted under Part V of Schedule 1 above and having an area co-extensive with part only of an existing borough or urban district, the Secretary of State shall by order make such provision with respect to—

- (a) the number of councillors for the parish as a whole,
- (b) the division of the parish into wards, and
- (c) if the parish is so divided, the number of councillors for each ward,

as appears to him to correspond, in relation to the part of the existing borough or urban district concerned, to the provision made by paragraphs (a) to (d) of sub-paragraph (2) above in the case of a parish the area of which is co-extensive with that of the whole of an existing borough or urban district ; and the provision made by any such order shall have effect until provision is made to the contrary under Part I or Part IV of this Act.

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*Qualification for membership of local authority*

11. For the purposes of section 79 above, in its application to a candidate for membership of a new local authority, the new local government areas shall be treated as having been established not less than 12 months before the day of his nomination as such a candidate or, in relation to an election not preceded by the nomination of candidates, before the day of election.

*Suspension of elections*

12.—(1) No election of councillors of an existing county, borough (other than a London borough or a borough included in a rural district) or urban or rural district other than a rural district which is co-extensive with a parish shall be held after the end of the year 1972, except an election to fill a casual vacancy in an office where before the end of that year the office has been declared to be vacant or notice of the vacancy has been given under section 67(1) of the 1933 Act; and any such councillor holding office immediately before the end of that year or elected after the end of that year to fill a casual vacancy occurring before the end of that year shall, unless he resigns his office or it otherwise becomes vacant, continue to hold office until 1st April 1974.

(2) Subject to sub-paragraph (3) below any ordinary election of parish councillors due (apart from this Act) to take place in May 1973 shall take place on the same day as the ordinary election in that year of councillors for the district in which the parish is situated; and any such councillor who (apart from this Act) would ordinarily have retired on 20th May 1973 shall (unless he resigns his office or it otherwise becomes vacant) continue to hold office until the fourth day after the day on which the election of parish councillors takes place in pursuance of this sub-paragraph.

(3) No election of parish councillors shall be held after the end of the year 1972 for any existing parish mentioned in paragraph 1 of Part IV of Schedule 1 to this Act.

(4) Subject to sub-paragraph (6) below, any parish councillor elected at the ordinary election of parish councillors in 1973 shall come into office on the fourth day after the day of election and shall (unless he resigns his office or it otherwise becomes vacant) retire on the fourth day after the ordinary day of election of parish councillors in 1976.

(5) Any parish councillor—

(a) for an existing parish mentioned in paragraph 1 of Part IV of Schedule 1 to this Act; or

(b) for a parish to which part of any parish is added by paragraph 2 of the said Part IV;

who holds office immediately before the end of 1972 or is appointed after the end of that year to fill a casual vacancy occurring before the end of that year shall (unless he resigns his office or it otherwise becomes vacant) continue to hold office until 1st April 1974.

(6) Any parish councillor elected in 1973 for a parish mentioned in sub-paragraph (5)(b) above shall not act in his office before

1st April 1974 except for the purpose of taking any action with a view to enabling the new parish council to exercise their functions on and after that date.

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(7) No election of parish councillors shall be held in 1974 or 1975, and any parish councillor who (apart from this Act) would ordinarily have retired in 1974 or 1975 shall (unless he resigns his office or it otherwise becomes vacant) continue to hold office until the fourth day after the ordinary day of election of parish councillors in 1976.

(8) Any ordinary election of councillors of a borough included in a rural district or of a rural district which is co-extensive with a parish due (apart from this Act) to take place in May 1973 shall take place on the same day as the ordinary election in that year of councillors for the new district in which the borough or rural district is situated; and any councillor of any such borough or rural district who (apart from this Act) would ordinarily have retired on 20th May 1973 shall (unless he resigns his office or it otherwise becomes vacant) continue to hold office until the fourth day after the day on which the election of councillors takes place in pursuance of this sub-paragraph.

(9) The council of a borough included in a rural district shall, as from the date when the persons elected councillors of the borough in pursuance of sub-paragraph (8) above come into office, also be the council of the corresponding parish, and—

- (a) the persons so elected shall also hold office as councillors of the corresponding parish and, in the case of a borough divided into wards, be deemed also to have been elected for the corresponding wards of the parish;
- (b) the person who in 1973 is elected as mayor of the borough shall also hold office as chairman of the parish council until his successor becomes entitled to act as chairman; and
- (c) the person who in 1973 is appointed deputy mayor of the borough shall also hold office as vice-chairman of the parish council until the abolition of the borough.

(10) Without prejudice to the continued operation, until its repeal by this Act, of section 43(3) of the 1933 Act (council of a rural district which is co-extensive with a parish to have the functions of, and to be deemed to be, the parish council) the council of a rural district which is co-extensive with a parish shall, as from the date when the persons elected councillors of the rural district in pursuance of sub-paragraph (8) above come into office, also be the council of the parish, and—

- (a) the persons so elected shall also hold office as councillors of the parish and, in the case of a rural district divided into wards, be deemed also to have been elected for the corresponding wards of the parish;
- (b) the person who in 1973 is elected as chairman of the rural district council shall also hold office as chairman of the

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parish council until his successor becomes entitled to act as chairman ; and

- (c) the person who in 1973 is appointed vice-chairman of the rural district council shall also hold office as vice-chairman of the parish council until the abolition of the rural district council.

(11) Any person elected councillor as mentioned in sub-paragraph (9) or sub-paragraph (10) above shall come into office on the fourth day after the day of election and shall (unless he resigns his office or it otherwise becomes vacant) retire on the fourth day after the ordinary day of election of parish councillors in 1976.

(12) As respects an existing county or borough (other than a London borough)—

- (a) no ordinary election of aldermen shall be held after the passing of this Act ;
- (b) any alderman whose term of office would apart from this Act have expired between the passing of this Act and 1st April 1974 shall (unless he resigns his office or it otherwise becomes vacant) continue to hold office until that day ; and
- (c) any casual vacancy in the office of alderman occurring before 1st April 1974 shall not be filled unless the county or borough council resolve that it should be filled.

(13) It shall not be necessary to fill any casual vacancy occurring during March 1974 in the office of—

- (a) chairman or vice-chairman of the council of an existing county or urban or rural district other than chairman of a rural district which is co-extensive with a parish ; or
- (b) mayor of an existing borough (other than a London borough or a borough included in a rural district).

(14) The foregoing provisions of this paragraph shall have effect subject to the provisions of paragraphs 13 and 14 below.

13.—(1) The provisions of this paragraph shall apply in relation to a parish constituted under Part V of Schedule 1 above and falling within paragraph 10(2) above and also in relation to the borough or urban district the area of which is co-extensive with that of the parish ; and, in relation to such a parish,—

- (a) references in this paragraph to the order are references to the order under the said Part V constituting the parish, and
- (b) references in this paragraph to the borough or urban district are references to the borough or urban district the area of which is co-extensive with that of the parish.

(2) As from the date specified in the order, the parish councillors shall be the aldermen and councillors for the time being of the borough or as the case may be, the councillors for the time being of the urban district, and, if the parish is divided into wards in accordance with paragraph 10(2) above—

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(a) the councillors of the borough or urban district, in their capacity as parish councillors, shall be treated as having been elected for the wards of the parish corresponding to the wards of the borough or urban district for which they were elected ; and

(b) in the case of a borough, each of the aldermen shall be treated, in his capacity as a parish councillor, as having been elected for such ward of the parish as shall be determined at a meeting of the parish council held within fourteen days after the date specified in the order.

(3) Each person who becomes a parish councillor by virtue of sub-paragraph (2) above shall (unless he resigns his office or it otherwise becomes vacant) continue to hold that office until the fourth day after the ordinary day of election of parish councillors in 1976.

(4) Until 1st April 1974 the persons for the time being holding office as mayor and deputy mayor of the borough or, as the case may be, as chairman and vice-chairman of the council of the urban district shall, by virtue of those offices, hold office as chairman and vice-chairman of the parish council, respectively ; and the persons who, by virtue of this sub-paragraph, hold office as chairman and vice-chairman of the parish council immediately before 1st April 1974 shall, subject to section 15 above, continue to hold those offices on and after that date as if they had been elected to them at the annual meeting of the parish council held in 1973.

(5) Where this paragraph applies to a parish, then, as from the date specified in the order, paragraph 12(1) above shall not apply in relation to elections to fill casual vacancies in the office of councillor of the borough or urban district, as the case may be, and any casual vacancy which has not been filled on that date shall be deemed for the purposes of the 1933 Act to have arisen on that date ; and without prejudice to sub-paragraph (3) above a councillor elected after that date to fill a casual vacancy shall, unless he resigns his office or it otherwise becomes vacant, continue to hold office as a councillor of the borough or urban district until 1st April 1974.

(6) Where this paragraph applies to a parish, sub-paragraph (12)(c) and (13) of paragraph 12 above shall not apply in relation to the borough or urban district, as the case may be ; and in the case of a borough any person appointed to fill a casual vacancy in the office of alderman of the borough shall be treated, in his capacity as a parish councillor, as having been elected for the same ward of the parish as that for which his predecessor as alderman was treated as having been elected by virtue of sub-paragraph (2)(b) above or this sub-paragraph.

14. In the case of a parish constituted under Part V of Schedule 1 above and falling within paragraph 10(3) above, the Secretary of State shall by order make such provision in relation to the councillors of the parish, the chairman and vice-chairman of the parish council and the aldermen and councillors of the borough, or as the case

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- SCH. 3** may be the councillors of the urban district, concerned as appears to him to be appropriate to secure for the parish and that borough or urban district a result corresponding, so far as practicable, with that produced in the case of a parish falling within paragraph 10(2) above, by sub-paragraphs (2) to (6) of paragraph 13 above.

#### *Annual meetings*

15. In the year 1973 the annual meeting of a borough council other than the council of a London borough or a borough included in a rural district shall be held on such day in the month of March, April or May as the council may fix.

16. In that year the annual meeting of the council of a parish or a borough included in a rural district which (apart from this Act) is due to be held on or within fourteen days after 20th May and, in the case of a rural district which is co-extensive with a parish, the annual meeting of the rural district council which (apart from this Act) is due to be held on or as soon as conveniently may be after that date shall instead be held on, or within 14 days after, the day on which the councillors elected at the ordinary elections of parish councillors or councillors of boroughs included in rural districts or rural district councillors in that year come into office.

17. In the year 1974—

- (a) it shall not be necessary for the parish meeting of an existing parish mentioned in paragraph 1 of Part IV of Schedule 1 to this Act to assemble as required by paragraph 1(1) of Part VI of Schedule 3 to the 1933 Act ; and
- (b) the parish meeting of a parish to which part of any parish is added by paragraph 2 of the said Part IV shall be held for the enlarged parish.

#### *Supplementary*

18. In this Schedule “ relevant year of election ” means—

- (a) in relation to county councillors, the first ordinary year of election of such councillors occurring after the making of the order constituting the new electoral divisions of the county as the result of the review of county electoral arrangements under Schedule 9 to this Act ;
- (b) in relation to district councillors, the first ordinary year of election of such councillors occurring after the making of the order constituting the new wards of the district in consequence of the review of district electoral arrangements under that Schedule.



## SCHEDULE 4

Section 20.

## LOCAL GOVERNMENT AREAS IN WALES

## PART I

## COUNTIES

(1) Name of county	(2) Area by reference to existing administrative areas
Clwyd ... ..	The administrative county of Flintshire. The administrative county of Denbigh except the parts to be comprised in the county of Gwynedd. In the administrative county of Merioneth, the rural district of Edeyrnion.
Dyfed ... ..	The administrative counties of Cardiganshire, Carmarthenshire and Pembroke.
Gwent ... ..	The county borough of Newport. The administrative county of Monmouthshire except the parts to be comprised in the counties of Mid Glamorgan and South Glamorgan. In the administrative county of Brecon:— the urban district of Brynmawr; in the rural district of Crickhowell, the parish of Llanelly.
Gwynedd ... ..	The administrative counties of Anglesey and Caernarvon. The administrative county of Merioneth except the rural district of Edeyrnion. In the administrative county of Denbigh:— the urban district of Llanrwst; in the rural district of Aled, the parish of Llansantffraid Glan Conway; in the rural district of Hiraethog, the parishes of Eglwysbach, Llanddoget, Llanrwst Rural and Tir Ifan.
Mid Glamorgan ...	The county borough of Merthyr Tydfil. In the administrative county of Glamorgan:— the borough of Rhondda; the urban districts of Aberdare, Bridgend, Caerphilly, Gelligaer, Maesteg, Mountain Ash, Ognore and Garw, Pontypridd and Porthcawl; the rural districts of Llantrisant and Llantwit Fardre and Penybont; in the rural district of Cardiff, the parishes of Llanfedw, Llanilterne, Pentyrch, Rhydygwern, Rudry and Van; in the rural district of Cowbridge, the parishes of Llanharan, Llanharri, Llanilid and Peterston-super-Montem; in the rural district of Neath, the parish of Rhigos.

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(1) Name of county	(2) Area by reference to existing administrative areas
Mid Glamorgan —cont.	<p>In the administrative county of Brecon, in the rural district of Vaynor and Penderyn, the parishes of Penderyn and Vaynor.</p> <p>In the administrative county of Monmouthshire:— the urban districts of Bedwas and Machen and Rhymney; in the urban district of Bedwellty, the Aberbargoed, Cwmsyfiog, New Tredegar and Phillipstown wards.</p>
Powys ... ..	<p>The administrative counties of Montgomeryshire and Radnorshire.</p> <p>The administrative county of Brecon except the parts to be comprised in the counties of Gwent and Mid Glamorgan.</p>
South Glamorgan	<p>The county borough of Cardiff.</p> <p>In the administrative county of Glamorgan:— the boroughs of Barry and Cowbridge; the urban district of Penarth; the rural district of Cardiff except the parishes of Llanfedw, Llanilterne, Pentyrch, Rhydygwern, Rudry and Van; the rural district of Cowbridge except the parishes of Llanharan, Llanharry, Llanilid and Peterston-super-Montem.</p> <p>In the administrative county of Monmouthshire, in the rural district of Magor and St. Mellons, the parish of St. Mellons.</p>
West Glamorgan...	<p>The county borough of Swansea.</p> <p>In the administrative county of Glamorgan:— the boroughs of Neath and Port Talbot; the urban districts of Glyncoerrwg and Llchwyr; the rural districts of Gower and Pontardawe; the rural district of Neath except the parish of Rhigos.</p>

**PART II**  
**DISTRICTS**

(1) Name of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
Clwyd ... ..	C.1	<p>In the administrative county of Denbigh:— the borough of Colwyn Bay; the urban district of Abergele; the rural districts of Aled and Hiraethog except the parts to be comprised in district GD.4.</p>

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(1) Name of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
Clwyd— <i>cont.</i>	C.2	In the administrative county of Flintshire:— the urban districts of Prestatyn and Rhyl; the rural district of St. Asaph.
	C.3	In the administrative county of Flintshire:— the borough of Flint; the urban districts of Holywell and Mold; the rural district of Holywell.
	C.4	In the administrative county of Flintshire:— the urban districts of Buckley and Connah's Quay; the rural district of Hawarden except the part to be comprised in district C.6.
	C.5	In the administrative county of Denbigh:— the boroughs of Denbigh and Ruthin; the urban district of Llangollen; the rural districts of Ceiriog and Ruthin; in the rural district of Wrexham, the parishes of Llangollen Rural and Llantysilio. In the administrative county of Merioneth, the rural district of Edeyrnion.
	C.6	In the administrative county of Denbigh:— the borough of Wrexham; the rural district of Wrexham except the parts to be comprised in district C.5. In the administrative county of Flintshire:— the rural district of Maelor; in the rural district of Hawarden, the parish of Marford and Hoseley.
	Dyfed ... ..	D.1

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(1) Name of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
Dyfed— <i>cont.</i>	D.2	In the administrative county of Pembroke:— the borough of Haverfordwest; the urban districts of Fishguard and Goodwick, Milford Haven and Neyland; the rural districts of Cemaes and Haverfordwest.
	D.3	In the administrative county of Pembroke:— the boroughs of Pembroke and Tenby; the urban district of Narberth; the rural districts of Narberth and Pembroke.
	D.4	In the administrative county of Carmarthenshire:— the borough of Carmarthen; the urban district of Newcastle Emlyn; the rural districts of Carmarthen and Newcastle Emlyn.
	D.5	In the administrative county of Carmarthenshire:— the boroughs of Kidwelly and Llanelli; the urban district of Burry Port; the rural district of Llanelli.
	D.6	In the administrative county of Carmarthenshire:— the borough of Llandoverly; the urban districts of Ammanford, Cwmamman and Llandeilo; the rural district of Llandeilo.
	Gwent ... ..	GT.1
GT.2		In the administrative county of Monmouthshire:— the urban districts of Abercarn, Mynyddislwyn and Risca; the urban district of Bedwelty except the parts to be comprised in district MG.5.
GT.3		In the administrative county of Monmouthshire, the urban districts of Abertillery, Ebbw Vale, Nantyglo and Blaina and Tredegar.

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(1) Name of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
<i>Gwent—cont.</i>		In the administrative county of Brecon:— the urban district of Brynmawr; in the rural district of Crickhowell, the parish of Llanelly.
	GT.4	In the administrative county of Monmouthshire:— the urban districts of Blaenavon, Cwmbran and Pontypool; in the rural district of Magor and St. Mellons, the parish of Henllys; in the rural district of Pontypool, the parish of Llanfrechfa Lower.
	GT.5	In the administrative county of Monmouthshire:— the boroughs of Abergavenny and Monmouth; the urban districts of Chepstow and Usk; the rural districts of Abergavenny, Chepstow and Monmouth; the rural district of Pontypool except the part to be comprised in district GT.4.
Gwynedd	...	In the administrative county of Anglesey:— the borough of Beaumaris; the urban districts of Amlwch, Holyhead, Llangefni and Menai Bridge; the rural districts of Aethwy, Twrcelyn and Valley.
	GD.1	In the administrative county of Anglesey:— the borough of Beaumaris; the urban districts of Amlwch, Holyhead, Llangefni and Menai Bridge; the rural districts of Aethwy, Twrcelyn and Valley.
	GD.2	In the administrative county of Caernarvon:— the borough of Pwllheli; the urban districts of Criccieth and Porthmadog; the rural district of Llyn; in the rural district of Gwyrfai, the parishes of Beddgelert and Clynnog.
	GD.3	In the administrative county of Caernarvon:— the boroughs of Bangor and Caernarvon; the urban district of Bethesda; the rural district of Ogwen; the rural district of Gwyrfai except the parts to be comprised in district GD.2.
	GD.4	In the administrative county of Caernarvon:— the borough of Conwy; the urban districts of Betws-y-Coed, Llandudno, Llanfairfechan and Penmaenmawr; the rural district of Nant Conway.

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(1) Name of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
Gwynedd— <i>cont.</i>		In the administrative county of Denbigh:— the urban district of Llanrwst; in the rural district of Aled, the parish of Llansantffraid Glan Conway; in the rural district of Hiraethog, the parishes of Eglwysbach, Llanddoget, Llanrwst Rural and Tir Ifan.
	GD.5	In the administrative county of Merioneth:— the urban districts of Bala, Barmouth, Dolgellau, Ffestiniog and Tywyn; the rural districts of Deudraeth, Dolgellau and Penllyn.
Mid Glamorgan ...	MG.1	In the administrative county of Glamorgan:— the urban districts of Bridgend, Maesteg, Ogmere and Garw and Porthcawl; the rural district of Penybont.
	MG.2	In the administrative county of Glamorgan, the borough of Rhondda.
	MG.3	In the administrative county of Glamorgan:— the urban districts of Aberdare and Mountain Ash; in the rural district of Neath, the parish of Rhigos.
	MG.4	In the administrative county of Brecon, in the rural district of Vaynor and Penderyn, the parish of Penderyn. The county borough of Merthyr Tydfil.
	MG.5	In the administrative county of Glamorgan, in the urban district of Gelligaer, the Bedlinog ward. In the administrative county of Brecon, in the rural district of Vaynor and Penderyn, the parish of Vaynor.
		In the administrative county of Glamorgan:— the urban district of Caerphilly except the Taff's Well ward; the urban district of Gelligaer except the Bedlinog ward; in the rural district of Cardiff, the parishes of Llanfedw, Rhydygwern, Rudry and Van. In the administrative county of Monmouthshire:— the urban districts of Bedwas and Machen and Rhymney; in the urban district of Bedwellty, the Aberbargoed, Cwmsyfiog, New Tredegar and Phillipstown wards.

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(1) Name of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
Mid Glamorgan— <i>cont.</i>	MG.6	In the administrative county of Glamorgan:— the urban district of Pontypridd; the rural district of Llantrisant and Llantwit Fardre; in the urban district of Caerphilly, the Taff's Well ward; in the rural district of Cardiff, the parishes of Llanilterne and Pentyrch; in the rural district of Cowbridge, the parishes of Llanharan, Llanharry, Llanilid and Peterston-super-Montem.
Powys ... ..	P.1	In the administrative county of Montgomeryshire:— the boroughs of Llanfyllin, Llanidloes, Montgomery and Welshpool; the urban districts of Machynlleth and Newtown and Llanllwchaearn; the rural districts of Forden, Llanfyllin, Machynlleth and Newtown and Llanidloes.
	P.2	In the administrative county of Radnorshire:— the urban districts of Knighton, Llandrindod Wells and Presteigne; the rural districts of Colwyn, Knighton, New Radnor, Painscastle and Rhayader.
	P.3	In the administrative county of Brecon:— the borough of Brecon; the urban districts of Builth Wells, Hay and Llanwrtyd Wells; the rural districts of Brecknock, Builth, Hay and Ystradgynlais; the rural district of Crickhowell except the part to be comprised in district GT.3; in the rural district of Vaynor and Penderyn, the parish of Ystrad-fellte.
South Glamorgan	SG.1	The county borough of Cardiff. In the administrative county of Glamorgan, in the rural district of Cardiff, the parishes of Lisvane, Llanedeyrn, Radyr, St. Fagans and Tongwynlais. In the administrative county of Monmouthshire, in the rural district of Magor and St. Mellons, the parish of St. Mellons.

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(1) Names of county	(2) Reference number of district	(3) Area of district by reference to existing administrative areas
South Glamorgan <i>—cont.</i>	SG.2	In the administrative county of Glamorgan:— the boroughs of Barry and Cowbridge; the urban district of Penarth; the rural district of Cardiff except the parts to be comprised in districts MG.5, MG.6 and SG.1; the rural district of Cowbridge except the parts to be comprised in district MG.6.
West Glamorgan	WG.1	The county borough of Swansea. In the administrative county of Glamorgan, the rural district of Gower.
	WG.2	In the administrative county of Glamorgan:— the urban district of Llchwyr; the rural district of Pontardawe.
	WG.3	In the administrative county of Glamorgan:— the borough of Neath; the rural district of Neath except the part to be comprised in district MG.3.
	WG.4	In the administrative county of Glamorgan:— the borough of Port Talbot; the urban district of Glyncoirwg.



## PART III

SCH. 4

COMMUNITIES DIFFERING FROM EXISTING  
LOCAL GOVERNMENT AREAS

(1) Reference number of district	(2) Name of community	(3) Area of community by reference to existing administrative areas
GT.2 ...	Bedwellty ...	In the administrative county of Monmouthshire, the urban district of Bedwellty except the Aberbargoed, Cwmsyfiog, New Tredegar and Phillipstown wards.
MG.4 ...	Bedlinog ...	In the administrative county of Glamorgan, in the urban district of Gelligaer, the Bedlinog ward.
MG.5 ...	New Tredegar	In the administrative county of Monmouthshire, in the urban district of Bedwellty, the Aberbargoed, Cwmsyfiog, New Tredegar and Phillipstown wards.
MG.5 ...	Caerphilly ...	In the administrative county of Glamorgan, the urban district of Caerphilly except the Taff's Well ward.
MG.5 ...	Gelligaer ...	In the administrative county of Glamorgan, the urban district of Gelligaer except the Bedlinog ward.
MG.6 ...	Taff's Well ...	In the administrative county of Glamorgan, in the urban district of Caerphilly, the Taff's Well ward.

## PART IV

## RULES AS TO BOUNDARIES

1. The boundaries of the new local government areas shall be mered by Ordnance Survey.

2. Any such boundary defined on the map annexed to any order under Part VI of the 1933 Act or Part II of the Local Government Act 1958 by reference to proposed works shall, if the works have not been executed at the time of the completion of the first survey made after the passing of this Act for a new edition of Ordnance Survey large-scale plans including that boundary, be mered as if the boundary had not been so defined.

## SCHEDULE 5

## ESTABLISHMENT OF NEW AUTHORITIES IN WALES

*County and district councillors*

1. Elections of councillors of the new principal councils shall be held on dates in 1973 fixed by the Secretary of State by order and the persons elected at those elections shall come into office on the fourth day after the day of election.

2.—(1) For the purpose of any election of such councillors before the relevant year of election each county or district shall be divided into such electoral areas as may be specified in an order made by the Secretary of State after carrying out either before or after the passing of this Act such consultations as he thinks appropriate.

(2) An order under this paragraph for any area shall specify the number of councillors to be returned for each electoral area and there shall be a separate election of councillors for each electoral area ; and section 25(2)(a) above shall not apply to any such election.

(3) An order under this paragraph may contain such incidental, consequential, transitional or supplementary provision as may appear to the Secretary of State to be necessary or proper.

*Community councillors*

3. Elections of councillors of the new community councils shall be held on a day, not later than 10th March 1974, appointed by the Secretary of State, and—

- (a) the persons elected to a community council required to be established by a direction under section 27(3) or (4) above shall come into office on the fourth day after that day ; and
- (b) the persons elected to a community council established by virtue of section 27(2)(a) or (b) above shall come into office on 1st April 1974.

4.—(1) The following provisions of this paragraph shall have effect with respect to elections of community councillors before the relevant year of election.

(2) The number of councillors for a community, the area of which is co-extensive with the area of an existing borough or urban district or an existing rural parish having a separate parish council, shall be the same as the number of councillors for that borough, district or parish, as the case may be.

(3) The number of councillors for a group of communities the areas of which are co-extensive with the areas of existing rural parishes grouped under a common council shall be the same as the number of councillors of that council, and the number of councillors representing a community on the common community council shall be the same as the number representing the area of that community on the existing common parish council.

(4) Where any existing borough, district or parish falling within sub-paragraph (2) or (3) above is divided into wards for the purpose of elections to the council of the borough, district or parish, the community shall be divided into those wards for the purpose of elections of community councillors and the number of councillors to be elected for each community ward shall be the same as the number to be elected for each ward of the existing borough, district or parish, as the case may be.

(5) In the case of a community named in Part III of Schedule 4 to this Act, the Secretary of State may, after causing such notices to be given concerning the matter as he thinks expedient, by order specify the number of community councillors to be elected for the community, divide the community into wards and specify the number of councillors to be returned for each ward.

*First elections and meetings of new councils*

5.—(1) At the first elections of councillors for a new area, the returning officer shall be an officer of the council appointed by such existing county, borough or urban or rural district council as the Secretary of State may by order designate and not a person appointed under section 41 above.

(2) Section 42(5) and (6) above shall not apply to any such election, but sub-paragraphs (3) and (4) below shall apply instead.

(3) All expenditure properly incurred by a returning officer or other officer in relation to the holding of the first elections of councillors for a new principal area shall be paid in the first instance by the council by whom the returning officer was appointed and shall be defrayed by the existing authorities concerned in such proportions respectively as may be agreed between them or, in default of such agreement, as may be determined by the Secretary of State.

(4) All expenditure properly incurred by a returning officer or other officer in relation to the holding of the first elections of councillors for a community shall be paid in the first instance by the council of the new district in which the community is situated, but any expenditure so incurred shall be chargeable only on that community.

(5) Section 42(7) above shall not apply to the first election of councillors for a community, but before a poll is taken at such an election the council of the new district in which the community is situated shall, at the request of the returning officer or of any person acting as returning officer, advance to him such reasonable sum in respect of his expenses at the election as he may require.

(6) In relation to the first election of councillors for a new area "the appropriate officer" in Parts II and III of the Representation of the People Act 1949 means the returning officer appointed under this paragraph instead of having the meaning assigned to that expression by section 55(6)(b) of that Act. 1949 c. 68.

6.—(1) For the purpose of taking and receiving delivery of declarations of acceptance of the office of councillor of any new principal area under section 83 above before the first meeting of

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that council, the clerk of an existing authority designated by the committee established for the area under section 264 above shall be deemed to be and shall act as the proper officer of the council.

(2) Any such declaration delivered by virtue of this paragraph to the said clerk shall be transferred by him to the custody of the proper officer of the new council on the appointment of the latter.

7.—(1) The first meeting of each new principal council shall be held within 21 days immediately following the day of election and shall be treated as the annual meeting of the council for 1973.

(2) The meeting shall be convened by the clerk of an authority designated by the committee established for the area of the new council under section 264 above and shall be held at such place as he may appoint instead of such place as the council may direct as required by paragraph 4(1) of Schedule 12 to this Act.

(3) The notice of the meeting required by paragraph 4(2) of that Schedule shall be published at the place where the meeting is to be held instead of at the council's offices and the summons to attend the meeting required by that paragraph shall be signed by the said clerk instead of by the proper officer of the council.

8.—(1) Until the completion of the election of a chairman at the first meeting of a new principal council, persons designated by the committee established for the area of the new council under section 264 above shall exercise any functions falling to be exercised by the chairman and vice-chairman of the council, but any person so designated shall not vote in the first instance at the election of the chairman unless he is a councillor for the new area.

(2) At the first meeting of a new principal council the clerk or deputy clerk of an existing authority so designated shall exercise any functions falling to be exercised by the proper officer of the new council in relation to the meeting.

(3) The standing orders for the regulation of the proceedings and business of an existing authority so designated shall apply at the first meeting of a new principal council.

9. The Secretary of State may himself exercise a committee's power of designation for the purposes of any provision of paragraph 6, 7 or 8 above if he is requested to do so on the ground that the committee is unlikely to exercise the power in time for that provision to operate.

10.—(1) The first meeting of a community council established by a direction under section 27(3) or (4) above shall be held within the 21 days immediately following the day of election in 1974 and shall be convened—

- (a) where the community is coterminous with an existing borough, by the town clerk of that borough ;
- (b) where the community is coterminous with or wholly contained in an existing urban district, by the clerk of the council of that district.

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(2) The first meeting of a community council established by virtue of section 27(2)(a) or (b) above shall be held before 23rd April 1974 and shall be convened by the clerk of the council of the parish or group of parishes, the area of which is co-extensive with the area of that community or group of communities, as the case may be.

(3) The first meeting of a community council shall be treated as the annual meeting of the council for 1974.

(4) The summons to attend the first meeting required by paragraph 26(2) of Schedule 12 to this Act shall be signed by the clerk by whom the meeting is convened instead of by the proper officer of the council.

(5) In relation to the first elections of the councillors of any community council and in relation to the first meeting of any community council required to be held by this paragraph, the powers conferred on the district council by sections 44(4) and 91 above shall, until 1st April 1974, be exercisable by the council of the existing county in which the area of the community is situated.

#### *Qualification for membership of local authority*

11. For the purposes of section 79 above, in its application to a candidate for membership of a new local authority, the new local government areas shall be treated as having been established not less than 12 months before the day of his nomination as such a candidate or, in relation to an election not preceded by the nomination of candidates, before the day of election.

#### *Suspension of elections*

12.—(1) No election of councillors of an existing county, borough, urban or rural district or rural parish shall be held after the end of the year 1972, except an election to fill a casual vacancy in an office where before the end of that year the office has been declared to be vacant or notice of the vacancy has been given under section 67(1) of the 1933 Act; and any such councillor holding office immediately before the end of that year or elected after the end of that year to fill a casual vacancy occurring before the end of that year shall, unless he resigns his office or it otherwise becomes vacant, continue to hold office until 1st April 1974.

(2) As respects an existing county or borough—

- (a) no ordinary election of aldermen shall be held after the passing of this Act;
- (b) any alderman whose term of office would apart from this Act have expired between the passing of this Act and 1st April 1974 shall (unless he resigns his office or it otherwise becomes vacant) continue to hold office until that day; and
- (c) any casual vacancy in the office of alderman occurring before 1st April 1974 shall not be filled unless the county or borough council resolve that it should be filled.

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(3) It shall not be necessary to fill any casual vacancy occurring during March 1974 in the office of—

- (a) chairman or vice-chairman of the council of an existing county or urban or rural district or of an existing parish council ;
- (b) mayor of an existing borough ; or
- (c) chairman of the parish meeting of an existing rural parish.

*Annual meetings*

13. In the year 1973 the annual meeting of a borough council shall be held on such day in the month of March, April or May as the council may fix.

14. In the year 1974 it shall not be necessary for the parish meeting of a rural parish to assemble as required by paragraph 1(1) of Part VI of Schedule 3 to the 1933 Act.

*Supplemental*

15. In this Schedule “relevant year of election ” means—

- (a) in relation to county councillors, the first ordinary year of election of such councillors occurring after the making of the order constituting the new electoral divisions of the county as the result of the review of county electoral arrangements under Schedule 10 to this Act.
- (b) in relation to district councillors, the first ordinary year of election of such councillors occurring after the making of the order constituting the new wards of the district in consequence of the review of district electoral arrangements under that Schedule ;
- (c) in relation to community councillors, the first ordinary year of election of such councillors occurring after the making of the order or the last of the orders with respect to the district comprising the community in consequence of the special community review under that Schedule.

## Section 45.

## SCHEDULE 6

## AMENDMENT AND MODIFICATION OF ELECTION LAW

*Registration of electors*

1. For section 41(4)(a) of the 1949 Act (persons capable of deputising for registration officer) there shall be substituted the following paragraph :—

- “(a) in England or Wales by the proper officer of the council (within the meaning of the Local Government Act 1972) by whom the registration officer was appointed”.

2. In section 43 of the 1949 Act (payment of registration expenses) for any reference to the local authority whose clerk is registration officer or the local authority whose clerk the registration officer is there shall be substituted a reference to the local authority by whom the registration officer was appointed.

3. Where under section 136(3) of the 1949 Act (costs of election petitions) the Treasury pay any costs ordered to be paid by a constituency which is situated partly in one district or London borough and partly in another or partly in a London borough and partly in the City and the Temples, the authority from whom the Treasury are to obtain repayment of the amount under that section shall be the authority who appointed the registration officer who is acting returning officer for the constituency, and such contributions shall be made to that authority by any other local authority as the Secretary of State may direct.

4. Until 1st April 1974 the registration officer for any constituency shall be the person who would, by virtue of the 1949 Act, have held that office apart from the changes to local government areas and authorities effected by this Act.

#### *Place and manner of voting at elections*

5.—(1) So much of section 11(2) of the 1949 Act (polling districts and places at parliamentary elections) as imposes a duty on each local authority whose clerk is registration officer to divide a constituency into polling districts, designate polling places and keep polling districts and polling places under review shall cease to have effect, but it shall be the duty of the council of each district or London borough to divide their area into polling districts for the purpose of parliamentary elections for so much of any constituency as is situated in their area and to designate the polling places for those polling districts and to keep the polling districts and polling places under review in accordance with the rules set out in paragraphs (a) to (d) of that subsection; and—

- (a) references in that section to a local authority shall be construed accordingly;
- (b) the reference in the said paragraph (a) to a constituency shall be construed as a reference to so much of the constituency as is situated in the area of the authority; and
- (c) references in that section to that section shall include references to this paragraph.

(2) In paragraph (b) of the said section 11(2) after the word "parish" there shall be inserted the words "or community".

(3) In subsection (4) of the said section 11 "interested authority", in relation to any constituency, means as respects England the council, or where there is no such council, the parish meeting of a parish which is wholly or partly situated within the constituency and as respects Wales the council of a community which is so situated.

## SCH. 6

6. For the purposes of section 12(4) of the 1949 Act (postal voting) and section 15 of that Act (voting by proxy) an address shall not be treated as in the same area as a qualifying address unless—

- (a) both addresses are in the same electoral division of Greater London, or
- (b) both addresses are in the same electoral division of a county in England and, if either address is in a parish, both are in the same parish, or
- (c) both addresses are in the same electoral division of a county in Wales and in the same community.

7. In section 18(2) (notice of duties reserved by the returning officer) for the words “the foregoing subsection” there shall be substituted the words “subsection (1A) of this section”.

8. In section 22(1) (polling districts and polling stations at local government elections) after the word “borough”, wherever it occurs, there shall be inserted the words “or district”.

*Miscellaneous*

9. The following provisions of the 1949 Act, that is to say—

- (a) section 34 (notices at local government elections);
- (b) in section 36(1) (conduct of elections to fill casual vacancies among councillors) the words from the beginning to “district councillor and” and from “or in the case” to “district election rules”;

shall cease to have effect.

10.—(1) In section 36(2) of the 1949 Act after the words “this Act”, in the first place where they occur, there shall be inserted the words “or the Local Government Act 1972”.

(2) For section 36(4) of the 1949 Act (omission to hold parish elections) there shall be substituted the following subsection:—

“(4) An order made by a district council under section 44(4) of the Local Government Act 1972 with respect to an election of parish or community councillors may modify the provisions of this Act and any other enactment relating to such elections and of rules made with respect to such elections under section 42 of that Act.”

11. In section 165 of the 1949 Act (application of the 1949 Act to certain local elections), as amended by Schedule 7 to the Local Government Act 1958, for the words from “of district, rural borough or parish councillors”, in the first place where they occur, to “before mentioned” there shall be substituted the words “of district, parish or community councillors or of the chairman of a district, parish or community council or a parish meeting shall have effect subject to such adaptations, modifications and exceptions as may be made by rules under section 42 of the Local Government Act 1972”.



12. For paragraph 1 of Schedule 4 to the 1949 Act (provisions which may be contained in regulations as to registration) there shall be substituted the following paragraph:—

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“ 1. Provisions prescribing the arrangements to be made for the carrying out of his registration duties by a registration officer for part of a constituency, where the constituency is not co-terminous with or wholly contained in a district or London borough ”.

13. In paragraph 3(1) of Schedule 7 to the 1949 Act (lists of meeting rooms which may be used for parliamentary elections) for the words from the beginning to “borough council” there shall be substituted the words “Every district and London borough council”.

14. In section 11(3) of the Representation of the People Act 1969 (election agents' office) after the word “borough”, there shall be inserted the words “or district”.

### SCHEDULE 7

Section 46.

#### CONSTITUTION AND PROCEEDINGS OF THE LOCAL GOVERNMENT BOUNDARY COMMISSION FOR ENGLAND

1.—(1) The Commission shall be a body corporate consisting of a chairman, a deputy chairman and not more than five other members.

(2) The members of the Commission shall be appointed by the Secretary of State and shall hold and vacate office in accordance with the terms of their respective appointments.

(3) The common seal of the Commission shall be authenticated by the signature of a member of the Commission or of some other person authorised in that behalf by the Commission.

2. There shall be paid to each member of the Commission such salary or fees and allowances as may from time to time be determined by the Secretary of State with the consent of the Minister for the Civil Service.

3.—(1) The Secretary of State may appoint, to assist and advise the Commission in the exercise of the Commission's functions, such persons as he thinks fit, being persons having expert knowledge likely to be of value to the Commission.

(2) There shall be paid to persons appointed under this paragraph such fees and allowances as may from time to time be determined by the Secretary of State with the consent of the Minister for the Civil Service.

4. At any meeting of the Commission three shall be the quorum.

5. All acts done at a meeting of the Commission shall, notwithstanding that it is afterwards discovered that there was a defect in the appointment of a person purporting to be a member of the Commission, be as valid as if the defect had not existed.

6. Subject to the preceding provisions of this Schedule and to the provisions of, and of any regulations made or directions given under, Part IV of this Act, the procedure of the Commission at and in connection with their meetings shall be such as they may from time to time determine.

## SCH. 7

*Officers and servants, remuneration and expenses*

7.—(1) The Secretary of State may appoint a secretary to the Commission and such other officers and servants of the Commission as he may, with the approval of the Minister for the Civil Service, determine.

(2) Before appointing a person to be a secretary to the Commission, the Secretary of State shall consult with the Commission.

(3) The terms and conditions of appointment of any person appointed under this paragraph shall be determined by the Secretary of State with the approval of the Minister for the Civil Service.

8. The expenses of the Commission including—

(a) the salaries, fees and allowances of its members,

(b) the remuneration and any expenses paid to an assistant commissioner, and

(c) the remuneration and any expenses paid to the secretary and other officers and servants of the Commission,

together with the fees and allowances paid to persons appointed under paragraph 3 above, shall be defrayed out of moneys provided by Parliament.

*Proof of documents*

9.—(1) Every document purporting to be an instrument made or issued by the Commission and to be duly sealed with the seal of the Commission or to be signed by the secretary or any person authorised to act in that behalf shall be received in evidence and, unless the contrary is proved, shall be deemed to be an instrument made or issued by the Commission.

(2) Prima facie evidence of any such instrument may in any legal proceedings be given by the production of a document purporting to be certified by or on behalf of the secretary of the Commission to be a true copy of the instrument.

## Section 53.

## SCHEDULE 8

CONSTITUTION AND PROCEEDINGS OF THE LOCAL GOVERNMENT  
BOUNDARY COMMISSION FOR WALES

1.—(1) The Commission shall be a body corporate consisting of a chairman, a deputy chairman and not more than three other members.

(2) At least one of the members of the Commission shall be a person able to speak the Welsh language.

(3) The members of the Commission shall be appointed by the Secretary of State and shall hold and vacate office in accordance with the terms of their respective appointments.

(4) The common seal of the Commission shall be authenticated by the signature of a member of the Commission or of some other person authorised in that behalf by the Commission.

2. There shall be paid to each member of the Commission such salary or fees and allowances as may from time to time be determined by the Secretary of State with the consent of the Minister for the Civil Service.

3.—(1) The Secretary of State may appoint, to assist and advise the Commission in the exercise of the Commission's functions, such persons as he thinks fit, being persons having expert knowledge likely to be of value to the Commission.

(2) There shall be paid to persons appointed under this paragraph such fees and allowances as may from time to time be determined by the Secretary of State with the consent of the Minister for the Civil Service.

4. At any meeting of the Commission two shall be the quorum.

5. All acts done at a meeting of the Commission shall, notwithstanding that it is afterwards discovered that there was a defect in the appointment of a person purporting to be a member of the Commission, be as valid as if the defect had not existed.

6. Subject to the preceding provisions of this Schedule and to the provisions of, and of any regulations made or directions given under, Part IV of this Act, the procedure of the Commission at and in connection with their meetings shall be such as they may from time to time determine.

#### *Officers and servants, remuneration and expenses*

7.—(1) The Secretary of State may appoint a secretary to the Commission and such other officers and servants of the Commission as he may, with the approval of the Minister for the Civil Service, determine.

(2) Before appointing a person to be a secretary to the Commission, the Secretary of State shall consult with the Commission.

(3) The terms and conditions of appointment of any person appointed under this paragraph shall be determined by the Secretary of State with the approval of the Minister for the Civil Service.

8. The expenses of the Commission including—

(a) the salaries, fees and allowances of its members,

(b) the remuneration and any expenses paid to an assistant commissioner,

(c) the remuneration and any expenses paid to the secretary and other officers and servants of the Commission, and

(d) the expenses incurred in taking a poll in pursuance of arrangements under paragraph 4 of Schedule 10 to this Act,

together with the fees and allowances paid to persons appointed under paragraph 3 above, shall be defrayed out of moneys provided by Parliament.

## SCH. 8

*Proof of documents*

9.—(1) Every document purporting to be an instrument made or issued by the Commission and to be duly sealed with the seal of the Commission or to be signed by the secretary or any person authorised to act in that behalf shall be received in evidence and, unless the contrary is proved, shall be deemed to be an instrument made or issued by the Commission.

(2) Prima facie evidence of any such instrument may in any legal proceedings be given by the production of a document purporting to be certified by or on behalf of the secretary of the Commission to be a true copy of the instrument.

## Section 63.

## SCHEDULE 9

## INITIAL REVIEW OF ELECTORAL ARRANGEMENTS IN ENGLAND

1. As soon as practicable after the first election of councillors for any new district in England the English Commission shall review the electoral arrangements for that district for the purpose of considering future electoral arrangements for the district and shall formulate proposals for those arrangements accordingly.

2. The provisions of Part IV of this Act shall apply to a review under paragraph 1 above as they apply to a review under section 50 above, but in its application to a review under that paragraph section 51 above shall have effect as if it required—

- (a) the English Commission to submit a report for any district before such date as the Secretary of State may direct, and
- (b) the Secretary of State to make an order thereunder giving effect to the proposals of the Commission under paragraph 1 above (whether as submitted to him or with modifications).

3. As soon as practicable after the last order has been made under section 51 above by virtue of paragraph 2 above in relation to the districts in a county the English Commission shall review the electoral arrangements for that county for the purpose of considering future electoral arrangements for the county and shall formulate proposals for those arrangements accordingly.

4. The provisions of Part IV of this Act shall apply to a review under paragraph 3 above as they apply to a review under section 50 above, but in its application to a review under that paragraph section 51 above shall have effect as if it required—

- (a) the English Commission to submit a report for any county before such date as the Secretary of State may direct, and
- (b) the Secretary of State to make an order thereunder giving effect to the proposals of the Commission under paragraph 3 above (whether as submitted to him or with modifications).

## SCHEDULE 10

## Section 64.

## INITIAL REVIEWS IN WALES

*Special community reviews*

1. As soon as practicable after 1st April 1974 the Welsh Commission shall conduct a review (to be known as the special community review) of the whole of Wales for the purpose of making proposals to the Secretary of State for effecting changes appearing to the Commission desirable in the interests of effective and convenient local government by any of the following means or any combination of those means—

- (a) the alteration of a community ;
- (b) the constitution of a new community by the amalgamation of communities or by the aggregation of parts of communities or by the separation of part of a community ;
- (c) the abolition of a community and the distribution of its area among other communities ;
- (d) the inclusion in a district of an area forming part of a county but not of a district and the constitution of a new community by—
  - (i) the establishment of the whole or part of that area as a community ; or
  - (ii) the aggregation of the whole of that area or any part of it with one or more communities or parts of communities ;
- (e) the alteration of the area of a county or a district in consequence of any such change ;

and any proposals made by the Commission may include a proposal that the area of a community should be co-extensive with the area of a district.

2. In conducting the special community review the Welsh Commission shall also consider whether any community established by section 20 above or proposed to be constituted in consequence of the review (other than a community which it is proposed should be or remain co-extensive with the area of a district) should—

- (a) have a separate community council ;
- (b) be grouped under a common community council ; or
- (c) should not have a community council, whether separate or common ;

and shall, if they think fit, make proposals accordingly.

3. In considering whether to formulate proposals under paragraph 1 or 2 above the Welsh Commission shall have regard to the wishes of the inhabitants of the areas in question.

4. If in conducting the special community review the Welsh Commission consider it desirable that a poll of local government electors of a community or part of a community should be taken on any

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question, they may arrange for such a poll to be taken and paragraphs 34(5), 37 and 38 of Schedule 12 to this Act shall apply to the poll as they apply to a poll consequent on a community meeting.

5. In conducting the special community review the Welsh Commission shall also review the electoral arrangements for every community, having regard to any proposals which they propose to make in relation to the community under paragraph 1 or 2 above and also to the desirability of making any change in those arrangements apart from those proposals and shall make such proposals, if any, as they think fit with respect to those arrangements.

6. Without prejudice to any direction given by the Secretary of State under section 59 above, where in the course of the special community review the Welsh Commission are of the opinion that they are in a position to submit to the Secretary of State a report on the review of any part of Wales, they shall submit a report to him on the review of that part of Wales, together with the proposals they have formulated thereon or, as the case may be, a notification that they have no proposals to put forward thereon.

7. On receipt of a report under paragraph 6 above the Secretary of State shall either make an order giving effect to any proposals of the Welsh Commission submitted with the report (whether as submitted or with modifications) or make an order providing for the continuation of the existing arrangements applicable to the community or communities in question.

8. If in relation to any area the Secretary of State decides to make an order under paragraph 7 above giving effect with modifications to any of the Welsh Commission's proposals with respect to the boundaries of communities or the establishment of community councils, he may, if he thinks fit, direct the Commission to conduct a review or further review, as the case may be, of the electoral arrangements for the whole or part of that area and to make revised proposals with respect to those arrangements within a time specified in the direction.

9. The following provisions of this Act, that is to say, sections 59, 60(1), (2), (5), (6) and (7), 61, 65, 67, 68, 69 and 78 shall apply in relation to the special community review and any order made in consequence thereof as they apply in relation to a review under Part IV of this Act and any order made in consequence thereof.

*Review of electoral arrangements for districts, etc.*

10. As soon as practicable after the completion of the special community review so far as it relates to any district, the Welsh Commission shall review the electoral arrangements for that district for the purpose of considering future electoral arrangements for the district and shall formulate proposals for those arrangements accordingly.

11. For the purposes of paragraph 10 and section 55(2) above the special community review shall be taken to have been completed so

far as it relates to any district when the Secretary of State announces his final decision on the last of the orders which he proposes to make under paragraph 7 above with respect to the communities in that district.

SCH. 10

12. The provisions of Part IV of this Act shall apply to a review under paragraph 10 above as they apply to a review under section 57 above, but in its application to a review under that paragraph section 58 above shall have effect as if it required—

- (a) the Welsh Commission to submit a report for any district before such date as the Secretary of State may direct, and
- (b) the Secretary of State to make an order thereunder giving effect to the proposals of the Commission under paragraph 10 above (whether as submitted to him or with modifications).

*Review of electoral arrangements for counties*

13. As soon as practicable after the last order has been made under section 58 above by virtue of paragraph 12 above in relation to the districts in a county the Welsh Commission shall review the electoral arrangements for that county for the purpose of considering future electoral arrangements for the county and shall formulate proposals for those arrangements accordingly.

14. The provisions of Part IV of this Act shall apply to a review under paragraph 13 above as they apply to a review under section 57 above, but in its application to a review under that paragraph section 58 above shall have effect as if it required—

- (a) the Welsh Commission to submit a report for any county before such date as the Secretary of State may direct, and
- (b) the Secretary of State to make an order thereunder giving effect to the proposals of the Commission under paragraph 13 above (whether as submitted to him or with modifications).

*Supplemental*

15. Nothing in this Schedule shall be construed as empowering the making of any alteration to the boundaries between any county in England and any county in Wales.

SCHEDULE 11

Section 78.

RULES TO BE OBSERVED IN CONSIDERING ELECTORAL  
ARRANGEMENTS

*Counties*

1.—(1) This paragraph applies to the consideration by the Secretary of State or either of the Commissions of the electoral arrangements for elections of county councillors.

(2) Having regard to any change in the number or distribution of the local government electors of the county likely to take place

SCH. 11 within the period of five years immediately following the consideration—

- (a) the number of local government electors shall be, as nearly as may be, the same in every electoral division of the county;
  - (b) every electoral division shall lie wholly within a single district;
  - (c) every ward of a parish or community having a parish or community council (whether separate or common) shall lie wholly within a single electoral division; and
  - (d) every parish or community which is not divided into parish or community wards shall lie wholly within a single electoral division.
- (3) Subject to sub-paragraph (2) above, in considering the electoral arrangements referred to in sub-paragraph (1) above regard shall be had to—
- (a) the desirability of fixing boundaries which are and will remain easily identifiable;
  - (b) any local ties which would be broken by the fixing of any particular boundary; and
  - (c) the boundaries of the wards of the districts in the county.

#### *Greater London*

2.—(1) This paragraph applies to the consideration by the Secretary of State or the English Commission of the electoral arrangements for elections of councillors of the Greater London Council.

(2) The whole of the City and the Temples shall be included with part of the City of Westminster in the same electoral division and shall be treated for the purposes of this paragraph as forming part, and shall constitute a complete ward, of that London borough.

(3) Every other electoral division of Greater London shall lie wholly within a single London borough.

(4) Every parliamentary constituency wholly within a London borough shall constitute an electoral division.

(5) Where a London borough includes part of a constituency part of which is also included in another London borough or in a district outside Greater London, then, having regard to any change in the number or distribution of the local government electors of Greater London likely to take place within the period of five years immediately following the consideration—

- (a) the number of local government electors in any one electoral division in the borough shall be, as nearly as may be, the same as the number of such electors in the other electoral divisions in the borough and, so far as the operation of the other provisions of this paragraph permits, the same as the average number of such electors in each electoral division of Greater London; and



(b) subject to paragraph (a) above, each electoral division in the borough shall consist of two or more complete wards of the borough.

(6) Subject to paragraphs (a) and (b) of sub-paragraph (5) above, in a case falling within that sub-paragraph, regard shall be had to—

(a) the desirability of fixing boundaries which are and will remain easily identifiable ; and

(b) any local ties which would be broken by the fixing of any particular boundary.

(7) For the purposes of sub-paragraph (5) above the average number of local government electors in each electoral division in Greater London on any date shall be taken to be a number obtained by dividing the aggregate number of local government electors registered on that date in the several registers of local government electors for Greater London by the number of electoral divisions in Greater London existing on that date.

#### *Districts and London boroughs*

3.—(1) This paragraph applies to the consideration by the Secretary of State or either of the Commissions of the electoral arrangements for elections of councillors of a district or London borough.

(2) Having regard to any change in the number or distribution of the local government electors of the district or borough likely to take place within the period of five years immediately following the consideration—

(a) the ratio of the number of local government electors to the number of councillors to be elected shall be, as nearly as may be, the same in every ward of the district or borough ;

(b) in a district every ward of a parish or community having a parish or community council (whether separate or common) shall lie wholly within a single ward of the district ;

(c) in a district every parish or community which is not divided into parish or community wards shall lie wholly within a single ward of the district.

(3) Subject to sub-paragraph (2) above, in considering the electoral arrangements referred to in sub-paragraph (1) above, regard shall be had to—

(a) the desirability of fixing boundaries which are and will remain easily identifiable ; and

(b) any local ties which would be broken by the fixing of any particular boundary.

#### *Parishes and communities*

4.—(1) This paragraph applies to the consideration by the Secretary of State, by either of the Commissions or by a district council of the electoral arrangements for a parish or community having a parish or community council (whether separate or common).

## SCH. 11

(2) In considering whether any such parish or community is to be divided into parish or community wards, regard shall be had to the questions whether—

- (a) the number or distribution of the local government electors for the parish or community is such as to make a single election of parish or community councillors impracticable or inconvenient ; and
- (b) it is desirable that any area or areas of the parish or community should be separately represented on the parish or community council.

(3) Where it is decided to divide any such parish or community into parish or community wards, in considering the size and boundaries of the wards and in fixing the number of parish or community councillors to be elected for each ward, regard shall be had to—

- (a) any change in the number or distribution of the local government electors of the parish or community which is likely to take place within the period of five years immediately following the consideration ;
- (b) the desirability of fixing boundaries which are and will remain easily identifiable ; and
- (c) any local ties which will be broken by the fixing of any particular boundaries.

(4) Where it is decided not to divide the parish or community into parish or community wards, in fixing the number of councillors to be elected for each parish or community regard shall be had to the number and distribution of the local government electors of the parish or community and any change in either which is likely to take place within the period of five years immediately following the fixing of the number of parish or community councillors.

Section 99.

## SCHEDULE 12

### MEETINGS AND PROCEEDINGS OF LOCAL AUTHORITIES

#### PART I

##### PRINCIPAL COUNCILS

1.—(1) A principal council shall in every year hold an annual meeting.

(2) The annual meeting of a principal council other than the Greater London Council shall be held—

- (a) in a year of ordinary elections of councillors to the council, on the eighth day after the day of retirement of councillors or such other day within the twenty-one days immediately following the day of retirement as the council may fix ;
- (b) in any other year, on such day in the month of March, April or May as the council may fix.

**(3) The annual meeting of the Greater London Council shall be held—**

- (a) in a year which is a year of ordinary elections of councillors to the Council, on the eighteenth day after the day of election or on such other day within the seven days immediately following that eighteenth day as the Council may fix ;**
- (b) in any other year, on such day in the month of March, April or May as the Council may fix.**

**(4) An annual meeting of a principal council shall be held at such hour as the council may fix, or if no hour is so fixed at twelve noon.**

**2.—(1) A principal council may in every year hold, in addition to the annual meeting, such other meetings as they may determine.**

**(2) Those other meetings shall be held at such hour and on such days as the council may determine.**

**3.—(1) An extraordinary meeting of a principal council may be called at any time by the chairman of the council.**

**(2) If the chairman refuses to call an extraordinary meeting of a principal council after a requisition for that purpose, signed, in the case of the Greater London Council, by twenty members of the Council and in any other case by five members of the council, has been presented to him, or if, without so refusing, the chairman does not call an extraordinary meeting within seven days after the requisition has been presented to him, then, in the case of the Greater London Council, any twenty members of the Council, and in any other case any five members of the council, on that refusal or on the expiration of those seven days, as the case may be, may forthwith call an extraordinary meeting of the council.**

**4.—(1) Meetings of a principal council shall be held at such place, either within or without their area, as they may direct.**

**(2) Three clear days at least before a meeting of a principal council—**

- (a) notice of the time and place of the intended meeting shall be published at the council's offices, and where the meeting is called by members of the council the notice shall be signed by those members and shall specify the business proposed to be transacted thereat ; and**
- (b) a summons to attend the meeting, specifying the business proposed to be transacted thereat, and signed by the proper officer of the council, shall, subject to sub-paragraph (3) below, be left at or sent by post to the usual place of residence of every member of the council.**

**(3) If a member of a principal council gives notice in writing to the proper officer of the council that he desires summonses to attend meetings of the council to be sent to him at some address specified in the notice other than his place of residence, any summons addressed to him and left at or sent by post to that address shall be deemed sufficient service of the summons.**

**(4) Want of service of a summons on any member of a principal council shall not affect the validity of a meeting of the council.**

## SCH. 12

(5) Except in the case of business required by or under this or any other Act to be transacted at the annual meeting of a principal council and other business brought before that meeting as a matter of urgency in accordance with the council's standing orders, no business shall be transacted at a meeting of the council other than that specified in the summons relating thereto.

5.—(1) At a meeting of a principal council the chairman, if present, shall preside.

(2) If the chairman is absent from a meeting of a principal council, then—

- (a) except in Greater London, the vice-chairman of the council, if present, shall preside ;
- (b) in the case of the Greater London Council, the vice-chairman or, in his absence, the deputy chairman (if any), if present, shall preside ;
- (c) in the case of a London borough council, the deputy mayor, if at that time he remains a councillor or an alderman and is chosen for that purpose by the members of the council then present, shall preside.

(3) If—

- (a) in the case of a principal council outside Greater London, both the chairman and vice-chairman of the council are absent from a meeting of the council ;
- (b) in the case of the Greater London Council, the chairman, vice-chairman and deputy chairman are so absent ;
- (c) in the case of a London borough council, the mayor and deputy mayor are so absent or the deputy mayor being present is not chosen ;

another member of the council chosen by the members of the council present shall preside.

6. Subject to paragraph 45 below, no business shall be transacted at a meeting of a principal council unless at least one quarter of the whole number of members of the council are present.

## PART II

## PARISH COUNCILS

7.—(1) A parish council shall in every year hold an annual meeting.

(2) In a year which is a year of ordinary elections of parish councillors, the annual meeting of a parish council shall be held on, or within fourteen days after, the day on which the councillors elected at that election take office, and in any other year the annual meeting shall be held on such day in May as the parish council may determine.

(3) The annual meeting of a parish council shall be held at such hour as the council may fix or, if no hour is so fixed, 6 o'clock in the evening.

8.—(1) A parish council shall in every year hold, in addition to the annual meeting, such other meetings (not less than three) as they may determine.

(2) Those other meetings shall be held at such hour and on such days as the council may determine.

9.—(1) An extraordinary meeting of a parish council may be called at any time by the chairman of the council.

(2) If the chairman refuses to call an extraordinary meeting of the council after a requisition for that purpose, signed by two members of the council, has been presented to him, or if, without so refusing, the chairman does not call an extraordinary meeting within seven days after such a requisition has been presented to him, any two members of the council, on that refusal or on the expiration of those seven days, as the case may be, may forthwith convene an extraordinary meeting of the council.

10.—(1) Meetings of a parish council shall be held at such place, either within or without their area, as they may direct, but shall not be held in premises licensed for the sale of intoxicating liquor unless no other suitable room is available either free of charge or at a reasonable cost.

(2) Three clear days at least before a meeting of a parish council—

(a) notice of the time and place of the intended meeting shall be fixed in some conspicuous place in the parish and, where the meeting is called by members of the council, the notice shall be signed by those members and shall specify the business proposed to be transacted at the meeting ; and

(b) a summons to attend the meeting, specifying the business proposed to be transacted at the meeting and signed by the proper officer of the council, shall be left at or sent by post to the usual place of residence of every member of the council.

(3) Want of service of any such summons as is referred to in sub-paragraph (2)(b) above on any member of the parish council concerned shall not affect the validity of the meeting.

11.—(1) At a meeting of a parish council the chairman of the council, if present, shall preside.

(2) If the chairman of the council is absent from a meeting of the council, the vice-chairman of the council, if present, shall preside.

(3) If both the chairman and the vice-chairman of the council are absent from a meeting of the council, such councillor as the members of the council present shall choose shall preside.

12. Subject to paragraph 45 below, no business shall be transacted at a meeting of a parish council unless at least one-third of the whole number of members of the council are present at the meeting ; but, notwithstanding anything in that paragraph, in no case shall the quorum be less than three.

13.—(1) Unless otherwise provided by the council's standing orders the manner of voting at meetings of a parish council shall be by a show of hands.

(2) On the requisition of any member of the council the voting on any question shall be recorded so as to show whether each member present and voting gave his vote for or against that question.

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## PART III

## PARISH MEETINGS

14.—(1) The parish meeting of a parish shall assemble annually on some day between 1st March and 1st June, both inclusive, in every year.

(2) Subject to sub-paragraph (1) above and to sub-paragraph (3) below, parish meetings shall be held on such days and at such times as may be fixed by the parish council or, if there is no parish council, by the chairman of the parish meeting.

(3) In a parish which does not have a separate parish council the parish meeting shall, subject to any provision made by a grouping order, assemble at least twice in every year.

(4) The proceedings at a parish meeting shall not commence earlier than 6 o'clock in the evening.

(5) A parish meeting shall not be held in premises licensed for the sale of intoxicating liquor, except in cases where no other suitable room is available for such a meeting either free of charge or at a reasonable cost.

15.—(1) A parish meeting may be convened by—

- (a) the chairman of the parish council, or
- (b) any two parish councillors for the parish, or
- (c) where there is no parish council, the chairman of the parish meeting or any person representing the parish on the district council, or
- (d) any six local government electors for the parish.

(2) Not less than seven clear days, or, in a case falling within sub-paragraph (3) below, not less than fourteen clear days, before a parish meeting, public notice of the meeting shall be given, specifying the time and place of the intended meeting and the business to be transacted at the meeting, and signed by the person or persons convening the meeting.

(3) The fourteen-day period of notice specified in sub-paragraph (2) above is applicable if any business proposed to be transacted at a parish meeting relates to—

- (a) the establishment or dissolution of a parish council, or
- (b) the grouping of the parish with another parish or parishes under a common parish council.

(4) Public notice of a parish meeting shall be given—

- (a) by posting a notice of the meeting in some conspicuous place or places in the parish, and
- (b) in such other manner, if any, as appears to the person or persons convening the meeting to be desirable for giving publicity to the meeting.

16. The chairman of a parish council shall be entitled to attend a parish meeting for the parish (or, where a grouping order is in force, for any of the parishes comprised in the group) whether or not he is

a local government elector for the parish, but if he is not such an elector he shall not be entitled to give any vote at the meeting other than any casting vote which he may have by virtue of paragraph 18(3) below.

17.—(1) In a parish having a separate parish council the chairman of the parish council, if present, shall preside at a parish meeting and if he is absent the vice-chairman (if any) shall, if present, preside.

(2) In a parish which does not have a separate parish council the chairman chosen for the year in question under section 15(10) or 88(3) above, if present, shall preside.

(3) If the chairman and the vice-chairman of the parish council or the chairman of the parish meeting, as the case may be, is absent from an assembly of the parish meeting, the parish meeting may appoint a person to take the chair, and that person shall have, for the purposes of that meeting, the powers and authority of the chairman.

18.—(1) Subject to the provisions of this Act, each local government elector may, at a parish meeting or at a poll consequent thereon, give one vote and no more on any question.

(2) A question to be decided by a parish meeting shall, in the first instance, be decided by the majority of those present at the meeting and voting thereon, and the decision of the person presiding at the meeting as to the result of the voting shall be final unless a poll is demanded.

(3) In the case of an equality of votes, the person presiding at the meeting shall have a casting vote, in addition to any other vote he may have.

(4) A poll may be demanded before the conclusion of a parish meeting on any question arising at the meeting; but no poll shall be taken unless either the person presiding at the meeting consents or the poll is demanded by not less than ten, or one-third, of the local government electors present at the meeting, whichever is the less.

(5) A poll consequent on a parish meeting shall be a poll of those entitled to attend the meeting as local government electors, and shall be taken by ballot in accordance with rules made by the Secretary of State, and the provisions of the rules with respect to the elections of parish councillors under section 42 above and of the enactments mentioned in section 165(1) of the Representation of the People Act 1949 shall, subject to any adaptations, alterations or exceptions made by the first-mentioned rules, apply in the case of a poll so taken as if it were a poll for the election of parish councillors. 1949 c. 68.

(6) Rules made under sub-paragraph (5) above shall be laid before each House of Parliament as soon as may be after they are made.

19.—(1) Minutes of the proceedings of a parish meeting, or a committee thereof, shall be drawn up and entered in a book provided for the purpose and shall be signed at the same or the next following assembly of the parish meeting, or, as the case may be, meeting of

SCH. 12 the committee, by the person presiding at the meeting, and any minute purporting to be so signed shall be received in evidence without further proof.

(2) Until the contrary is proved, a parish meeting, or a meeting of a committee thereof, in respect of the proceedings of which a minute has been made and signed as mentioned in sub-paragraph (1) above shall be deemed to have been duly convened and held, and all the persons present at the meeting shall be deemed to have been duly qualified, and where the proceedings are those of a committee, the committee shall be deemed to have been duly constituted and to have had power to deal with the matters referred to in the minutes.

20.—(1) Subject to the provisions of this Act, in a parish having a separate parish council the parish council may make, vary and revoke standing orders for the regulation of proceedings and business at parish meetings for the parish.

(2) In a parish which does not have a separate parish council, the parish meeting may, subject to the provisions of this Act, regulate their own proceedings and business.

21.—(1) Any ballot boxes, fittings and compartments provided for parliamentary elections out of moneys provided by Parliament may on request be lent to the returning officer at a poll consequent on a parish meeting on such terms and conditions as the Treasury may determine.

(2) Any ballot boxes, fittings and compartments provided by or belonging to a local authority shall, on request and if not required for immediate use by that authority, be lent as aforesaid on such terms and conditions as may be agreed.

22. If any person, in a poll consequent on a parish meeting—

- (a) fraudulently defaces or fraudulently destroys any ballot paper or the official mark ; or
- (b) without due authority supplies a ballot paper to any person ;  
or
- (c) fraudulently puts into a ballot box any paper other than the ballot paper which he is authorised by law to put in ; or
- (d) fraudulently takes out of the polling station any ballot paper ; or
- (e) without due authority destroys, takes, opens or otherwise interferes with any ballot box or packet of ballot papers then in use for the purposes of the poll ;

he shall—

- (i) if he is a returning officer, or an authorised person appointed to assist in taking the poll or counting the votes, be liable on conviction on indictment to imprisonment for a term not exceeding two years ; and
- (ii) in any other case, be liable, on conviction on indictment or summary conviction, to imprisonment for a term not exceeding six months or to a fine not exceeding £50, or both.



**PART IV**

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**COMMUNITY COUNCILS**

23.—(1) A community council shall in every year hold an annual meeting.

(2) In a year which is a year of ordinary elections of community councillors, the annual meeting of a community council shall be held on, or within fourteen days after, the day on which the councillors elected at that election take office, and in any other year the annual meeting shall be held on such day in May as the community council may determine.

(3) The annual meeting of a community council shall be held at such hour as the council may fix or, if no hour is so fixed, 6 o'clock in the evening.

24.—(1) A community council may in every year hold, in addition to the annual meeting, such other meetings as the council may determine to hold for the transaction of their business.

(2) Any of those other meetings shall be held at such hour and on such day as the council may determine.

25.—(1) An extraordinary meeting of a community council may be called at any time by the chairman of the council.

(2) If the chairman refuses to call an extraordinary meeting of the council after a requisition for that purpose, signed by two members of the council, has been presented to him, or if, without so refusing, the chairman does not call an extraordinary meeting within seven days after such a requisition has been presented to him, any two members of the council, on that refusal or on the expiration of those seven days, as the case may be, may forthwith convene an extraordinary meeting of the council.

26.—(1) Meetings of the community council shall be held at such place, either within or without their area, as they may direct, but shall not be held in premises licensed for the sale of intoxicating liquor unless no other suitable room is available either free of charge or at a reasonable cost.

(2) Three clear days at least before a meeting of a community council—

(a) notice of the time and place of the intended meeting shall be fixed in some conspicuous place in the community and, where the meeting is called by members of the council, the notice shall be signed by those members and shall specify the business proposed to be transacted at the meeting; and

(b) a summons to attend the meeting, specifying the business proposed to be transacted at the meeting and signed by the proper officer of the council, shall be left at or sent by post to the usual place of residence of every member of the council.

(3) Want of service of any such summons as is referred to in sub-paragraph (2)(b) above on any member of the community council concerned shall not affect the validity of the meeting.

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27.—(1) At a meeting of a community council the chairman of the council, if present, shall preside.

(2) If the chairman of the council is absent from a meeting of the council, the vice-chairman of the council, if present, shall preside.

(3) If both the chairman and the vice-chairman of the council are absent from a meeting of the council, such councillor as the members of the council present shall choose shall preside.

28. Subject to paragraph 45 below, no business shall be transacted at a meeting of a community council unless at least one-third of the whole number of members of the council are present at the meeting ; but, notwithstanding anything in that paragraph, in no case shall the quorum be less than three.

29.—(1) Unless otherwise provided by the council's standing orders the manner of voting at meetings of a community council shall be by a show of hands.

(2) On the requisition of any member of the council the voting on any question shall be recorded so as to show whether each member present and voting gave his vote for or against that question.

## PART V

### COMMUNITY MEETINGS

30.—(1) A community meeting may be convened at any time—

(a) in a case where there is a community council, by the chairman of the council or by any two councillors representing the community on the council, and

(b) in any case, by any six local government electors for the community.

(2) Not less than seven clear days, or, in a case falling within sub-paragraph (3) below, not less than fourteen clear days, before a community meeting, public notice of the meeting shall be given, specifying the time and place of the intended meeting and the business to be transacted at the meeting, and signed by the person or persons convening the meeting.

(3) The fourteen-day period of notice specified in sub-paragraph (2) above is applicable if any business proposed to be transacted at a community meeting relates to—

(a) the establishment or dissolution of a community council, or  
(b) the grouping of the community with another community or communities under a common community council.

(4) Public notice of a community meeting shall be given—

(a) by posting a notice of the meeting in some conspicuous place or places in the community, and

(b) in such other manner, if any, as appears to the person or persons convening the meeting to be desirable for giving publicity to the meeting.

31. The chairman of a community council shall be entitled to attend a community meeting for the community (or, where a grouping order is in force, for any of the communities comprised in the group) whether or not he is a local government elector for the community, but if he is not such an elector he shall not be entitled

to give any vote at the meeting other than any casting vote which he may have by virtue of paragraph 34(3) below.

32.—(1) The proceedings at a community meeting shall not commence earlier than 6 o'clock in the evening.

(2) A community meeting shall not be held in premises licensed for the sale of intoxicating liquor, except in cases where no other suitable room is available for such a meeting either free of charge or at a reasonable cost.

33.—(1) In a community for which there is a community council, the chairman of the council, if present, shall preside at a community meeting.

(2) In any other case, a community meeting shall appoint a person to be chairman at that meeting.

34.—(1) Subject to the provisions of this Act, each local government elector may, at a community meeting or at a poll consequent thereon, give one vote and no more on any question.

(2) A question to be decided by a community meeting shall, in the first instance, be decided by the majority of those present at the meeting and voting thereon, and the decision of the person presiding at the meeting as to the result of the voting shall be final unless a poll is demanded.

(3) In the case of an equality of votes, the person presiding at the meeting shall have a casting vote, in addition to any other vote he may have.

(4) A poll may be demanded before the conclusion of a community meeting on any question arising at the meeting; but no poll shall be taken unless either the person presiding at the meeting consents or the poll is demanded by not less than ten, or one-third, of the local government electors present at the meeting, whichever is the less.

(5) A poll consequent on a community meeting shall be a poll of those entitled to attend the meeting as local government electors, and shall be taken by ballot in accordance with rules made by the Secretary of State, and the provisions of the rules with respect to elections of community councillors under section 42 above and of the enactments mentioned in section 165(1) of the Representation of the People Act 1949 shall, subject to any adaptations, alterations or exceptions made by the first-mentioned rules, apply in the case of a poll so taken as if it were a poll for the election of community councillors. 1949 c. 68.

(6) Rules made under sub-paragraph (5) above shall be laid before each House of Parliament as soon as may be after they are made.

35.—(1) Minutes of the proceedings of a community meeting shall be drawn up and entered in a book provided for the purpose by the proper officer of the community council where there is one or, where there is not, the proper officer of the council of the district in which the community is situated and shall be signed at the conclusion of the community meeting by the person presiding at the meeting, and any minute purporting to be so signed shall be received in evidence without further proof.

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(2) Until the contrary is proved, a community meeting in respect of the proceedings of which a minute has been made and signed as mentioned in sub-paragraph (1) above shall be deemed to have been duly convened and held, and all the persons present at the meeting shall be deemed to have been duly qualified.

36. Subject to the provisions of this Act a community meeting may regulate their own proceedings and business.

37.—(1) Any ballot boxes, fittings and compartments provided for parliamentary elections out of moneys provided by Parliament may on request be lent to the returning officer at a poll consequent on a community meeting on such terms and conditions as the Treasury may determine.

(2) Any ballot boxes, fittings and compartments provided by or belonging to a local authority shall, on request and if not required for immediate use by that authority, be lent as aforesaid on such terms and conditions as may be agreed.

38. If any person, in a poll consequent on a community meeting—

- (a) fraudulently defaces or fraudulently destroys any ballot paper or the official mark ; or
- (b) without due authority supplies a ballot paper to any person ;  
or
- (c) fraudulently puts into a ballot box any paper other than the ballot paper which he is authorised by law to put in ; or
- (d) fraudulently takes out of the polling station any ballot paper ;  
or
- (e) without due authority destroys, takes, opens or otherwise interferes with any ballot box or packet of ballot papers then in use for the purposes of the poll ;

he shall—

- (i) if he is a returning officer, or an authorised person appointed to assist in taking the poll or counting the votes, be liable on conviction on indictment to imprisonment for a term not exceeding two years ; and
- (ii) in any other case, be liable, on conviction on indictment or summary conviction, to imprisonment for a term not exceeding six months or to a fine not exceeding £50, or both.

## PART VI

### PROVISIONS RELATING TO LOCAL AUTHORITIES GENERALLY

39.—(1) Subject to the provisions of any enactment (including any enactment in this Act) all questions coming or arising before a local authority shall be decided by a majority of the members of the authority present and voting thereon at a meeting of the authority.

(2) Subject to those provisions in the case of an equality of votes, the person presiding at the meeting shall have a second or casting vote.

40. The names of the members present at a meeting of a local authority shall be recorded.

41.—(1) Minutes of the proceedings of a meeting of a local authority shall, subject to sub-paragraph (2) below, be drawn up and entered in a book kept for that purpose and shall be signed at the same or next following meeting of the authority by the person presiding thereat, and any minute purporting to be so signed shall be received in evidence without further proof.

(2) Notwithstanding anything in any enactment or rule of law to the contrary, the minutes of the proceedings of meetings of a local authority may be recorded on loose leaves consecutively numbered, the minutes of the proceedings of any meeting being signed, and each leaf comprising those minutes being initialled, at the same or next following meeting of the authority, by the person presiding thereat, and any minute purporting to be so signed shall be received in evidence without further proof.

(3) Until the contrary is proved, a meeting of a local authority a minute of whose proceedings has been made and signed in accordance with this paragraph shall be deemed to have been duly convened and held, and all the members present at the meeting shall be deemed to have been duly qualified.

42. Subject to the provisions of this Act, a local authority may make standing orders for the regulation of their proceedings and business and may vary or revoke any such orders.

43. The proceedings of a local authority shall not be invalidated by any vacancy among their number or by any defect in the election or qualifications of any member thereof.

44.—(1) Paragraphs 39 to 43 above (except paragraph 41(3)) shall apply in relation to a committee of a local authority (including a joint committee) or a sub-committee of any such committee as they apply in relation to a local authority.

(2) Until the contrary is proved, where a minute of any meeting of any such committee or sub-committee has been made and signed in accordance with paragraph 41 above as applied by this paragraph, the committee or sub-committee shall be deemed to have been duly constituted and to have had power to deal with the matters referred to in the minute, the meeting shall be deemed to have been duly convened and held and the members present at the meeting shall be deemed to have been duly qualified.

45. Where more than one-third of the members of a local authority become disqualified at the same time, then, until the number of members in office is increased to not less than two-thirds of the whole number of members of the authority, the quorum of the authority shall be determined by reference to the number of members of the authority remaining qualified instead of by reference to the whole number of members of the authority.

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## SCHEDULE 13

## LOANS AND OTHER FINANCIAL PROVISIONS

## PART I

## BORROWING, LENDING AND FUNDS

*Borrowing by local authorities*

1. Without prejudice to section 111 above—

- (a) a principal council may borrow money for the purpose of lending money to another authority (including a police, river or harbour authority) under paragraph 13 or 14 below ; and
- (b) a local authority other than the Greater London Council may borrow money for any other purpose or class of purpose approved for the purposes of this sub-paragraph by the Secretary of State and in accordance with any conditions subject to which the approval is given.

2.—(1) Where a local authority are authorised by or under this Act or any other enactment to borrow money, they may raise the money—

- (a) by mortgage ;
- (b) by the issue of stock ;
- (c) by the issue of debentures or annuity certificates under the Local Loans Act 1875 ;
- (d) by the issue of bonds ;
- (e) by the issue of bills ;
- (f) by an agreement entered into with the Public Works Loan Commissioners under section 2 of the Public Works Loans Act 1965 ; or
- (g) by any other means approved by the Secretary of State with the consent of the Treasury.

(2) The powers conferred by this paragraph shall be exercisable subject to and in accordance with the following provisions of this Part of this Schedule.

3. The power of a local authority to borrow money by any means includes power to raise money by those means outside the United Kingdom or in a foreign currency, but only with the consent of and in accordance with any conditions specified by, the Treasury.

4.—(1) The Secretary of State may by regulations made with the consent of the Treasury—

- (a) prescribe the form of any mortgage deed to be entered into for the purpose of any borrowing by a local authority ;
- (b) regulate the issue of stocks and bonds or any such purpose, including the terms on which they are to be issued ;
- (c) regulate the manner of transfer, dealing with and redeeming any mortgage created, or stocks or bonds issued, for any such purpose ;

1965 c. 63.

(d) apply all or any of the provisions of section 228 above, with or without modifications, to any such mortgage deed, stock or bonds.

(2) Different provisions may be made under this paragraph for securities of different classes.

(3) A statutory instrument containing regulations under this paragraph shall be subject to annulment in pursuance of a resolution of either House of Parliament.

5.—(1) A local authority may borrow by the issue of bills, payable within twelve months from the date of issue—

(a) any sum which they are authorised to borrow, by or under this Act or any other enactment ; or

(b) such sums as may be required for the purpose of defraying expenses (including those payable by them to meet the expenses of other local authorities) pending the receipt of revenues receivable by them in respect of the financial year in which those expenses are chargeable.

(2) The aggregate of the amount outstanding on bills issued by a local authority under sub-paragraph (1) above shall not exceed a sum equal to such proportion of the authority's estimated gross income derived from rates during the current financial year as may be prescribed by an order made by the Treasury or, if no such proportion is so prescribed—

(a) in the case of a county council or the Greater London Council, a sum equal to one-fifth of that income ; and

(b) in any other case, a sum equal to one-fifth of the proportion of that income retained by the council for its own purposes during that year.

(3) A local authority shall not borrow by the issue of bills in any financial year during which the authority's estimated gross income derived from rates does not exceed £3 million or such other sum as may be prescribed by an order made by the Treasury.

(4) A statutory instrument containing an order under this paragraph shall be subject to annulment in pursuance of a resolution of either House of Parliament.

6. A local authority may issue bonds transferable by delivery (with or without endorsement) and other securities so transferable, but only with the consent of, and in accordance with any conditions specified by, the Treasury.

7.—(1) Where expenditure incurred by a local authority for any purpose is defrayed by borrowing, the local authority shall, subject to paragraph 9(8) below, in each year debit the account from which that expenditure would otherwise fall to be defrayed with a sum equivalent to an instalment of principal and interest combined such that if paid annually it would secure the payment of interest at the due rate on the outstanding principal together with the repayment of the principal not later than the end of the fixed period.

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(2) Sub-paragraph (1) above shall not prevent a local authority from debiting the said account with a sum larger than that specified in that sub-paragraph.

8. A local authority who borrow money under paragraph 1(b) above may during the fixed period borrow further sums, without the approval of the Secretary of State under that sub-paragraph, for the purpose of repaying the money so borrowed.

1963 c. 46.

9.—(1) Where a sum is borrowed before or after the coming into force of this Schedule, but not before 31st July 1963 (being the commencement date of the Local Government (Financial Provisions) Act 1963) by a local authority for any of the following purposes, that is to say,—

- (a) meeting expenditure on the construction of new, or the extension or alteration of existing, works forming or to form part of an undertaking of a revenue-producing character ;
- (b) carrying out on land any other operations, being operations of a prescribed kind or operations specified in relation to that land by direction of the Secretary of State ;
- (c) acquiring land for the purpose of the construction thereon of new, or the extension or alteration of existing, works forming or to form part of an undertaking of a revenue-producing character, or for the purpose of the carrying out thereon of operations of a kind prescribed by virtue of paragraph (b) above, or operations specified in relation to that land by direction of the Secretary of State ;
- (d) acquiring land specified by direction of the Secretary of State ;

the authority may in respect of one permitted period determined by them exercise their power of suspension as defined by sub-paragraph (4) below or their power of borrowing under sub-paragraph (5) below, or both powers.

(2) Where—

- (a) land is acquired by a local authority before or after the coming into force of this Schedule, but not before 31st July 1963 ; and
- (b) a sum is borrowed by the authority for the purpose of the acquisition ; and
- (c) the acquisition is not for a purpose mentioned in sub-paragraph (1)(c) above ; and
- (d) the land is subsequently appropriated for a purpose so mentioned ;

the authority may in respect of one permitted period determined by them exercise their power of suspension as defined by sub-paragraph (4) below or their power of borrowing under sub-paragraph (5) below, or both powers.

(3) Where before 31st July 1963 land has been acquired by a local authority, and a sum was borrowed by the authority for the purpose of the acquisition, and either—



- (a) the land was acquired for a purpose mentioned in sub-paragraph (1)(c) above, or (not having been so acquired) was before that date appropriated for such a purpose, but the construction, extension or alteration of the works or the carrying out of the operations that constitutes the purpose for which the land was acquired or appropriated was not begun till after that date, or was begun but not completed before that date ; or

- (b) the land was, on or after that date, appropriated for a purpose mentioned in the said sub-paragraph (1)(c) ;

the authority may in respect of one permitted period determined by them exercise their power of suspension as defined by sub-paragraph (4) below or their power of borrowing under sub-paragraph (5) below, or both powers.

(4) A local authority's power of suspension is a power to suspend, in whole or in part, any annual provision required to be made during the permitted period for the repayment of the principal.

(5) A local authority's power of borrowing under this sub-paragraph is a power to borrow money for the payment of all or any of the interest due in respect of the permitted period on the principal.

(6) The permitted period in relation to a sum borrowed as mentioned in sub-paragraph (1)(d) above is a period not longer than ten years, nor beginning ten years or less before the expiration of the fixed period for that sum, and in any other case is a period not longer than five years, nor beginning five years or less, before the expiration of the fixed period for the sum originally borrowed ; but the Secretary of State may in any case, if requested to do so by the local authority by whom the sum was borrowed, substitute for the references in the foregoing provision to ten years or the references in that provision to five years a longer period so requested.

(7) A sum borrowed by virtue of sub-paragraph (5) above for the payment of interest on the principal must be repaid within the fixed period for the principal.

(8) Where by virtue of paragraph 7 above a local authority are required to debit a sum to any account and they suspend, in whole or in part, any annual provision for the repayment of the principal, they may refrain from debiting to that account an amount equal to the amount of the annual provision so suspended.

(9) Any reference in any enactment passed before this Act to Part IX or section 198 of the 1933 Act shall be construed as including a reference to the foregoing provisions of this paragraph.

10.—(1) A local authority may, without the approval of the Secretary of State under paragraph 1(b) above, borrow by way of temporary loan or overdraft from a bank or otherwise any sums which they may temporarily require—

- (a) for the purpose of defraying expenses (including the payment of sums due by them to meet the expenses of other authorities) pending the receipt of revenues receivable by them in respect of the period of account in which those expenses are chargeable ;

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(b) for the purpose of defraying, pending the raising of a loan which the authority have been authorised to raise, expenses intended to be defrayed by means of the loan.

(2) Where a local authority borrow money under this paragraph for a purpose mentioned in paragraph 1(b) above or, in the case of the Greater London Council, a purpose authorised by any local enactment and subsequently raise a loan for that purpose, the loan shall, to the extent of the sum borrowed temporarily, be treated for the purposes of this Part of this Schedule as having been made at the time of the temporary borrowing.

11.—(1) All money borrowed by a local authority, whether before or after the coming into force of this Schedule, shall be charged indifferently on all the revenues of the authority.

(2) Subject to sub-paragraph (3) below, all securities created by a local authority, whether under this Part of this Schedule or any other enactment or instrument under an enactment, shall rank equally without any priority.

(3) This paragraph shall not affect any priority existing at, or any right to priority conferred by a security created before, 1st June 1934.

12. Two or more local authorities may combine to exercise their powers of borrowing under this Part of this Schedule jointly, and where they do so—

(a) any limit on the amount which each authority may borrow shall apply to the amount which each authority receive from the joint loan ;

(b) paragraph 11 above shall apply to the money so borrowed as if references to a local authority were references to the local authority by whom the money is received.

*Loans by local authorities*

13.—(1) A local authority or the Common Council may lend to another authority mentioned in sub-paragraph (2) below, on such terms as may be agreed between them, such sums as that other authority may require for any purpose for which that other authority are authorised to borrow money by or under this Act or any other enactment.

(2) The authorities to whom sums may be lent under sub-paragraph (1) above are local authorities, the Common Council, the Sub-Treasurer of the Inner Temple, the Under Treasurer of the Middle Temple, a joint board consisting of representatives of local authorities or any of the foregoing authorities and, without prejudice to the foregoing, a police or river authority.

14.—(1) A principal council may make loans to a harbour authority for a harbour wholly or partly situated within the area of the council, on such terms as may be agreed between the council and the authority, for the purpose of enabling the harbour authority to do anything which they have power to do.

(2) In this paragraph “harbour” and “harbour authority” have the same meanings as in the Harbours Act 1964.

1964 c. 40.

*Funds of local authorities*

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15.—(1) A local authority may in accordance with a scheme made by them establish and operate a loans fund for defraying any expenditure which the authority are authorised by or under any enactment to meet out of moneys borrowed by them and for the repayment or redemption of debt.

(2) A scheme made by a local authority under this section may be varied or revoked by a subsequent scheme made by them.

16.—(1) Subject to the provisions of this Part of this Schedule, a local authority may establish either or both of the following funds, that is to say—

- (a) a capital fund, to be used for defraying any expenditure of the authority to which capital is properly applicable or in providing money for repayment of loans (but not in making any annual payment required to be made in respect of loans);
- (b) a renewal and repairs fund, to be used for the purpose of defraying expenditure to be incurred from time to time in repairing, maintaining, replacing and renewing any buildings, works, plant, equipment or articles belonging to the authority.

(2) It is hereby declared that the reference to the authority in sub-paragraph (1)(b) above, in the case of a county council, includes a reference to a police authority which is a committee of that council.

(3) A fund established by a local authority under this paragraph shall not be used to meet, directly or indirectly, any expenditure incurred by the authority for the purposes of an undertaking of the authority, being a transport, water, district heating, harbour, dock, pier or ferry undertaking or a market or civic restaurant, except that such a fund may be used by the Greater London Council so to meet any expenditure incurred by them for the purpose of a civic restaurant.

(4) Pending the application of any such fund as aforesaid for the purposes authorised by this paragraph, the money in the fund shall (unless applied in any other manner authorised by or under any enactment) be invested in statutory securities.

(5) A local authority may close any fund established by them under any other enactment for a purpose for which a fund may be established under this paragraph and transfer any final balance standing to the credit of the former fund to any other fund established by them under this paragraph.

(6) In this paragraph “statutory securities” means any security in which trustees are for the time being authorised by law to invest trust moneys.

17.—(1) Subject to the provisions of this paragraph, a local authority by whom a capital fund is established under paragraph 16 above may pay into that fund—

- (a) any sums derived from the sale of any property of the local authority, not being property held by them for

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a purpose expenditure on which is prohibited by paragraph 16(3) above ;

- (b) the whole or any part of the surplus of the revenue income over the revenue expenditure of the revenue fund on 31st March in any year, except so far as required by law to be applied to or carried forward for any other purpose ; and
- (c) such other sums from the revenue fund as the local authority may by resolution direct ;

and shall pay into that capital fund a sum equal to the amount of any income arising from the fund.

(2) The aggregate amount paid by a local authority into a capital fund under paragraphs (b) and (c) of sub-paragraph (1) above shall not, except with the consent of the Secretary of State, exceed in any year the equivalent of the product of a rate of 5p in the pound, and no payment shall be made by the local authority into any such capital fund so as to make the fund exceed such sum as the Secretary of State may from time to time determine either generally or in any particular case.

(3) In the case of an application of money in any such capital fund, the amount to be applied shall not in any one transaction exceed such sum as the Secretary of State may determine generally or in any particular case.

(4) Except as provided by this paragraph, all money applied from any such capital fund may, if the local authority think fit, be repaid from the account to which that money is advanced by such annual instalments (with or without interest) and within such period as the local authority may determine.

18.—(1) Subject to the provisions of this paragraph, a local authority by whom a renewal and repairs fund is established under paragraph 16 above may from time to time pay into that fund such sums as they think fit from the revenue fund and shall so pay a sum equal to the amount of any income arising from the renewal and repairs fund.

(2) No payment shall be made by a local authority into any such renewal and repairs fund so as to make the fund exceed such sum as the Secretary of State may from time to time determine either generally or in a particular case.

(3) The purposes for which any such renewal and repairs fund may be applied shall not include expenditure for the purposes of an undertaking of the authority in respect of which the authority are authorised to provide a reserve fund.

19.—(1) Notwithstanding anything in any enactment, a local authority may use, for any purpose for which the authority has a statutory power to borrow, any money forming part of, but not for the time being required for the purposes of, any fund of theirs to which this paragraph applies ; and where any such money is so used the following provisions of this paragraph shall have effect.

(2) The money so used shall be repaid to the said fund as follows:—

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- (a) it shall be repaid as and when it is required for the purposes of that fund ;
- (b) if not required to be repaid earlier under paragraph (a) above, it shall be repaid within the period within which a loan raised under the statutory power would be repayable, or at such time before the expiration of that period as the authority may resolve ;
- (c) the repayment shall be made out of the revenue fund of the authority, or out of money which would have been applicable to the repayment of a loan raised under the statutory power, and shall be made by the method by which a loan raised under the statutory power would be repayable.
- (3) In the accounts of the revenue fund of the authority, an amount equal to interest at the appropriate rate on the money so used and for the time being not repaid shall be credited to the said fund and debited to the undertaking or purpose for which the money is so used.
- (4) The statutory power shall be deemed to be exercised by the use of money under this paragraph as fully in all respects as if a loan of the same amount had been raised in exercise of the power.
- (5) This paragraph applies to any fund established for the repayment of debt, or as a reserve, or for the maintenance, renewal or repair of property, or for superannuation of staff, or for insurance, or otherwise for meeting future expenditure of a capital or non-recurring nature, or for any like purpose.
- (6) In this paragraph—
- “ interest at the appropriate rate ” means interest at such rate as may be determined by the authority to be equal as nearly as may be to the rate of interest which would be payable on a loan raised on mortgage under the statutory power ;
- “ statutory power to borrow ” means a power to borrow conferred by or under this Act or any other enactment, except the power to borrow by way of temporary loan or overdraft conferred by paragraph 10 above.
- (7) The powers conferred by this paragraph are in addition to, and not in derogation of, the powers conferred by or under any other enactment.

#### *Miscellaneous*

20. A person lending money to a local authority shall not be bound to inquire whether the borrowing of the money is legal or regular or whether the money raised was properly applied and shall not be prejudiced by any illegality or irregularity, or by the misapplication or non-application of any of that money.

21. This Part of this Schedule shall not apply to—

- (a) any mortgage of property effected under section 310 of the Public Health Act 1936 or any previous corresponding 1936 c. 49.

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1957 c. 56.
- enactment, or the power of a local authority under that section to effect a mortgage ; or
- (b) any local bonds issued under section 138 of the Housing Act 1957 or any previous corresponding enactment, or the power conferred on a local authority by that section to issue local bonds.
- 22.—(1) In this Part of this Schedule—
- “ debentures ” includes debenture stock ;
- “ fixed period ”, in relation to any money borrowed, means the period within which the money is to be repaid as determined by the local authority with the consent of the Secretary of State or, in the case of the Greater London Council, of the Treasury ;
- “ revenue fund ” means the county fund, the general rate fund, the general fund of the Greater London Council or the general rate of the City, as the case may be.
- (2) In paragraphs 15 to 19 above “ local authority ” includes the Common Council and a combined police authority which is a body corporate.

## PART II

### AMENDMENTS WITH RESPECT TO FINANCE AND RATING

#### *The Rating and Valuation Act 1925*

- 1925 c. 90.  
1967 c. 9.
23. In section 2(7) of the Rating and Valuation Act 1925 (as amended by section 116(9) of the General Rate Act 1967) for the words “ a rating area other than a rural district ” there shall be substituted the words “ any rating area ”.

#### *The Rural Water Supplies and Sewerage Act 1944*

- 1944 c. 26.
24. In section 6 of the Rural Water Supplies and Sewerage Act 1944 for the words “ rural district council ” there shall be substituted the words “ district council ”.

#### *Parish Councils Act 1957*

- 1957 c. 42.
25. After subsection (1) of section 3 of the Parish Councils Act 1957 there shall be inserted the following subsection—
- (1A) Where the council of a parish or community or a parish meeting exercise the powers conferred on them by subsection (1) above in part only of the parish or community, then, notwithstanding anything in section 150 of the Local Government Act 1972, the parish or community council or parish meeting may by resolution declare the expenses incurred under this section to be chargeable only on such part of their area as may be specified in the resolution, and any such resolution may be varied or revoked by a subsequent resolution of the council or meeting, as the case may be.

*The Town and Country Planning Act 1959*

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26. In the Town and Country Planning Act 1959, for section 27(2)(d) there shall be substituted the following paragraph:—

(d) that the capital money is to be applied by the authority for any purpose for which borrowing is authorised by paragraph 1(b) of Schedule 13 to the Local Government Act 1972.

*The Local Government Act 1966*

1966 c. 42.

27.—(1) In section 1(5) of the Local Government Act 1966 for the words from “but no payment” to “district” there shall be substituted the words “but no payment in respect of the needs element shall be made to the council of a metropolitan county or a non-metropolitan district”.

(2) Notwithstanding anything in section 2(3) of that Act a rate support grant order may be made under that section in advance for the year 1973-74.

*The General Rate Act 1967*

28.—(1) The General Rate Act 1967 shall be amended in accordance with the following provisions of this paragraph. 1967 c. 9.

(2) In section 2(2) for the words “rural district council” in both places where they occur, and in section 5(1)(e) for those words, there shall be substituted the words “district council”.

(3) In section 38(4), for the word “counties” there shall be substituted the words “non-metropolitan counties and metropolitan districts”.

(4) In section 67(2)(b) for sub-paragraphs (ii) and (iii) there shall be substituted the following paragraph:—

“(ii) in respect of any rating district.”

(5) In section 112, the words “or urban district”, “or district” and “rural” shall cease to have effect.

(6) In section 115, for the definition of “rating district” there shall be substituted the following definition:—

“‘rating district’ means—

(a) as respects Greater London, a rating area or, subject to paragraph 8(1)(b) of Schedule 4 to this Act, any part of a rating area which is subject to separate or differential rating (otherwise than in respect of a garden or square or by reason of any provision of the City of London (Tithes and Rates) Act 1910 or the City of London (Tithes) Act 1947); 1910 c. xxx. 1947 c. xxxi.

(b) except as respects Greater London—

- (i) any part of a rating area which is subject to separate or differential rating;
- (ii) in a parish or community part of which is so subject, the part which is not so subject;
- (iii) a parish no part of which is so subject;
- (iv) a community which is not co-extensive with the area of a district and no part of which is so subject;
- (v) any part of a rating area in England not falling within sub-paragraph (i), (ii) or (iii) above;

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(vi) any rating area no part of which falls within any of the foregoing sub-paragraphs”.

29.—(1) Sections 88, 89 and 91 of the said Act of 1967 shall have effect subject to the following provisions of this paragraph.

(2) It shall be the duty of every new county council to make and submit to the Secretary of State not later than a date prescribed for the purposes of this sub-paragraph a scheme for the constitution of a local valuation panel for the county or two or more local valuation panels for areas which together comprise the whole of the county.

(3) A county council may discharge the said duty by making and submitting to the Secretary of State a joint scheme with one or more other county councils for the constitution of a local valuation panel or local valuation panels for the whole of their respective counties, or for areas which together comprise the whole of their respective counties.

(4) A scheme under this paragraph shall be treated for all purposes as having been made under section 91(a) of the said Act of 1967 and submitted to the Secretary of State under section 91(3) of that Act.

(5) Any such scheme approved by the Secretary of State under section 91(5) of that Act shall not come into operation until a date prescribed for the purposes of this sub-paragraph.

(6) Any scheme in force for the purposes of section 88 of that Act immediately before 1st April 1974 for an existing county or county borough shall, notwithstanding the abolition or alteration of the county or borough but subject to section 91(1) of that Act, continue in force until a date prescribed for the purposes of this sub-paragraph and shall then expire.

(7) Any vacancy occurring before the date prescribed for the purposes of this sub-paragraph in the membership of a local valuation panel constituted under a scheme continued in force by sub-paragraph (6) above shall—

- (a) if the area for which the panel is constituted is co-extensive with or wholly comprised in the area of a new county, be filled by a person appointed by the council of that county ;
- (b) otherwise, be filled by a person appointed jointly by the councils for those counties which include any part of the area for which the panel is constituted.

Section 180.

## SCHEDULE 14

## AMENDMENT AND MODIFICATION OF PUBLIC HEALTH ACTS, ETC.

## PART I

1936 c. 49.

## THE PUBLIC HEALTH ACT 1936

1. For section 1 there shall be substituted the following section—

“ 1.—(1) Subject to the provisions of this Act with respect to certain special authorities, districts and areas, it shall be the duty of the following authorities to carry this Act into execution, that is to say—



(a) in a county, the county council as respects certain matters and the district councils as respects all other matters, without prejudice, however, to the exercise by a parish or community council of any powers conferred upon such councils ;

(b) in a London borough, the borough council ;

(c) in the City of London, the Common Council ; and

(d) in the Inner Temple and the Middle Temple, the Sub-Treasurer and the Under Treasurer thereof respectively.

(2) In this Act—

“community”, in relation to a common community council acting for two or more grouped communities, means those communities ;

“district”, in relation to a local authority in Greater London, means a London borough, the City of London, the Inner Temple or the Middle Temple, as the case may be ;

“local authority” means the council of a district or London borough, the Common Council of the City of London, the Sub-Treasurer of the Inner Temple and the Under Treasurer of the Middle Temple ;

“parish”, in relation to a common parish council acting for two or more grouped parishes, means those parishes.”

2. Any reference to an urban authority or rural authority shall be construed as a reference to a local authority.

3. Proviso (a) to section 7(1) shall cease to have effect.

4. Without prejudice to paragraph 2 above, the following provisions, that is to say, sections 41, 46, 79, 80, 107(1) and (2), 108, 263 and 264 shall apply throughout the district of every local authority.

5.—(1) The powers exercisable by a local authority under sections 74(2) and 76(1) shall be exercisable in a county by the county council and in Greater London by the Greater London Council, except that the powers conferred by section 76(1)(c), so far as they relate to the provision of plant or apparatus for sorting and baling waste paper collected separately from other refuse, shall be exercisable concurrently by the local authority and the county council or the Greater London Council, as the case may be, and—

(a) any reference to a local authority in sections 74(2) and 76(1) shall be construed accordingly ; and

(b) any reference to a local authority in section 76(3), so far as that subsection relates to material deposited in a place provided for the deposit of refuse, shall be construed as a reference to the county council or the Greater London Council as the case may be, and not to any other authority.

(2) The places provided by a county council or the Greater London Council under section 76(1) of the said Act of 1936 for the deposit of refuse may be either places for the initial deposit by local authorities of refuse removed by them or places for the final deposit

SCH. 14 of refuse, and the powers of the county council and the Greater London Council under that section shall include power—

(a) to transport refuse from the former kind of place to the later kind or to plant or apparatus provided by the county council or the Greater London Council, as the case may be, under that section ; and

(b) to sell any refuse which has been deposited at any such place or delivered to the council under section 74(2).

(3) It shall be the duty of a local authority, unless otherwise directed by the county council or the Greater London Council, to deposit, at the place appointed for the deposit thereof, all refuse removed by that authority within their district, except any refuse sold by them under section 76(2).

(4) An order under section 254 above may include provisions for securing that proper arrangements are in force with respect to the removal, treatment and disposal of refuse during the period of two years beginning with 1st April 1974, and sections 74(2) and 76 of the said Act of 1936 and the foregoing provisions of this paragraph shall have effect subject to the provisions of any such order.

6.—(1) Where a local authority make charges under section 73(2) for removing trade refuse, the county council or the Greater London Council, as the case may be, shall be entitled to such proportion of the proceeds as may be agreed or as may, in default of agreement, be determined by arbitration to be reasonable, having regard to the expenditure incurred by the county council or the Greater London Council in discharging their functions in connection with refuse.

(2) The county council or the Greater London Council, as the case may be, shall pay a reasonable contribution towards expenditure reasonably incurred by a local authority in conveying refuse removed by the authority from premises within their district to any place appointed by the county council or the Greater London Council for the deposit of such refuse where the distance of that place from the district is unreasonably far or the place is unsuitable for the authority's refuse removal vehicles.

(3) Any dispute between a local authority and the county council or the Greater London Council as to whether—

(a) expenditure has been reasonably incurred in conveying refuse ;

(b) a place is unreasonably far from the local authority's district or unsuitable for their refuse removal vehicles ;

(c) the amount of any contribution is reasonable ;

shall be determined by arbitration.

7. Paragraphs 5 and 6 above shall not apply to Wales.

8. In section 77(2)(b) the words from " or, in case of dispute " to the end shall cease to have effect.

9.—(1) For sections 87(1) and (2) there shall be substituted the following subsections :—

" (1) A county council, the Greater London Council, a local authority or a parish or community council may, subject to

subsection (2) of this section, provide sanitary conveniences in proper and convenient situations.

(2) Any such council or authority shall not provide any such convenience in or under a highway or proposed highway for which they are not the highway authority without the consent of the highway authority."

(2) In section 87(3) for the words "a county council or local" there shall be substituted the words "any such council or".

10. In section 88 any reference to a local authority shall in relation to a street, being a highway for which the local authority are not the highway authority, be construed as a reference to the highway authority.

11. In section 107(1) for the definition of "offensive trade" there shall be substituted the following definition:—

"In this section 'offensive trade' means—

(a) as regards the whole of the district of the authority, the trade or business of a blood boiler, blood drier, bone boiler, fat extractor, fat melter, fellmonger, glue maker, gut scraper, rag or bone dealer, size maker, soap boiler, tallow melter or tripe boiler; and

(b) as regards the whole or part of that district, any other trade, business or manufacture—

(i) which immediately before 1st April 1974 was by virtue of any enactment an offensive trade in that district or part, as the case may be; or

(ii) which the local authority by order confirmed by the Secretary of State and published in accordance with his directions have, on or after that date, declared to be an offensive trade in that district or part, as the case may be.

12. The power of the Secretary of State to require local authorities to make byelaws under section 108 is hereby abolished.

13. In sections 152(1), 157, 158(1) and 163(1) any reference to the medical officer of health of a district or some other registered medical practitioner shall be construed as a reference to the proper officer of the local authority for that district or a registered medical practitioner.

14. In sections 153(2), 160(3) and 242 for any reference to the medical officer of health of a district there shall be substituted a reference to the local authority for the district.

15. In section 162(1) for the words from "the medical officer of health" to "that district" there shall be substituted the words "the proper officer of the local authority for the district in which a dead body lies".

16. In section 179, for the words from the beginning to "county council or" there shall be substituted the words "The council of a non-metropolitan county or a".

17. In section 203 for references to the medical officer of health of the welfare authority and his office or residence there shall be substituted references respectively to the welfare authority and their offices.

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1936 c. 49.

18. The powers conferred by Part VIII on local authorities within the meaning of the Public Health Act 1936 shall be exercisable not only by such authorities but also by all local authorities within the meaning of this Act, whether or not they are local authorities within the meaning of that Act, and references in that Part to a local authority shall be construed accordingly.

19. All directions in force under section 267(1)(c) immediately before 1st April 1974 shall cease to have effect.

20. Any reference in section 278 to a local authority shall include a reference to a county council and the Greater London Council.

21. Section 321 shall cease to have effect.

22. In section 343 for the definition of contributory place there shall be substituted the following definition:—

1967 c. 9.

“ ‘contributory place’ means a rating district within the meaning of the General Rate Act 1967.”.

## PART II

### OTHER ENACTMENTS

#### *Public Health Acts 1875 to 1925*

23. Subject to the following provisions of this Schedule and the provisions of Schedule 26 to this Act, all the provisions of the Public Health Acts 1875 to 1925 shall extend throughout England and Wales, whether or not they so extended immediately before 1st April 1974.

24. Paragraph 23 above shall not apply to the following enactments, that is to say—

1875 c. 55.

(a) so much of section 160 of the Public Health Act 1875 as incorporates the provisions of the Towns Improvement Clauses Act 1847 with respect to the naming of streets (hereafter in this Schedule referred to as “the original street-naming enactment”);

(b) section 171(4) of the said Act of 1875;

1890 c. 59.

(c) section 51 of the Public Health Acts Amendment Act 1890;

1907 c. 53.

(d) sections 21, 82, 83 and 85 of the Public Health Acts Amendment Act 1907; and

1925 c. 71.

(e) sections 17 to 19 and 76 of the Public Health Act 1925; and those enactments shall, subject to paragraph 25 below, apply to those areas, and only those, to which they applied immediately before 1st April 1974.

25.—(1) Subject to sub-paragraphs (2) and (4) below, a local authority may after giving the requisite notice resolve that any of the enactments mentioned in paragraph 24 above shall apply throughout their area or shall cease to apply throughout their area (whether or not, in either case, the enactment applies only to part of their area).

(2) A resolution under this paragraph disapplying— SCH. 14

(a) section 171(4) of the Public Health Act 1875 ; 1875 c. 55.

(b) section 51 of the Public Health Acts Amendment Act 1890 c. 59.  
1890 ;

(c) section 82, 83 or 85 of the Public Health Acts Amendment Act 1907 c. 53.  
Act 1907 ; or

(d) section 76 of the Public Health Act 1925 ; 1925 c. 71.

must be passed before 1st April 1975, but any other resolution under this paragraph may be passed at any time.

(3) A resolution under this paragraph applying either of the following provisions, that is to say, section 21 of the said Act of 1907 or section 18 of the said Act of 1925, throughout an area shall have effect as a resolution disapplying the other provision throughout that area and a resolution under this paragraph applying either of the following provisions, that is to say, the original street-naming enactment or section 19 of the said Act of 1925, throughout an area shall have effect as a resolution disapplying the other provision throughout that area.

(4) A resolution under this paragraph applying or disapplying section 171(4) of the Public Health Act 1875 throughout an area shall not have effect unless approved by the Secretary of State.

(5) The notice which is requisite for a resolution given under subparagraph (1) above is a notice—

(a) given by the local authority in question of their intention to pass the resolution given by advertisement in two consecutive weeks in a local newspaper circulating in their area ;  
and

(b) served, not later than the date on which the advertisement is first published, on the council of every parish or community whose area, or part of whose area, is affected by the resolution or, in the case of a parish so affected but not having a parish council (whether separate or common), on the chairman of the parish meeting.

(6) The date on which a resolution under this paragraph is to take effect shall—

(a) except in the case of a resolution applying or disapplying section 171(4) of the Public Health Act 1875 throughout any area, be a date specified therein, being not earlier than one month after the date of the resolution ; and

(b) in the said excepted case, be a date specified in the Secretary of State's approval of the resolution.

(7) A copy of a resolution of a local authority under this paragraph, certified in writing to be a true copy by the proper officer of the authority, shall in all legal proceedings be received as evidence of the resolution having been passed by the authority.

26. The following enactments shall not extend to Greater London, that is to say—

(a) sections 160 and 171 of the Public Health Act 1875 ;

(b) section 51 of the Public Health Acts Amendment Act 1890 ;

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1907 c. 53.  
1847 c. 89.  
1925 c. 71.

(c) sections 21 and 80 of the Public Health Acts Amendment Act 1907 and so much of section 81 of that Act as relates to the Town Police Clauses Act 1847 ;

(d) sections 17 to 19, 75 and 76 of the Public Health Act 1925.

27.—(1) The powers conferred on certain authorities by the enactments to which this paragraph applies shall be exercisable not only by those authorities, but also by all local authorities within the meaning of this Act, whether or not they are local authorities for the purposes of the Public Health Acts 1875 to 1925, and references in those enactments to an urban authority or a local authority shall be construed accordingly.

(2) This paragraph applies to the following enactments, that is to say—

1875 c. 55.  
1890 c. 59.

(a) section 164 of the Public Health Act 1875 ;

(b) section 44 of the Public Health Acts Amendment Act 1890 ;

(c) Part VI of the Public Health Acts Amendment Act 1907, as amended by Part VI of the Public Health Act 1925.

28. A district council shall not without the consent of the highway authority—

(a) provide a clock under section 165 of the Public Health Act 1875 in a case where it overhangs a highway ; or

(b) exercise any power under section 40 or 42 of the Public Health Acts Amendment Act 1890 or section 14 or 75 of the Public Health Act 1925 in relation to a highway.

29. A highway authority who are not a local authority within the meaning of the Public Health Acts 1875 to 1925 may exercise concurrently with the local authority powers conferred on the latter by section 153 of the Public Health Act 1875.

1963 c. 33.

30. Any reference in section 161 of the said Act of 1875 to an urban authority shall, in relation to a metropolitan road within the meaning of the London Government Act 1963, be construed as a reference to the Greater London Council alone.

31. A local authority within the meaning of the Public Health Acts 1875 to 1925 may exercise the powers conferred by section 31 of the Public Health Acts Amendment Act 1907 without being empowered by an order made by the Secretary of State.

32. So much of section 76 of the said Act of 1907 as enables the Secretary of State to make rules governing the exercise by local authorities of their powers under that section shall cease to have effect.

33. In section 16(1) of the Public Health Act 1925 the words from “in relation” to “county council or” shall cease to have effect.

#### *The Parish Councils Act 1957*

1957 c. 42.

34. In section 3(1) of the Parish Councils Act 1957, for the words from the beginning to the word “council”, in the second place where it occurs, there shall be substituted the words “The council

of a parish or community or, in the case of a parish for which there is no parish council” and for the words “in that part of the parish, as the case may be” there shall be substituted the words “community, or in any part thereof”.

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*The Public Health Act 1961*

35. Section 16 of the Public Health Act 1961 shall cease to have 1961 c. 64. effect.

36. In section 17(1) of that Act for the words “the medical officer of health or public health inspector” there shall be substituted the words “the local authority” and for the word “he” there shall be substituted the word “they”.

37. The powers conferred on a local authority by section 34 of that Act shall as respects England be exercisable also by a county council and references in that section to a local authority shall be construed accordingly.

38.—(1) In section 38(1) of that Act for the words “the medical officer of health for any district” there shall be substituted the words “a registered medical practitioner nominated by the local authority for a district” and for the words from “the medical officer of health”, in the second place where they occur, to the end there shall be substituted the words “a registered medical practitioner so nominated”.

(2) In section 38(2) of that Act for the words from “the medical officer” to the end there shall be substituted the words “a registered medical practitioner so nominated to enter any premises, and for the purposes of that subsection that practitioner shall, if not an officer of the local authority, be treated as one.”

39. In section 40(2) of that Act, the words “on the advice of their medical officer of health” shall cease to have effect.

40. The powers conferred on a local authority by sections 44 and 46 of that Act shall, in the case of a street outside Greater London which is a highway, be exercisable by the highway authority as well as by the local authority.

41. The proviso to section 51(1) of that Act shall cease to have effect.

42. The powers conferred by sections 52 to 54 of that Act on local authorities shall be exercisable not only by such authorities, but also by all local authorities within the meaning of this Act, whether or not they are local authorities within the meaning of that Act, and references in those sections to a local authority shall be construed accordingly.

43. The functions of a local authority under section 73 of that Act shall be functions solely of the county council and the Greater London Council, and references in that section to a local authority shall be construed accordingly.

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*The Local Government Act 1966*

1966 c. 42.

44. For section 10(1)(a) of the Local Government Act 1966 there shall be substituted the following paragraph:—

“(a) in the payment of salaries to registered medical practitioners and other persons with professional qualifications in the practice and administration of public health who are employed by such authorities.”

*The Civic Amenities Act 1967*

1967 c. 69.

45. In section 18(6) of the Civic Amenities Act 1967 for the definition of local authority there shall be substituted the following definition:—

“‘local authority’ means, in relation to England, the council of a county and the Greater London Council and, in relation to Wales, the council of a district.”

*The Health Services and Public Health Act 1968*

1968 c. 46.

46. Section 51 of the Health Services and Public Health Act 1968 shall cease to have effect.

47.—(1) In section 54(1) of that Act for the words “the medical officer of health or by a registered medical practitioner nominated by him” there shall be substituted the words “a registered medical practitioner nominated by the local authority for that district”.

(2) In section 54(2) of that Act for the words from “the medical officer” to the end there shall be substituted the words “a registered medical practitioner so nominated to enter any premises, and for the purposes of that subsection that practitioner shall, if not an officer of the local authority, be treated as one”.

48. In section 70 of the said Act of 1968 for the words from “the medical officer of health” to “receives” there shall be substituted the words “the former authority shall on the day on which they receive”.

*The Deposit of Poisonous Waste Act 1972*

1972 c. 21.

49. In section 5(1) of the Deposit of Poisonous Waste Act 1972, for paragraph (a) there shall be substituted the following paragraphs:—

‘(a) in England, county councils and the Greater London Council;

(aa) in Wales, district councils; and’.

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## SCHEDULE 15

## AMENDMENT AND MODIFICATION OF ENACTMENTS RELATING TO WATER AND SEWERAGE

*The Public Health Act 1936*

1936 c. 49.

1. In section 15(4) of the Public Health Act 1936 for the words “rural authority” there shall be substituted the words “district council”.



2. In section 126(4) of that Act the words from "or any five" to "rural district" and the words "or contributory place" in the second place where those words occur respectively shall cease to have effect. SCH. 15

*The Water Act 1945*

3. In paragraph 27 of Schedule 1 to the Water Act 1945 for the words "in each borough, urban district and rural parish" there shall be substituted the words "in each London borough, district and parish in England and each community in Wales." 1945 c. 42.

4. In paragraph 1 of Schedule 3 to that Act, the definition of "county district" and, in the definition of "local authority" the words "or rural", shall cease to have effect.

SCHEDULE 16

Section 182.

FUNCTIONS UNDER, AND AMENDMENT AND MODIFICATION OF,  
ENACTMENTS RELATING TO TOWN AND COUNTRY PLANNING

PART I

TOWN AND COUNTRY PLANNING ACT 1971

1971 c. 78.

*Structure and local plans*

1.—(1) For section 11(1) and (2) there shall be substituted the following subsections—

"(1) Where a county planning authority are in course of preparing a structure plan for their area, or have prepared for their area a structure plan which has not been approved or rejected by the Secretary of State, the local planning authority to whom it falls to prepare a local plan for any part of that area may, if they think it desirable, prepare a local plan for all or any of that part of the area.

(2) Where a structure plan for the area of a county planning authority has been approved by the Secretary of State, the local planning authority to whom it falls to prepare a local plan for any part of that area shall as soon as practicable consider, and thereafter keep under review, the desirability of preparing and, if they consider it desirable and they have not already done so, shall prepare one or more local plans for all or any of that part of the area".

(2) In section 11(3)(a), after the words "such detail as the" there shall be inserted the words "local planning".

(3) In section 11, after subsection (9) there shall be inserted the following subsection:—

"(9A) For the purpose of discharging their functions under this section a district planning authority may, in so far as it appears to them necessary to do so having regard to the survey made by the county planning authority under section 6 of this Act, examine the matters mentioned in subsections (1) and (3) of that section so far as relevant to their area".

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2.—(1) For section 12(1)(a) there shall be substituted the following paragraph:—

“(a) that adequate publicity is given in the area in question to any relevant matter arising out of a survey carried out under section 6 or 11 of this Act and to the matters proposed to be included in the plan”.

(2) In section 12, after subsection (1), there shall be inserted the following subsection:—

“(1A) A county or district planning authority to whom it falls to prepare a local plan for any part of their area shall—

(a) consult the district planning authority or the county planning authority, as the case may be, with respect to the contents of the plan;

(b) afford the latter authority a reasonable opportunity to express their views;

(c) take those views into consideration.”

(3) For section 12(2) there shall be substituted the following subsection:—

“(2) When a local planning authority have prepared a local plan and the Secretary of State has approved the structure plan so far as it applies to the area of that local plan and, in a case where the local planning authority are required to obtain a certificate under section 14 of this Act, they have obtained that certificate, they shall before adopting the local plan or submitting it for approval under that section make copies of it available for inspection at their office and at such other places as may be prescribed and send a copy to the Secretary of State and to the district or county planning authority, as the case may require; and each copy made available for inspection shall be accompanied by a statement of the time within which objections to the local plan may be made to the local planning authority”.

3.—(1) In section 14(2), after the word “conforms”, there shall be inserted the words “and, in the case of a local plan prepared by a district planning authority, a certificate is issued under subsection (5) or (7) of this section that it conforms”.

(2) In section 14, at the end there shall be added the following subsections:—

“(5) Where a district planning authority have prepared a local plan for any part of their area the structure plan for which has been approved by the Secretary of State, they shall request the county planning authority to certify that the local plan conforms generally to the structure plan and, subject to subsection (6) below, the county planning authority shall, within the period of one month from their receipt of the request or such longer period as may be agreed between them and the district planning authority, consider the matter and, if satisfied that the local plan does so conform, issue a certificate to that effect; and if it appears to the county planning authority that the local plan does not so conform in any respect, they shall, during or as soon

as practicable after the end of that period, refer the question whether it so conforms in that respect to the Secretary of State to be determined by him.

(6) The Secretary of State may in any case by direction to a county planning authority reserve for his own determination the question whether a local plan conforms generally to a structure plan.

(7) Where on determining a question referred to or reserved for him under subsection (5) or (6) of this section the Secretary of State is of opinion that a local plan conforms generally to the relevant structure plan in the relevant respect or, as the case may be, all respects he may issue, or direct the county planning authority to issue, a certificate to that effect, and where he is of the contrary opinion, he may direct the district planning authority to revise the local plan in such respects as he thinks appropriate so as to secure that it will so conform and thereupon those subsections and the preceding provisions of this subsection shall apply to the revised plan".

4. In section 17(1)(a), after the words "that the" there shall be inserted the word "relevant".

5. In section 18(1)(d) after the words "notified the" there shall be inserted the word "relevant".

6. In Part I of Schedule 5 in its application outside Greater London for references to the local planning authority there shall be substituted references to the county planning authority.

7. The local planning authority who are to be treated by paragraph 4 of Schedule 7 as having adopted any street authorisation map mentioned in that paragraph shall be the county planning authority.

#### *Joint plans*

8.—(1) The following provisions of this paragraph shall have effect where two or more county planning authorities prepare a structure plan jointly.

(2) The county planning authorities shall take such steps as will in their opinion secure—

(a) that persons who may be expected to desire an opportunity of making representations to any of the authorities are made aware that they are entitled to an opportunity of doing so ;

(b) that such persons are given an adequate opportunity of making such representations.

(3) Section 8(1)(b) and (c) shall not apply in relation to a joint structure plan and references in section 8 to subsection (1) of that section and the purposes of paragraphs (a) to (c) thereof shall include references respectively to sub-paragraph (2) above and the purposes of paragraphs (a) and (b) thereof.

(4) Each of the county planning authorities by whom a joint structure plan has been prepared shall have the duty imposed by section 8(2) of making copies of the plan available for inspection.

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9.—(1) Where a structure plan has been prepared jointly, the power of making proposals under section 10(1) for the alteration, repeal or replacement of the plan may be exercised as respects their respective areas by any of the authorities by whom it was prepared and the Secretary of State may under that section direct any of them to submit such proposals as respects their respective areas.

(2) In relation to the joint submission of such proposals, the reference in section 10(2) to section 8 shall include a reference to paragraph 8 above.

10.—(1) The following provisions of this paragraph shall have effect where two or more local planning authorities prepare a local plan jointly.

(2) The local planning authorities shall take such steps as will in their opinion secure—

(a) that persons who may be expected to desire an opportunity of making representations to any of the authorities are made aware that they are entitled to an opportunity of doing so ; and

(b) that such persons are given an adequate opportunity of making such representations.

(3) Section 12(1)(b) and (c) shall not apply in relation to joint local plans and references in section 12 to subsection (1) of that section and the purposes of paragraphs (a) to (c) thereof shall include references respectively to sub-paragraph (2) above and the purposes of paragraphs (a) and (b) thereof.

(4) Each of the local planning authorities by whom a joint local plan has been prepared shall have the duty imposed by section 12(2) of making copies of the plan available for inspection, and objections to the plan may be made to any of those authorities and the statement required by section 12(2) to accompany copies of the plan made available for inspection shall state that objections may be so made.

11.—(1) It shall fall to each of the local planning authorities by whom a joint local plan was prepared to adopt the plan under section 14(1) and they may do so as respects any part of their area to which the plan relates, but any modifications subject to which it is adopted must be agreed between all those authorities.

(2) Where a structure plan has been jointly prepared by two or more county planning authorities or a local plan has been jointly prepared by two or more district planning authorities, a request for a certificate under section 14(5) that the local plan conforms generally to the structure plan shall be made by each district planning authority to the county planning authority for the area comprising the district planning authority's area and it shall fall to that county planning authority to deal with the request.

12.—(1) Where a local plan has been prepared jointly, the power of submitting proposals under section 15(1) for the alteration, repeal or replacement of the plan may be exercised as respects their

respective areas by any of the authorities by whom it was prepared and the Secretary of State may under that subsection direct any of them to submit such proposals as respects their respective areas.

(2) In relation to the joint submission of such proposals the reference in section 15(3) (as it has effect outside Greater London) to section 12 shall include a reference to paragraph 10 above.

13. The date appointed under section 18(4) for the coming into operation of a local plan prepared jointly by two or more local planning authorities or for the alteration, repeal or replacement of a local plan in pursuance of proposals so prepared shall be one jointly agreed by those authorities and be specified in their respective resolutions adopting the plan.

14.—(1) Paragraph 10(3) and (4) above shall not, and the following provisions of this paragraph shall, apply in Greater London.

(2) Notwithstanding anything in paragraph 8(3) of Schedule 4, the Greater London Council may prepare a local plan for the whole or part of a G.L.C. action area (within the meaning of that paragraph) jointly with a London borough council or the Common Council.

(3) Sub-paragraph (1)(b) and (c) of paragraph 12 of that Schedule shall not apply in relation to joint local plans and the reference in sub-paragraph (3) of that paragraph to sub-paragraph (1) of that paragraph, and the reference in paragraph 14(2) to sub-paragraph (1)(a) to (c) of the said paragraph 12, shall both include a reference to paragraph 10(2) above.

(4) Where the Greater London Council is one of the local planning authorities by whom a joint local plan has been prepared, that Council shall not be required to take any steps under the said sub-paragraph (2) which can in their opinion be taken, and are taken, by any other local planning authority whose area comprises any part of the area to which the plan relates.

(5) Each of the local planning authorities by whom a joint local plan has been prepared for any part of Greater London shall have the duty imposed by sub-paragraph (2) of the said paragraph 12 of making copies of the plan available for inspection, and objections to the plan may be made to any of those authorities and the statement required by sub-paragraph (3) of that paragraph to accompany copies of the plan made available for inspection shall state that objections may be so made.

(6) In relation to the joint submission of proposals under section 15(1) for the alteration, repeal or replacement of a local plan the reference in section 15(3) (as it has effect in Greater London) to the said paragraph 12 shall include a reference to paragraph 10 above and the foregoing provisions of this paragraph.

#### *Planning and special control*

15.—(1) The functions of a local planning authority of determining—

(a) applications for planning permission under Part III ;

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- (b) applications for determining under section 53 whether an application for such permission is required ;
- (c) applications for an established use certificate under section 94 ;

shall, subject to sub-paragraph (2) below be exercised by the district planning authority.

(2) The functions of a local planning authority of determining any such application as aforesaid which appears to the district planning authority to relate to a county matter shall be exercised by the county planning authority unless the application relates to a county matter mentioned in paragraph 32(d) below and the district planning authority propose—

- (a) to refuse planning permission ;
- (b) to determine that an application for planning permission is required ; or
- (c) to refuse an application for an established use certificate as respects the whole of the land to which the application relates.

(3) Every application mentioned in sub-paragraph (1) above shall be made to the district planning authority, and in the case of an application for planning permission that authority shall send a copy of the application as soon as may be after they have received it to the county planning authority and also to the local highway authority, if not a local planning authority, except in any case or class of case with respect to which the county planning authority or the local highway authority, as the case may be, otherwise direct.

(4) The foregoing provisions of this paragraph shall not apply to applications relating to land in a National Park, but paragraph 16 below shall apply to such applications instead.

1971 c. 78.

16.—(1) Each of the following applications under the Town and Country Planning Act 1971, that is to say—

- (a) applications for planning permission ;
- (b) applications for determining under section 53 whether an application for such permission is required ;
- (c) applications for listed building consent under section 55 ;
- (d) applications for consent to the display of advertisements under section 63 ; and
- (e) applications for an established use certificate under section 94 ;

shall, if relating to land in a National Park, be made to the district planning authority who shall, unless it falls to be determined by them, send it on to the county planning authority and, in the case of an application for planning permission, shall send a copy to the local highway authority, except where the local highway authority are a local planning authority and except in any case or class of case with respect to which the local highway authority otherwise direct.

(2) Where any such application relating to land in a National Park or an application so relating for approval of a matter reserved under

an outline planning permission within the meaning of section 42 falls to be determined by a county planning authority, that authority shall before determining it consult with the district planning authority for the area in which the land to which the application relates is situated.

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17. The Secretary of State shall include in a development order under section 24 provision enabling a local highway authority to impose restrictions on the grant by the local planning authority of planning permission for the following descriptions of development relating to land in the area of the local highway authority, that is to say—

- (a) the formation, laying out or alteration of any means of access to a road classified under section 27 of the Local Government Act 1966 or to a proposed road the route of which has been adopted by resolution of the local highway authority and notified as such to the local planning authority ;
- (b) any other operations or use of land which appear to the local highway authority to be likely to result in a material increase in the volume of traffic entering or leaving such a classified or proposed road, to prejudice the improvement or construction of such a road or to result in a material change in the character of traffic entering, leaving or using such a road.

18. The provisions which may be contained in any such order shall include provision—

- (a) requiring a county planning authority who are determining any application mentioned in paragraph 15 above and relating to a county matter, or an application for approval of a matter reserved under an outline planning permission within the meaning of section 42 and so relating, to afford the district planning authority for the area in which the land to which the application relates is situated an opportunity to make recommendations to the county planning authority as to the manner in which the application shall be determined, and to take into account any such recommendations ;
- (b) requiring a county or district planning authority who have received any application so mentioned or any application for such approval (including any such application relating to land in a National Park) to notify the district or county planning authority, as the case may be, of the terms of their decision, or, where the application is referred to the Secretary of State, the date when it was so referred and, when notified to them, the terms of his decision.

19. Except in the case of any description of operations or use of land specified in an order made by the Secretary of State, the county planning authority for any area may give directions to the district planning authority for any part of that area as to how the district planning authority are to determine any application under the Town and Country Planning Act 1971 in any case where it appears to the

SCH. 16 county planning authority that any proposals in the application would substantially and adversely affect their interests as local planning authority.

20.—(1) Where a district planning authority have been notified in writing by the council of a parish or community wholly or partly situated in the area of that authority that the council wish to be informed of every application for planning permission relating to land in the parish or community or of every application so relating for approval of a matter reserved under an outline planning permission within the meaning of section 42, or of any description of such applications, and receive any such application or, as the case may be, an application of any such description, they shall inform the council in writing of the application, indicating the nature of the development to which the application relates and identifying the land to which it relates.

(2) The provisions which may be contained in a development order under section 24 shall include provision requiring—

- (a) a local planning authority, who are determining any application of which the council of a parish or community are entitled to be informed, to afford that council an opportunity to make representations to the local planning authority as to the manner in which the application should be determined and to take into account any such representations ;
- (b) the district planning authority to notify that council of the terms of their or the county planning authority's decision on any such application or, where the application is referred to the Secretary of State, the date when it was so referred and, when notified to them, the terms of his decision.

21.—(1) In section 28(2) (publicity for applications affecting conservation areas), for the words "The local planning authority" there shall be substituted the words "In Greater London the local planning authority, in a National Park the county planning authority and elsewhere the district planning authority".

(2) Where it is the duty of the district planning authority to take the steps required by section 28(2) in relation to an application which falls to be determined by the county planning authority, the district planning authority shall as soon as may be after taking those steps notify the county planning authority of the steps which they have taken and the date on which they took them.

22. In section 3(1) (directions as to method of dealing with applications for planning permission), for paragraph (c) there shall be substituted the following paragraph—

- "(c) for requiring that, before planning permission for any development is granted or refused, local planning authorities prescribed by the order or by directions given by the Secretary of State thereunder shall consult with such authorities or persons as may be so prescribed".

23. Elsewhere than in a National Park the functions of a local planning authority under section 44 (completion notices)



shall be exercisable by the district planning authority, except that where the relevant planning permission was granted by the county planning authority, those functions, so far as relating to that permission, shall be exercisable by the county planning authority and also by the district planning authority after consulting the county planning authority.

24.—(1) The functions of a local planning authority of—

- (a) making orders under section 45 revoking or modifying planning permission, or under section 51 requiring discontinuance of use, or imposing conditions on continuance of use, or requiring the alteration or removal of buildings or works, or
- (b) serving enforcement notices under section 87 or stop notices under section 90,

shall, subject to sub-paragraph (2) below, be exercisable by the district planning authority.

(2) In a case where it appears to the district planning authority that the functions mentioned in sub-paragraph (1) above relate to county matters they shall not exercise those functions without first consulting the county planning authority.

(3) Those functions shall also be exercisable by a county planning authority in a case where it appears to that authority that they relate to a matter which should properly be considered a county matter.

25.—(1) Subject to sub-paragraph (2) below, the functions of a local planning authority under sections 34 (registers of applications and decisions), sections 55, 56, 96, 99 and Schedule 11 (listed buildings) and sections 63 and 109 (control of advertisements) shall be exercised by the district planning authority.

(2) The power of defining areas of special control for the purposes of regulations under section 63 by orders approved by the Secretary of State under section 63(4) shall be exercisable both by county planning authorities and by district planning authorities.

26.—(1) Sections 48 and 49 (planning inquiry commissions) shall be amended in accordance with sub-paragraphs (2) and (3) below.

(2) The copy of the notice required to be served by section 49(2) on a local planning authority shall, in the case of a proposal that a government department should give a direction under section 40 or that development should be carried out by or on behalf of a government department, be served on the local planning authority who, in the opinion of the Secretary of State, would have been responsible for dealing with an application for planning permission for the development in question if such an application had fallen to be made.

(3) References in sections 48(6)(b) and 49(3) to the local planning authority shall be construed as references to the local planning authority on whom the said copy is required to be served.

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27. Where a county planning authority or district planning authority have made a tree preservation order under section 60 or the Secretary of State has made such an order by virtue of section 276 (default powers), the power of varying and revoking the order and the powers of dispensing with section 62, or serving, or appearing on an appeal relating to, a notice under section 103 (enforcement of duties as to replacement of trees) shall be exercisable only by the authority who made the order or, in the case of an order made by the Secretary of State, the authority named in the order.

28.—(1) In section 54(4) (lists of buildings of special architectural or historic interest), for all the words after “deposited with” there shall be substituted the words “the proper officer of the borough or district council and, outside Greater London, with the proper officer of the county planning authority whose area or any part of whose area includes the district, or any part of it, and where the district council are not the district planning authority, the proper officer of that authority”.

(2) In section 54(11) for the words after “consult with” there shall be substituted the words—

- “(a) in Greater London, the local planning authority ;
- (b) in a National Park, the county planning authority ;
- (c) elsewhere the district planning authority ; and
- (d) in any case the owner and the occupier of the building.”

29. In sections 91(1) and 93(4)(b) (enforcement notices) and section 108(2) (enforcement of orders under s. 51 requiring discontinuance of use, etc.) any reference to the local planning authority shall be construed as a reference to the authority who served the notice or made the order in question or, in the case of a notice served or an order made by the Secretary of State, the authority named in the notice or order.

30. The local planning authority who may appeal to the Crown Court under section 106 (further appeals in connection with notice as to waste land) shall be the authority who served the notice in question under section 65 or, if the notice was served by the Secretary of State, the authority named in the notice.

31. The powers of local authorities under sections 114, 115 and 126 (compulsory acquisition and management of listed buildings) and 119 (acquisition of land by agreement) shall be exercisable by joint planning boards as well as by the local authorities mentioned in those sections.

32. In the foregoing provisions of this Schedule “county matter” means in relation to any application, order or notice—

- (a) the winning and working of minerals in, on or under land (whether by surface or underground working) or the erection of any building, plant or machinery—

- (i) which it is proposed to use in connection with the winning and working of minerals or with their treatment or disposal in or on land adjoining the site of the working ; or

- (ii) which a person engaged in mining operations proposes to use in connection with the grading, washing, grinding or crushing of minerals ;
- (b) the carrying out of searches and tests of mineral deposits or the erection of any building, plant or machinery which it is proposed to use in connection therewith ;
- (c) the disposal of mineral waste ;
- (d) the carrying out of operations or a use of land which, in either case—
  - (i) would conflict with, or prejudice the implementation of, fundamental provisions of the structure plan for the area in question or fundamental proposals for such a plan or for alterations to such a plan to which publicity has been given in pursuance of section 8 ;
  - (ii) would conflict with, or prejudice the implementation of, fundamental provisions of a development plan approved under Part I of Schedule 5, or any enactments replaced by that Part, so far as in force in the area in question or with proposals submitted to the Secretary of State for alterations or additions to such a plan ;
  - (iii) would be inconsistent in any respect with the provisions of a local plan for the area in question prepared by the county planning authority or proposals for such a plan or for alterations to such a plan to which publicity has been given in pursuance of section 12 ; or
  - (iv) would be inconsistent in any respect with any statement of planning policy adopted by the county planning authority or with any proposals of theirs for development which in either case have been notified by them to the district planning authority ;
- (e) the carrying out of operations in, on, over or under land, or any use of land, which is situated partly in and partly outside a National Park ;
- (f) the carrying out of any operation which is, as respects the area in question, a prescribed operation or an operation of a prescribed class or any use which is, as respects that area, a prescribed use or use of a prescribed class.

33. In section 134(4) (interpretation of Part VII), for the words after “interest therein” there shall be substituted the words “and ‘local planning authority’, in relation to a planning decision, means the authority who made the decision”.

#### *Compensation*

34.—(1) Claims for payment of compensation under the following provisions, that is to say, section 164 (compensation where planning permission is revoked or modified), including that section as applied by section 165, and sections 169, 170, 171, 172, 173, 176 and 177 (compensation in connection with other restrictions) shall, subject to sub-paragraph (3) below, be made to and paid by the local planning authority who took the action by virtue of which

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the claim arose or, where that action was taken by the Secretary of State, the local planning authority from whom the appeal was made to him or who referred the matter to him, or, in the case of an order made or notice served by him by virtue of section 276 (default powers) the appropriate authority, and references in those sections to a local planning authority shall be construed accordingly.

(2) In this paragraph “appropriate authority” means—

- (a) in the case of a claim for compensation under section 164, 165 or 172, the local planning authority who granted, or are to be treated for the purposes of section 164 as having granted, the planning permission or listed building consent the revocation or modification of which gave rise to the claim ;
- (b) in the case of a claim for compensation under section 173 or 176, the district planning authority ;
- (c) in the case of a claim for compensation under section 170 or 177, the local planning authority named in the relevant order or stop notice of the Secretary of State.

(3) The Secretary of State may after consultation with all the authorities concerned direct that where a local planning authority is liable to pay compensation under any of the provisions mentioned in sub-paragraph (1) above in any particular case or class of case they shall be entitled to be reimbursed the whole of the compensation or such proportion of it as he may direct from one or more authorities specified in the direction.

35. Claims for payment of compensation under a tree preservation order by virtue of section 174, and claims for payment of compensation under section 175 by virtue of directions given in pursuance of such an order, shall be made to and paid by the local planning authority who made the order or, in the case of an order made by the Secretary of State, the authority named in the order.

36. The local planning authority by whom compensation is to be paid under section 237(1)(a) to statutory undertakers shall be the authority who referred the application for planning permission to the Secretary of State and the appropriate Minister, or from whose decision the appeal was made to them or who served the enforcement notice appealed against, as the case may be.

#### *Purchase notices*

37. The duty of the Secretary of State to give a notice under section 182(2)(c) (procedure on purchase notices) to the local planning authority shall be a duty to give it—

- (a) to the county planning authority and also, where that authority is a joint planning board, to the county council ; and
- (b) to the district council on whom the purchase notice in question was served and also, where that council is a constituent member of a joint planning board, to that board.

38. The local planning authority by whom compensation is to be paid and on whom a claim for compensation is to be served under

section 187(2) (compensation where purchase notice served) shall be the district planning authority.

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*Stopping up and diversion of highways*

39. In section 209 (stopping up and diversion of highways), in subsection (2)(b), for the words from "any local" to "order" there shall be substituted the words "any county council or London borough council specified in the order or, if it is so specified, the Greater London Council or the Common Council of the City of London".

40. The following subsection shall be substituted for section 210(4) (stopping up and diversion of footpaths and bridleways):—

"(4) In this section 'competent authority' means, in the case of development authorised by a planning permission, the local planning authority who granted the permission or, in the case of a permission granted by the Secretary of State, who would have had power to grant it and in the case of development carried out by a government department, the local planning authority who would have had power to grant planning permission on an application in respect of the development in question if such an application had fallen to be made".

*Conversion of highway into footpath or bridleway*

41.—(1) Section 212 (changing highways for vehicles into footpaths or bridleways) shall be amended in accordance with the following provisions of this paragraph.

(2) In subsection (2) for the words from "made" to "different)" there shall be substituted the words "by a local planning authority who have so resolved made after consultation with the highway authority (if different) and any other authority who are a local planning authority for the area in question".

(3) In subsection (3) after "consultation with" there shall be inserted the words "every authority who are a local planning authority for the area in question and".

(4) In subsections (5) and (6) after the words "local planning authority" there shall be inserted the words "on whose application the order was made".

(5) In subsection (8) for the words from "made" to "different)" there shall be substituted the words "by any authority who are a local planning authority for the area in question made after consultation with the highway authority (if different) and any other authority who are a local planning authority for that area".

42. In section 213(5) (requirement for competent authority to obtain consent from certain other authorities before carrying out and maintaining amenity works on highways reserved to pedestrians) for the words from "have" to the end of the subsection there shall be substituted the words "consulted the highway authority (if different) and any authority (other than themselves) who are a local planning authority for the area in question".

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*Miscellaneous*

43. In section 1 (local planning authorities)—

- (a) in subsection (4)(b) for the words “county borough”, in both places where they occur, there shall be substituted the word “district” and for the words “that district” there shall be substituted the words “the united district”, and
- (b) in subsection (6) for the words from “section 8” onwards there shall be substituted the words “Part I of Schedule 17 to the Local Government Act 1972”.

44. Section 3 (delegation of functions to district councils) shall cease to have effect.

45. In section 192(1) (scope of blight provisions), the reference in paragraph (f) to the local planning authority shall be construed, in relation to land in a National Park, as a reference to the county planning authority and, in relation to land elsewhere, as a reference to the district planning authority.

46. In section 245(7) (proceedings for questioning the validity of certain orders, etc.) for the words from “and any reference” onwards there shall be substituted the words “and any reference to the authority directly concerned with any order or action to which this section applies—

- (a) in relation to any such decision as is mentioned in section 242(3)(i) or (j) of this Act, is a reference to the council on whom the notice in question was served and, in a case where the Secretary of State has modified such a notice wholly or in part by substituting another local authority or statutory undertakers for that council, includes a reference to that local authority or statutory undertakers ;
- (b) in any other case in Greater London, is a reference to the local planning authority ; and
- (c) in any other case outside Greater London, is a reference to the local planning authority who made the order in question or made the decision or served the notice to which the proceedings in question relate, or who referred the matter to the Secretary of State, or, where the order or notice in question was made or served by him, the authority named in the order or notice.”.

47.—(1) The local planning authority to whom the Secretary of State may give directions under section 276(1) (default powers) and whom he is required to consult under that subsection or serve with a notice of his proposals under section 276(4) shall be the county planning authority or the district planning authority, as he thinks appropriate, and references in those subsections to the local planning authority shall be construed accordingly.

(2) In section 276(5) any reference to the local planning authority shall be construed—

- (a) in relation to a listed building enforcement notice, as a reference to the district planning authority ; and

(b) in any other case, as a reference to the county planning authority or the district planning authority, as the Secretary of State thinks appropriate.

SCH. 16

48. The duty imposed by section 277 on local planning authorities of determining which areas shall be conservation areas and of designating them shall be the duty of district planning authorities but county planning authorities, shall have the power to make determinations under that section and to designate such areas, and—

- (a) references in that section to a local planning authority shall be construed accordingly ; and
- (b) in subsection (3) of that section for the words from “and a local” to the end there shall be substituted the words “a district planning authority outside Greater London shall consult with the council or councils of the county or counties in which the area of the authority is comprised and a county planning authority shall before making any such determination consult with the council or councils of the district or districts of which any part is included in the area to which the proposed determination relates.”

49. In Schedule 1, for the words “Schedule 2 to this Act” there shall be substituted the words “sections 102 and 103 of the Local Government Act 1972”.

50. In paragraph 7 of Schedule 4, as set out in Schedule 1 to the Town and Country Planning (Amendment) Act 1972, for the words “11 and 12” there shall be substituted the words “10C, 11, 12 and 14(5) to (7)”. 1972 c. 42.

51.—(1) The validity of any permission, determination or certificate granted, made or issued or purporting to have been granted, made or issued by a local planning authority in respect of an application mentioned in paragraph 15 or 16 above shall not be called in question in any legal proceedings, or in any proceedings under the Town and Country Planning Act 1971 which are not legal proceedings, on the ground that the permission, determination or certificate should have been granted, made or given by some other local planning authority. 1971 c. 78.

(2) The validity of any order or notice mentioned in paragraph 24 above and purporting to have been made or served by a local planning authority shall not be called in question in any such proceedings on the ground—

- (a) in the case of an order or notice purporting to have been made or served by a district planning authority, that they failed to comply with paragraph 24(2) above ;
- (b) in the case of an order or notice purporting to have been made or served by a county planning authority, that they had no power to make or serve it because it did not relate to a county matter.

52. The foregoing provisions of this Schedule, except paragraphs 10 to 14, 21, 22, 28, 33, 39, 40, 43, 46, 50 and 51, shall not apply to Greater London.

- SCH. 16  
1971 c. 78.
53. In this Part of this Schedule a reference made to any enactment without specifying the Act in which it is contained shall be construed as a reference to a provision of the Town and Country Planning Act 1971.

## PART II

### OTHER ENACTMENTS

#### *The Building Restrictions (War-time Contraventions) Act 1946*

- 1946 c. 35.
- 54.—(1) Elsewhere than in Greater London or a National Park the functions conferred by section 2 of the Building Restrictions (War-time Contraventions) Act 1946 (power to sanction war-time non-compliance with building laws or planning control) on the authority responsible for enforcing planning control shall, subject to subparagraph (3) below—

- (a) in the case of works on, or a use of, land which in the opinion of the district planning authority relates to a county matter as defined by paragraph 32 of this Schedule, be exercised by the county planning authority ;
- (b) in any other case, be exercised by the district planning authority.

(2) In a National Park the said functions shall be exercised by the county planning authority.

(3) Every application made under section 2(1) of the said Act of 1946 to an authority responsible for enforcing planning control shall be made to the district planning authority who, in the case of an application falling to be determined by the county planning authority, shall send it on to the latter.

(4) A county planning authority determining any such application shall afford the district planning authority for the area in which the land to which the application relates is situated an opportunity to make recommendations to the county planning authority as to the manner in which the application should be determined and shall take any such recommendations into account.

(5) A county or district planning authority who have dealt with any such application shall notify the district or county planning authority, as the case may be, of the terms of their determination or, in a case where the application has been referred to the Secretary of State, the date when it was so referred.

(6) The validity of any determination made by a local planning authority under section 2 of the said Act of 1946 shall not be called in question in any legal proceedings, or in any proceedings under that section which are not legal proceedings, on the ground that the determination should have been made by some other local planning authority.



*The Land Compensation Act 1961*

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55.—(1) Elsewhere than in Greater London or a National Park the functions of a local planning authority of determining applications and issuing certificates under section 17 of the Land Compensation Act 1961 shall— 1961 c. 33.

(a) in the case of an application specifying only a class of development which appears, or classes of development each of which appear, to the district planning authority to relate to a county matter, be exercised by the county planning authority ;

(b) in any other case, be exercised by the district planning authority.

(2) In a National Park the said functions shall be exercised by the county planning authority.

(3) Every application mentioned in sub-paragraph (1) above shall be made to the district planning authority who, in the case of an application falling to be determined by the county planning authority, shall send it on to the latter.

(4) A county planning authority determining any such application shall consult with the district planning authority on the question whether planning permission for development of any class which appears to the former not to relate to a county matter might reasonably have been expected to be granted.

(5) A district planning authority determining any such application shall consult with the county planning authority on the question whether planning permission for development of any class which appears to the former to relate to a county matter might reasonably have been expected to be granted.

(6) A county planning authority by whom a certificate is issued under section 17 of the Land Compensation Act 1961 shall notify the district planning authority of the terms of the certificate and the district planning authority by whom a certificate is so issued shall, if it specifies development relating to a county matter, notify the county planning authority of the terms of the certificate. 1961 c. 33.

(7) In this paragraph “county matter” has the meaning ascribed to it by paragraph 32 of this Schedule.

*The New Towns Act 1965*

56.—(1) At the end of section 6 of the New Towns Act 1965 there shall be inserted the following subsection— 1965 c. 59.

“(6) References in this section to the local planning authority shall be construed as references to the district planning authority and also, in relation to proposals for any development which is a county matter, as defined in paragraph 32 of Schedule 16 to the Local Government Act 1972, as references to the county planning authority.”

SCH. 16 (2) In section 23(2)(i) of that Act for the words “local planning authority” there shall be substituted the words “district planning authority”.

(3) In section 53(5)(b) of that Act, for the words “local planning authority” there shall be substituted the words “county planning authority”.

*The Town and Country Planning (Amendment) Act 1972*

1972 c. 42.

57. Elsewhere than in Greater London or a National Park the functions of a local planning authority under section 8 of the Town and Country Planning (Amendment) Act 1972 (control of demolition of unlisted buildings in conservation areas) shall be exercisable both by the county planning authority and by the district planning authority and in a National Park those functions shall be exercised by the county planning authority.

PART III

ARRANGEMENTS FOR OBTAINING ADVICE

58. The Secretary of State may from time to time direct a district planning authority to submit to him for his approval within a period specified in the direction the arrangements which the authority propose to make to obtain specialist advice in connection with their functions—

1971 c. 78.

(a) under section 55, 56, 58, 96 or 99 of, or Schedule 11 to, the Town and Country Planning Act 1971 ;

(b) under section 277 of that Act ; or

1972 c. 42.

(c) under section 8 of the Town and Country Planning (Amendment) Act 1972.

59. If the Secretary of State is not satisfied about any arrangements mentioned in paragraph 58 above, he may after consultation with the district planning authority and the other authority concerned—

(a) direct the district planning authority and another local planning authority specified in the direction to enter into an agreement under section 113 above for the placing at the disposal of the former, for the purpose of giving them any such specialist advice as is mentioned in that paragraph, of the services of officers employed by the latter who are qualified to give such advice ; or

(b) direct the district planning authority and another local planning authority so specified to enter into arrangements for the discharge by the latter of any of the functions mentioned in that paragraph and also direct that the arrangements shall contain terms so specified or terms on lines laid down by him.

## SCHEDULE 17

Section 184.

FUNCTIONS WITH RESPECT TO NATIONAL PARKS AND  
THE COUNTRYSIDE

## PART I

DISCHARGE OF PLANNING AND COUNTRYSIDE FUNCTIONS IN  
NATIONAL PARKS*Planning Boards and National Park Committees*

1. If immediately before the 1st April 1974 there is an existing joint planning board constituted by an order under section 1 of the Town and Country Planning Act 1971 for a National Park comprised in two or more existing counties and as from that date the Park will be comprised in two or more new counties, the Secretary of State shall make an order reconstituting the existing board for discharging the functions to which this Part of this Schedule applies and Schedule 1 to that Act shall apply to a joint board so reconstituted and the order reconstituting it as it applies to a joint board constituted under that section and the order constituting it and shall so apply as if the area of the Park were a united district. 1971 c. 78.

2. An order under the said section 1 constituting a new joint board for a united district consisting of the whole or part of a National Park and comprised in two or more new counties may confer on the board, in addition to the functions of a county planning authority under the Town and Country Planning Act 1971, any other functions to which this Part of this Schedule applies.

3. If immediately before 1st April 1974 there is an existing joint planning board for a National Park comprised in two or more existing counties and on that date the Park will be wholly comprised in one new county, the Secretary of State shall by order reconstitute that board as a special planning board to discharge the functions to which this Part of this Schedule applies as respects the area of the Park, and any enactment relating to joint boards constituted by an order under section 1 of the Town and Country Planning Act 1971 shall apply to a special planning board reconstituted under this Part of this Schedule and to the order reconstituting it as it applies to a joint planning board constituted under that section and to the order constituting it and shall so apply as if the area of the Park were a united district, but with the substitution of references to the council of a new county for any references to the constituent authorities.

4. The Secretary of State may by an order under paragraph 1 or 3 above, or by an order under the said section 1 relating to a united district consisting of the whole or part of a National Park, or by an order under this paragraph, confer on a joint or special planning board for a National Park or any part of a National Park any of the additional countryside functions as respects the Park or, as the case may be, any part of it.

5. For every National Park for which there is no joint planning board or special planning board the council or councils of the county or counties in which the Park is comprised shall make arrangements

Sch. 17 for the discharge of the following functions of theirs as respects the Park by a separate committee to be known as a National Park Committee, that is to say—

- (a) their functions to which this Part of this Schedule applies except those mentioned in paragraph 6 below ; and
- (b) their functions as local authority under the 1949 Act and the 1968 Act.

6. The functions of a council or councils excepted from the requirement imposed by paragraph 5 above are—

1971 c. 78.

- (a) their functions under Part II of the Town and Country Planning Act 1971 ;
- (b) their functions under Part III and, so far as relating to planning control under Part III, Part V of that Act with respect to the carrying out of any such operations or any such use of land as are described in paragraphs (i) to (iii) of paragraph 32(d) of Schedule 16 to this Act ; and
- (c) their functions under Part III and, so far as relating to planning control under Part III, Part V of that Act with respect to the carrying out of any operations in, on, over or under land, or any use of land, partly situated in the National Park and partly in some other area, where those functions so far as relating to any such operations or use are exercisable by the local planning authority for that other area.

7. The validity of anything done or purporting to have been done by a National Park Committee in pursuance of arrangements made by virtue of paragraph 5 above shall not be called in question in any legal proceedings, or in any proceedings under the Town and Country Planning Act 1971 which are not legal proceedings, on the ground that it ought to have been done by the authority or one of the authorities by whom the arrangements were made.

8. The National Park Committee for a Park comprised in two or more new counties shall be appointed by the council of such of those counties as may be agreed between the councils of those counties or, in default of agreement, jointly by both or all those councils, and, where it is appointed by one of those councils, the expenses incurred by the Committee shall be defrayed by both or all those councils in such proportions as they may agree or as in default of agreement may be determined by the Secretary of State.

9. A National Park Committee may arrange with a district planning authority whose area comprises any part of the Park for the authority to discharge as respects a part of the Park within their area such of the functions exercisable by the Committee by virtue of paragraph 5 above as may be agreed between the Committee and the Countryside Commission or as in default of agreement may be determined by the Secretary of State.

10. Where a joint planning board, special planning board or National Park Committee is required to be established by being reconstituted or appointed under this Part of this Schedule for any area being or comprised in a National Park, the requirement shall

be deemed to be complied with in any case approved by the Secretary of State after consultation with the Countryside Commission if the board or Committee is established for that area together with other land.

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11. Not less than one third of the members of a joint planning board, special planning board or National Park Committee established for an area being or comprising the whole or any part of a National Park shall be persons appointed by the Secretary of State after consultation with the Countryside Commission :

Provided that if in any particular case the Secretary of State, with the agreement of the Commission, so determines, this paragraph shall have effect as if for the words "one third" there were substituted the words "one quarter".

12. The persons appointed in pursuance of paragraph 11 above shall hold office for such period not being less than one year nor more than three years as the Secretary of State may, after consultation with the Countryside Commission, determine and shall be eligible for reappointment.

13. Section 101 above shall, in its application to the discharge as respects a National Park of any functions to which this Part of this Schedule applies and any additional countryside functions, have effect subject to the following modifications:—

- (a) a local planning authority shall not make arrangements for the discharge of any such functions as respects a National Park or land in a National Park by some other local authority without consulting the Countryside Commission ;
- (b) section 101 shall not authorise a county council to make arrangements for the discharge of any functions which by virtue of paragraph 5 above are required to be discharged by a National Park Committee except in accordance with that paragraph ;
- (c) section 101(4) shall not apply in relation to arrangements made by the county council by virtue of paragraph 5 for the discharge of any functions by a National Park Committee ;

14. In the case of a National Park Committee for a National Park wholly comprised in one county the members of the Committee shall (subject to paragraph 11 above) be appointed by, and the majority of those members shall be members of, the council of the county, and in the case of a National Park Committee for a National Park comprised in two or more counties the members of the Committee shall (subject as aforesaid) be appointed by such of the councils of those counties as may be agreed between those councils or as in default of agreement may be determined by the Secretary of State and a majority of the members of the Committee shall be members of those councils, and—

- (a) so much of section 102(3) above as regulates the proportion of members of a committee shall not apply to a National Park Committee ; and

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- (b) section 102(5) shall apply to a member of a National Park Committee appointed under this paragraph as being a member of a county council as it applies in relation to a member of a committee appointed under that section who was at the time of his appointment a member of the appointing authority or one of the appointing authorities.

*National Park Officer*

1971 c. 78.

15. Every joint planning board, special planning board or National Park Committee established for a National Park shall after consultation with the Countryside Commission appoint an officer, to be known as a National Park Officer, for the purposes of the functions exercisable by them as respects the Park by virtue of section 1 of the Town and Country Planning Act 1971 or this Part of this Schedule.

16. A National Park Officer appointed by a National Park Committee shall be an officer of the county council by whom the Committee was established or, if it was established by two or more such councils, such one of them as they may agree or as, in default of agreement, may be determined by the Secretary of State.

17. A National Park Officer appointed by a joint board or special planning board or a National Park Committee shall not be employed for any purpose other than one mentioned in paragraph 15 above, except after consultation between the authority by whom he is employed and the Countryside Commission and, in the case of a National Park Officer appointed by a National Park Committee, except with the Committee's consent.

*National Parks Plans*

18. Every joint planning board, special planning board or National Park Committee established for a National Park shall—

- (a) within three years of 1st April 1974 or of being established, whichever is the later, prepare and publish a plan to be known as a National Park Plan formulating their policy for the management of the Park and for the exercise of the functions exercisable by them as respects the Park ; and
- (b) review at intervals of not more than five years a National Park Plan published under this paragraph, making any amendments to it which they consider expedient, and publish a report on their review and any such amendments.

19. Every such board or committee established for a National Park shall in preparing or reviewing a National Park Plan send a copy of the proposed plan or review to the Countryside Commission and to any district planning authority whose area is wholly or partly comprised in the Park and take into consideration any observations of the Commission or any such authority thereon and shall send the Secretary of State a copy of a National Park Plan published under paragraph 18 above and of the report on any review or amendments so published.

*Interpretation*

1971 c. 78.

20. The functions to which this Part of this Schedule applies are all functions of a county council or district council as local planning authority under the 1949 Act, the 1968 Act and the Town

and Country Planning Act 1971 and any enactment amending any of those Acts.

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21. In this Part of this Schedule "additional countryside functions" means functions other than those mentioned in paragraph 20 above, which, in the opinion of the council or councils concerned, or where the functions are ones which may be conferred by an order or determination of a Minister, of that Minister, relate to the countryside and are appropriate for reference to a board or committee concerned with matters relating to the countryside.

## PART II

### SURVEY OF PUBLIC PATHS, ETC.

22. The county council shall be the surveying authority for the purposes of the following provisions (being provisions relating to the ascertainment of footpaths, bridleways and certain other highways), that is to say, sections 27 to 38 of the 1949 Act and Parts II to IV of Schedule 3 to the 1968 Act for any area in England and Wales, elsewhere than Greater London and the Isles of Scilly, and shall have the functions of a county borough council under section 35 of the 1949 Act in any such area and accordingly for references in that section, in its application to any such area, to a county borough and its council there shall be substituted references to a county and its council.

23. A new county council shall, except as provided by this Part of this Schedule, continue to carry out as respects their area or any part of it any survey, review, further review or special review under the provisions mentioned in paragraph 22 above which has been begun as respects that area or part, or any other area including that area or part, by an existing county council or county borough council and those provisions shall apply to the survey, review, further review or special review subject to such exceptions and modifications as the Secretary of State may in any particular case direct.

24. Where on any such survey of any area under section 27 of the 1949 Act a draft map and statement has, but a provisional map and statement has not, been published before 1st April 1974, the county council may if they think fit take no further steps in relation to the draft map and statement and instead prepare a new draft map and statement for that area under that section and that section and sections 28 and 29 of that Act (survey information, and representations and objections) shall apply to the new review subject to such exceptions and modifications as the Secretary of State may in any particular case direct.

25. Where on any such review of any area under any of the provisions mentioned in paragraph 22 above no revised draft map and statement has been published before 1st April 1974, the review shall be abandoned and the county council shall begin a new review of that area or so much of it as lies within the county after that date under those provisions, and those provisions shall apply to the review subject to such exceptions and modifications as the Secretary of State may in any particular case direct.

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26. Where a revised map and statement has been published in draft before that date under any of those provisions, but a revised map or statement has not been published in provisional or, as the case may be, definitive form, before 1st April 1974, the county council may if they think fit take no further steps in relation to the draft revised map and statement and instead prepare and publish a new revised map and statement in that form for that area under those provisions, and those provisions shall apply to the new review, subject to such exceptions and modifications as the Secretary of State may in any particular case direct.

27. Any area to which sections 27 to 34 of the 1949 Act (the survey provisions) do not apply immediately before 1st April 1974 by virtue of the fact that it is or forms part of an existing county borough shall on and after that date continue to be excluded from the operation of those sections except so far as they are adopted under section 35(2) of that Act as respects the whole or part of that area.

28. In section 35(4) of that Act, after "thereto" there shall be inserted the words "and may by a subsequent resolution revoke or amend a previous resolution under this subsection".

29. Where in consequence of any survey, review, further review or special review begun under any of the provisions mentioned in paragraph 22 above two or more definitive maps and statements are prepared whether before or after 1st April 1974 for different parts of a new county, the county council shall not take any further steps under those provisions in relation to those maps and statements until all such maps and statements have been prepared for the whole of their area (less any part of it excluded by paragraph 27 above).

30. Where all such maps and statements have been prepared for the whole of that area, the county council shall at one and the same time review the particulars contained in each of those maps and statements; and accordingly section 33 of the 1949 Act and Parts II to IV of Schedule 3 to the 1968 Act (periodical revision of maps and statements) shall apply as if the relevant date for the purposes of each of those maps and statements were the earliest of the relevant dates specified therein or such later date as, on the application of the county council, the Secretary of State may in any particular case direct.

31. Where the Secretary of State gives a direction under this Part of this Schedule, he shall take such steps as he thinks appropriate for bringing it to the notice of persons who may be affected by it.

32. Section 28(3) of the 1949 Act shall not apply to Wales and in that subsection the word "rural" shall be omitted and for the words "representative body of the parish or a member of that body" there shall be substituted the words "chairman of the parish meeting or any person representing the parish on the district council".

33. In this Part of this Schedule any reference to a definitive map and statement includes a reference to a revised map and statement prepared in definitive form.



## PART III

SCH. 17

## MISCELLANEOUS MODIFICATIONS OF 1949 AND 1968 ACTS

*Establishment of nature reserves by local authorities*

34. The powers conferred on a county council by sections 21 and 99(6) of the 1949 Act (nature reserves) shall also be exercisable as respects any district by the district council and references in those sections and section 22 of that Act to a local authority shall be construed accordingly.

*Access to open country*

35. Any area to which section 61(1) and (2) of the 1949 Act (survey of access requirements) do not apply immediately before 1st April 1974 by virtue of section 61(3) of that Act shall on and after that date continue to be excluded from the operation of the said subsections (1) and (2) until they are adopted or applied to the area under the said subsection (3), and references in the said subsection (3) to a county borough and its council shall be respectively construed as references to any such area and the county council

36. Any county planning authority may require any other local planning authority having functions under Part V of the 1949 Act within the area of the county planning authority to give the county planning authority such information as may facilitate the discharge of the latter's functions under section 62(2) or 63(1) of that Act (securing access) or section 78(1) of that Act (maps of land subject to public access).

37. The functions of a local planning authority under section 67, 68, 81 or 82 of the 1949 Act or section 20 of the 1968 Act (supplementary provisions as to access to land) in relation to land which is the subject of an access agreement or order under Part V of the 1949 Act, and the functions of such an authority under section 70 of the 1949 Act in relation to such land and any land held therewith, shall be functions of the authority by whom the agreement or order was made or, where such an order was made by a Minister of the Crown, of the county planning authority, and in those sections, in their application to such land, references to a local planning authority shall be construed accordingly.

*Miscellaneous*

38. Section 89(2A) of the 1949 Act (treatment of derelict land) shall cease to have effect.

39. Section 90(2) of the 1949 Act (byelaws) shall cease to have effect and in section 90(4) of that Act for the reference to a local authority there shall be substituted a reference to the local planning authority.

40. In section 111 of the 1949 Act (Isles of Scilly) references to that Act shall include references to section 184 above and this Schedule.

41. In paragraph 1(3)(a) and 2(5) of Schedule 1 to the 1949 Act (procedure on orders designating National Parks) for references to the local planning authority there shall be substituted references to the county planning authority.

Section 185.

**SCHEDULE 18**

1952 c. 54.

**AMENDMENTS OF TOWN DEVELOPMENT ACT 1952**

1. In section 2, subsection (1)(b) and (4) shall be omitted.
2. In section 4, in subsection (1) for the words "county borough of county district" there shall be substituted the words "county or district or the Greater London Council".
3. In section 7, for paragraphs (a) to (c) there shall be substituted the following paragraphs:—
  - "(a) the council of a district which is not a receiving district ;
  - (b) the Greater London Council ;
  - (c) the council of a county, or "
 and in paragraph (d) after the words "1945" there shall be inserted the words "under section 181 of the Local Government Act 1972".
4. In section 8(1), the words in paragraph (b) "of a county borough or county district" shall be omitted and in paragraph (c) for the words "county borough", in each place where they occur, there shall be substituted the word "district".
5. In section 10(3), for the words "county borough or county district" there shall be substituted the words "county or district or the Greater London Council".
6. In section 11, for the words from "of the county" to "it is carried out" there shall be substituted the words "of a county" and for the words "by the council of a county borough" there shall be substituted the words "other district council".

Section 186.

**SCHEDULE 19****AMENDMENTS OF ENACTMENTS RELATING TO ROAD TRAFFIC AND ABANDONED VEHICLES****PART I**

1972 c. 20.

**THE ROAD TRAFFIC ACT 1972**

1. In section 31(7), for the words "county borough or county district" there shall be substituted the word "county".
2. In section 33(4), for the words "of a borough or of an urban district" there shall be substituted the words "or of a London borough".
3. In section 35(5), in paragraph (a) for the words from "county borough" in the first place where they occur to the end of the paragraph there shall be substituted the words "London borough", and the words "and in this subsection 'county borough' includes a London borough" shall be omitted.
4. In section 38, subsection (3) shall be omitted and in subsection (5)(a) for the words "a borough or an urban district" there shall be substituted the words "or London borough".
5. In section 43(3) for the words "of a borough, of an urban district" there shall be substituted the words "of a district or London borough".

6. In section 196(1) in the definition of "highway authority", the words "the council of a county borough, the council of a non-county borough or an urban district" shall be omitted. SCH. 19

## PART II

### THE ROAD TRAFFIC REGULATION ACT 1967

1967 c. 76.

7. In section 1(2)(a), the words from "the council of a county borough" to "any other area" shall be omitted.

8.—(1) In section 5, in subsection (1), for the words "borough or urban district" there shall be substituted the word "county".

(2) Subsection (4) of that section shall be omitted.

9. In section 15(8)(a) the words from "a county borough" to "as regards", in the second place where those words occur, and the word "other" shall be omitted.

10.—(1) In section 20, as set out in Schedule 1 to the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967, after subsection (4) there shall be inserted the following subsection:— S.I. 1967/1900.

“(4A) Any vehicle removed by the council of a district in England under regulations under this section shall be delivered by them to the council of the county comprising the district in accordance with such arrangements (including arrangements as to the sharing of any expenses incurred or sums received by the district council and the county council under this Part of this Act) as may be agreed between the district council and the county council or, in default of agreement, as may be determined by the Secretary of State.”

(2) In subsection (8) of that section in the definition of "local authority" for the words from "and Wales" to "county district" there shall be substituted the words "means the Greater London Council or the council of a county, in relation to Wales means the council of a county or district".

11.—(1) In section 21, in subsection (1) for the words "their district", there shall be substituted the words "the whole or part of their area".

(2) Subsection (2) of that section shall be omitted.

(3) In subsection (3) of that section for the word "areas" there shall be substituted the word "localities" and for the word "area" there shall be substituted the word "locality".

(4) In subsection (6) of that section, in paragraph (a) for the words from "other than" to the end of the paragraph there shall be substituted the words "the council of a county or the Greater London Council"; paragraph (c) shall be omitted; for the word "district" there shall be substituted the word "area"; and the words from "in relation to the council of a county in England" to "the county, and" shall be omitted.

12.—(1) In section 24, in subsection (2)(a), the words "or county borough" shall be omitted.

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(2) In subsection (5) of that section the words "or county borough" and "or borough" shall be omitted.

13. In section 26(1), the words "borough or urban district" shall be omitted.

14.—(1) In section 28, in subsection (6) in paragraph (a) for the words "the council of a county borough" there shall be substituted the words "subject to subsections (6A) and (7) and section 28A below, the council of a county" and the words "subject to subsection (7) below" shall be omitted.

(2) After subsection (6) of that section there shall be inserted the following subsection:—

"(6A) Subject to section 28A(1) below, before exercising their powers under subsection (1) above or section 31(1) below, a county council shall consult the council of the district in which the parking place is to be, or is, situated".

15. After section 28 there shall be inserted the following section:—

"Exercise of powers by county and district councils.

28A.—(1) In relation to roads in England—

(a) the power to make an order under subsection (1) of section 28 above authorising the use as a parking place of any part of a road shall not be exercisable by district councils, and

(b) subsection (6A) of that section shall not apply in relation to the exercise of that power by a county council.

(2) Subject to subsection (1) above, a district council shall not exercise their powers under section 28, section 29 other than subsections (3) and (7) to (9) thereof, section 29A or section 31(1) of this Act without the consent of the county council, and any consent given by the county council may be subject to such conditions or restrictions as they think fit.

(3) Where a district council propose to make an order under section 31 or (in the case of a district council in Wales) section 28 of this Act, the district council shall submit a draft of the order to the county council who may, without prejudice to their power to give or withhold consent to the making of the order, require such modifications of the terms of the proposed order as they think appropriate.

(4) A district council who are aggrieved by the refusal of a county council to give consent under subsection (2) above, by any conditions or restrictions subject to which any such consent is given, or by any modifications required under subsection (3) above may appeal to the Secretary of State; and on any such appeal the Secretary of State may give such directions as he thinks fit either dispensing with the need for consent or varying or revoking any such conditions, restrictions or modifications.

(5) Subject to subsection (6) below, the power to vary or revoke an order made by a district council under section 28(1) above or section 31(1) below shall be exercisable by the county council as well as by the district council ; but if the county council propose to make an order in the exercise of that power they shall send a copy of the proposed order to the district council who made the order which it is proposed to vary or revoke.

(6) If, not later than six weeks after they have received from the county council a copy of a proposed order under subsection (5) above, a district council serve notice on the county council and the Secretary of State of their objection to the making of the proposed order and the objection is not withdrawn by a further notice served not later than six weeks after the service of the notice of objection, the county council shall submit a copy of the proposed order to the Secretary of State and may not make the order except with the consent of the Secretary of State.

(7) The Secretary of State may, if he consents to any order submitted to him for his consent under subsection (6) above, consent to the order either in the form in which it was submitted to him or with such modifications as he thinks fit, which may include additions, exceptions or other modifications of any description ; but where he proposes to consent to the order with modifications which appear to him substantially to affect the character of the order as submitted to him, he shall, before doing so, take such steps as appear to him to be sufficient and reasonably practicable for informing the county council and district council in question and any other persons likely to be concerned ”.

16. In section 31, after subsection (1) there shall be inserted the following subsection :—

“ (1A) The powers of a county council under this section shall apply in relation to any parking place—

(a) provided by the council of a district in the county under section 28 of this Act, or

(b) provided under any letting or arrangements made by the council of such a district under section 29(6) thereof, as they apply in relation to parking places provided by, or under any letting or arrangements made by, the county council ; but if, by virtue of this subsection, a county council propose to make an order under subsection (1) above in relation to a parking place they shall send a copy of the proposed order to the district council concerned and subsections (6) and (7) of section 28A of this Act shall apply with the substitution of a reference to this subsection for the reference to subsection (5) of that section.”

17. For subsection (4) of section 35 there shall be substituted the following subsection :—

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**“(4) In this section and sections 36 to 44 of this Act “local authority” means—**

**(a) in England, the council of a county or London borough or the Common Council of the City of London ; and**

**(b) in Wales, subject to section 35A of this Act, the council of a county or of a district ;**

**and “ the local authority ” in relation to a parking place or proposed parking place on any site means that one of those councils or, in Wales, each of the two councils in whose area the site is.”**

**18. After section 35 there shall be inserted the following section—**

“Powers of  
local  
authorities  
in Wales

**35A.—(1) Before exercising their powers under section 35, section 36, section 37 or section 39(1) of this Act, the council of a county in Wales shall consult the council of the district in which the designated parking place is to be, or is, situated.**

**(2) The council of a district in Wales shall not exercise their powers under any of the provisions specified in subsection (1) above without the consent of the county council, and any consent given by the county council may be subject to such conditions or restrictions as they think fit.**

**(3) Where a district council in Wales propose to make an order under any of the provisions specified in subsection (1) above, the district council shall submit a draft of the order to the county council who may, without prejudice to their power to give or withhold consent to the making of the order, require such modifications of the terms of the proposed order as they think appropriate.**

**(4) A district council who are aggrieved by the refusal of the county council to give consent under subsection (2) above, by any conditions or restrictions subject to which any such consent is given, or by any modifications required under subsection (3) above may appeal to the Secretary of State ; and on any such appeal the Secretary of State may give such directions as he thinks fit either dispensing with the need for consent or varying or revoking any such conditions, restrictions or modifications.**

**(5) Subject to subsection (6) below, the power to vary or revoke an order made by a district council in Wales under any of the provisions specified in subsection (1) above shall be exercisable by the county council as well as by the district council ; but if the county council propose to make an order in the exercise of that power they shall send a copy of the proposed order to the district council who made the order which it is proposed to vary or revoke.**

**(6) If, not later than six weeks after they have received from the county council a copy of a proposed order under subsection (5) above, a district council in Wales**

serve notice on the county council and the Secretary of State of their objection to the making of the proposed order and the objection is not withdrawn by a further notice served not later than six weeks after the service of the notice of objection, the county council shall submit a copy of the proposed order to the Secretary of State and may not make the order except with the consent of the Secretary of State.

(7) The Secretary of State may, if he consents to any order submitted to him for his consent under subsection (6) above, consent to the order either in the form in which it was submitted to him or with such modifications as he thinks fit, which may include additions, exceptions or other modifications of any description; but where he proposes to consent to the order with modifications which appear to him substantially to affect the character of the order as submitted to him, he shall, before doing so, take such steps as appear to him to be sufficient and reasonably practicable for informing the county council and district council in question and any other persons likely to be concerned.

(8) In Wales a county council or district council by whom a parking place has been designated may enter into an agreement with a district council or the county council respectively for the transfer from the one council to the other of the operation of the parking place, and any such agreement—

- (a) may provide for the transfer of such apparatus or other things held by, and rights or liabilities of, the transferring council in connection with the parking place as may be specified in the agreement, and
- (b) shall specify the date of the transfer and its terms (which may include terms as to the making of payments by one council to the other),

and from the taking effect of any such transfer the order designating the parking place shall have effect subject to such modifications (if any) as the county council concerned (whether as transferee or transferor) may direct, being modifications appearing to them requisite in consequence of the transfer; and the provisions of this section and sections 36, 37, 42 and 44 of this Act shall thereafter apply as if the parking place had been designated by order made on the application of the authority to whom its operation is transferred”.

19. At the end of section 36 there shall be inserted the following subsection:—

“(3) The power of a county council in Wales to make an order under subsection (2) above or section 37(3) below shall apply in relation to any parking place designated by an order

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made by the council of a district in the county as it applies in relation to a parking place designated by an order made by the county council ; but if, by virtue of this subsection, a county council in Wales propose to make an order under subsection (2) above or section 37(3) below they shall send a copy of the proposed order to the district council concerned and subsections (6) and (7) of section 35A of this Act shall apply with the substitution of a reference to this subsection for the reference to subsection (5) of that section”.

20. In section 37, at the beginning of subsection (2) there shall be inserted the words “Subject to subsection (2A) below” and at the end of that subsection there shall be inserted the following subsection:—

“(2A) Notwithstanding anything in subsection (2) above the designation of a place as a parking place by a county council in Wales may not be revoked by a designation order made by a district council.”

21. In section 43(4) for the words from “or Wales” to “county district” there shall be substituted the words “the council of a county and in Wales the council of a county or district” and after the words “in their area” there shall be added the words “other than one (in Wales) for which another council has responsibility”.

22. After section 49 there shall be inserted the following section:—

“Provision by parish or community councils of off-street parking places for vehicles generally.

49A.—(1) Subject to the following provisions of this section, the power of a parish or community council under subsection (1) of section 46 of this Act to provide and maintain within the parish or community suitable parking places for bicycles and motor cycles shall extend to the provision, otherwise than on roads, of parking places for vehicles of other descriptions or for vehicles generally and the maintenance of such parking places ; and references in that section and section 47 of this Act to parking places shall be construed accordingly.

(2) The council of a parish or community shall not exercise their power under section 46(1) of this Act as extended by subsection (1) above without the consent of the council of the county in which the parish or community is situated, and any consent given by the county council may be subject to such conditions or restrictions as they think fit.

(3) A parish or community council proposing to exercise their power under section 46(1) of this Act as extended by subsection (1) above shall—

(a) for the purpose of obtaining the consent of the county council under subsection (2) above, make an application in writing to the county council giving details of the parking place which they propose to provide ; and



- (b) send a copy of that application to the council of the district in which the parish or community is situated ;

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and the county council, in considering whether or not to give their consent or to make their consent subject to any conditions or restrictions, shall have regard to any representations made to them by that district council.

(4) The power under subsection (5) of section 46 of this Act to make byelaws with respect to parking places shall not apply in relation to a parking place provided under subsection (1) of that section as extended by subsection (1) above ; but, subject to the following provisions of this section, section 31 of this Act shall apply in relation to such a parking place as if—

- (a) the parish or community council were a local authority for the purposes of those sections and section 28 of this Act, and
- (b) the parking place were provided by the parish or community council under section 28 of this Act.

(5) A parish or community council shall not, by virtue of subsection (4) above, make an order under section 31(1) of this Act without the consent of the county council, and any consent given by the county council may be subject to such conditions or restrictions as they think fit.

(6) Where, by virtue of subsection (4) above, a parish or community council propose to make an order under section 31(1) of this Act, the council shall submit a draft of the order to the county council who may, without prejudice to their power to give or withhold consent to the making of the order, require such modifications of the terms of the proposed order as they think appropriate.

(7) The powers of a county council under section 31 of this Act shall apply in relation to a parking place provided by a parish or community council under section 46(1) of this Act, as extended by subsection (1) above, as they apply in relation to a parking place provided by a county council, and the power to vary or revoke an order made by a parish or community council under section 31(1) of this Act shall be exercisable by the county council as well as by the parish or community council.

(8) If, by virtue of subsection (7) above, a county council propose to make an order under section 31(1) of this Act in relation to a parking place provided by a parish or community council they shall send a copy of the proposed order to the parish or community council ”.

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S.I. 1967/1900.

23. In section 52, as set out in Schedule 1 to the Removal and Disposal of Vehicles (Alteration of Enactments) Order 1967, at the end of subsection (4) there shall be added the words "and a vehicle so removed by the council of a district in England shall be treated as in the custody of the council of the county comprising the district while it was in the custody of the district council by whom it was so removed".

24. In section 65, in subsection (2) for the words from "and Wales" to "county district" there shall be substituted the words "the council of a county" and after the words "City of London" there shall be inserted the words "as respects Wales, the council of a county or district."

25. In section 66, in England and Wales, subsection (1) shall be omitted.

26.—(1) In section 69, in subsections (1) and (3) for the words "authority who made the order" there shall be substituted the words "highway authority".

(2) In subsection (3) of that section the words from "but, where" to the end of the subsection shall be omitted.

27. In section 76(2), for sub-paragraphs (ii) to (iv) of paragraph (a) there shall be substituted the following sub-paragraph—

"(ii) in the case of any other road, the council of the county in which it is situated".

28. In section 82(4), the words "or county borough, county district" and "borough included in a rural district" shall be omitted and at the end there shall be added the words "or, in relation to section 28(1) of this Act, the council of a district in Wales".

29. In section 84A, after subsection (6), there shall be inserted the following subsections:—

"(6A) Where the Secretary of State—

- (a) gives a direction under subsection (1) above requiring a county council or district council to make an order under section 28(1) or section 31(1) of this Act, or
  - (b) makes such an order by virtue of subsection (2) above,
- neither subsection (6A) of section 28 nor subsections (2) to (4) of section 28A of this Act shall apply in relation to anything done in pursuance of the direction or, as the case may be, in relation to the making of the order by the Secretary of State.

(6B) Where the Secretary of State—

- (a) gives a direction under subsection (1) above requiring a county or district council in Wales to make an order under any of the provisions specified in subsection (1) of section 35A of this Act, or
  - (b) by virtue of subsection (2) above, makes such an order in relation to a parking place in Wales,
- nothing in subsections (1) to (4) of section 35A of this Act shall apply in relation to anything done in pursuance of the direction

or, as the case may be, in relation to the making of the order by the Secretary of State.

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(6C) Where the Secretary of State—

(a) gives a direction under subsection (1) above requiring a county council or parish or community council to make an order under section 31(1) of this Act in relation to a parking place provided by a parish or community council, or

(b) makes such an order in relation to such a parking place by virtue of subsection (2) above,

neither subsections (5) and (6) nor subsection (8) of section 49A of this Act shall apply in relation to anything done in pursuance of the direction or, as the case may be, in relation to the making of the order by the Secretary of State.”

30.—(1) In section 84C, in subsection (2) after the words “ of the appropriate Minister ” there shall be inserted the words “ or a county council,” and after the words “ that Minister ” there shall be inserted the words “ or council ” and after the words “ submitted to him ” there shall be inserted the words “ or them ”.

(2) After subsection (5) of that section there shall be inserted the following subsection:—

“(5A) The Secretary of State may make regulations with respect to the procedure in connection with appeals to him by district councils under sections 28A and 35A of this Act.”

31. In section 84D(1), after the words “ Subject to ” there shall be inserted the words “ sections 28A(5), 35A(5) and 49A(7) above and to ”.

32. In section 104(1), in the definition of “ highway authority ” the words from “ the council of a county borough ” to “ urban district ” shall be omitted.

PART III

PART III OF THE CIVIC AMENITIES ACT 1967

1967 c. 69.

33.—(1) In section 20 (removal of abandoned vehicles) after subsection (4) there shall be inserted the following subsection—

“(4A) Any vehicle removed by the council of a district in England under this section shall be delivered by them to the county council in accordance with such arrangements (including arrangements as to the sharing of any expenses incurred or sums received by the district council and the county council under this Part of this Act) as may be agreed between the district council and the county council or, in default of agreement, as may be determined by arbitration.”

(2) In subsection (5) of that section, after the words “ Greater London Council ” there shall be inserted the words “ or the council of a county in England ” and for the words “ the authority or the Council ” there shall be substituted the words “ that body ”.

SCH. 19 34. In section 21(1) (disposal of removed vehicles) for the words "county borough or county district" there shall be substituted the words "county in England or a district in Wales".

35. In section 22 (recovery of expenses connected with removed vehicles) in subsection (3), in the definition of "the appropriate authority" for the words "county borough or a county district" there shall be substituted the words "district in England, the county council, in the case of a vehicle so removed by the council of a district in Wales" and at the end of that subsection there shall be added the words "and a vehicle so removed by the council of a district in England shall be treated as in the custody of the county council while it was in the custody of the district council by whom it was so removed".

36. In section 24(1) (acquisition of land for purposes of Act) after the words "local authority" there shall be inserted the words "and in England the council of a county".

Section 187.

## SCHEDULE 20

### MAINTENANCE OF CERTAIN HIGHWAYS BY DISTRICT COUNCILS

#### PART I

#### REGULATIONS GOVERNING EXERCISE OF POWERS

1. Before exercising their powers under subsection (2) of section 187 above in relation to any such highway as is referred to in that subsection, the council of a district shall give notice of their intention to do so to the county council who are the local highway authority, specifying the highway or highways concerned.

2. If the county council are of the opinion that any highway specified in a notice under paragraph 1 above does not fall within section 187(2) above, they may, at any time within the period of six weeks beginning with the date on which they receive the notice, serve a counter-notice on the district council disputing the right of the district council to exercise in relation to the highway concerned any of the powers specified in that section; and if the dispute is not resolved by the county council and the district council within six weeks after the receipt of the counter-notice by the district council the dispute shall be referred to the Secretary of State for his decision.

3.—(1) The powers of a district council under section 187(2) above with respect to a highway specified in a notice under paragraph 1 above shall become exercisable—

- (a) where no counter-notice is served in respect of the highway under paragraph 2 above, at the expiry of the period of six weeks first specified in that paragraph; and
- (b) where such a counter-notice is served, when the dispute is resolved in favour of the district council by the councils concerned or, as the case may be, when the Secretary of State's decision on the dispute in favour of the district council is received by the district council;

but if a dispute resulting from the service of a counter-notice under paragraph 2 above is resolved or decided by the Secretary of State against the district council, the district council's powers shall not be exercisable in respect of the highway concerned and no further notice under paragraph 1 above may be given by the district council in respect of that highway unless its status is changed or there is such a change in the character of the road as to give reasonable ground for believing that it has become an urban road.

(2) In the event that a highway in respect of which the powers of a district council under section 187(2) above have become exercisable in accordance with sub-paragraph (1) above or paragraph 4(2) below becomes a trunk road or classified road, the powers of the district council under that section shall thereupon cease with respect to that highway.

4.—(1) Without prejudice to paragraph 3(2) above, the powers of a district council under section 187(2) above shall cease to be exercisable with respect to any highway—

- (a) on such day as may be agreed between the district council and the county council who are the local highway authority for the highway ; or
- (b) six months after the receipt by that county council of a notice from the district council stating the intention of the district council to cease to exercise those powers ;

and any such agreement or notice may relate either to such highway or highways as may be specified in the agreement or notice or to all the highways in respect of which the powers of the district council are exercisable at the time the agreement is made, or, as the case may be, the notice is served.

(2) Where the powers of a district council under section 187(2) above have ceased to be exercisable with respect to a highway by virtue of an agreement or notice under sub-paragraph (1) above, those powers shall not, except with the consent of the county council who are the highway authority for that highway, again become exercisable with respect to that highway at any time within the period of ten years beginning with the day on which the powers cease to be so exercisable ; but if, at any time after the expiry of that period, or with the consent of the county council, before the expiry, the district council intend again to exercise those powers with respect to that highway, paragraphs 2 and 3(1) above shall not apply and those powers shall become exercisable at the expiry of the period of six weeks beginning with the date on which the county council who are the highway authority receive notice of the district council's intention under paragraph 1 above.

(3) If, by virtue of paragraph 3(2) or sub-paragraph (1) above, the powers of a district council under section 187(2) above cease to be exercisable with respect to any highway, the cessation shall not affect the continued existence, on and after the day on which the powers cease to be so exercisable, of any rights or liabilities of the district council in respect of the highway which are in existence immediately before that day.

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5.—(1) Every district council shall prepare and keep up to date a list of the highways in respect of which their powers under section 187(2) above are for the time being exercisable, and the council shall make the list available for public inspection free of charge at all reasonable hours at the offices of the council.

(2) A copy of any list of highways prepared by a district council under sub-paragraph (1) above and of all amendments for the time being made thereto shall be furnished by the district council to the county council who are the highway authority for the highways concerned.

(3) Except in so far as the powers of a district council under section 187(2) above with respect to a highway cease to be exercisable in accordance with paragraph 3(2) or paragraph 4(1) above, an entry in the list kept under this paragraph shall be conclusive evidence that the highway specified in the entry is one in respect of which the district council's powers under that section are exercisable.

6. A statement by or on behalf of the Secretary of State that a highway is or is not a classified road shall be conclusive for the purposes of section 187(2) above and of this Schedule.

7. A district council shall indemnify a county council in respect of any claim made against the county council, as highway authority,—

- (a) in respect of a failure to maintain a highway at a time when the powers of the district council under section 187(2) above were exercisable with respect to the highway, or
- (b) arising out of any works of maintenance on a highway carried out by the district council in exercise of those powers.

## PART II

### REIMBURSEMENT BY HIGHWAY AUTHORITIES OF CERTAIN EXPENSES OF DISTRICT COUNCILS

8. The provisions of this Part of this Schedule apply where, by virtue of section 187(2) of this Act, a district council are exercising the power referred to in paragraph (a) of that section in relation to any highways within their district, and references in the following provisions of this Part of this Schedule to a district council and to their maintenance power shall be construed accordingly.

9. On or before 15th December in each year the district council shall submit to the county council for their approval a detailed estimate of the cost for the ensuing financial year of the maintenance of every highway in respect of which their maintenance power is exercisable, and on any such estimate being approved by the county council, either with or without modifications, the amount to be paid by the county council under section 187(4) of this Act shall, subject to paragraph 10 below, be the amount of that estimate, or of that estimate as amended by any supplementary estimate submitted to and approved by the county council, or such less sum as may have been actually expended by the district council on the highways in question during that financial year.

10. The county council shall not be liable to make a payment towards the cost of the maintenance of any highway until they are satisfied, by a report of such one of their officers or such other person as they may appoint for the purpose, that the works of maintenance are being or have been properly executed.

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11. The district council may at any time, and from time to time, submit to the county council for their approval a detailed supplementary estimate.

12. A county council shall not unreasonably withhold approval of an estimate submitted to them under this Part of this Schedule, and any question whether their approval has been unreasonably withheld, or whether any works of maintenance are being or have been properly executed, or as to the liability of a county council to make a payment under section 187(4) of this Act, shall be determined by the Secretary of State.

## SCHEDULE 21

Section 188.

## AMENDMENTS OF ENACTMENTS RELATING TO HIGHWAYS

## PART I

## THE HIGHWAYS ACT 1959

1959 c. 25.

1.—(1) In section 1, in subsection (2) for the words from the beginning to “urban district”, in the first place where those words occur, there shall be substituted the words “Outside Greater London the council of a county” and for the words “borough or district” there shall be substituted the word “county”.

(2) In subsection (4) of that section for the words “The two last foregoing subsections” there shall be substituted the words “Subsection (2) of this section” and for the words “either of those subsections” there shall be substituted the words “that subsection”.

2. In section 2, for paragraphs (a) and (b) there shall be substituted the following paragraph:—

“(a) where the road is situated outside Greater London, the council of the county, and”.

3. In section 3(1), for the words from the beginning to “may” there shall be substituted the words “The local highway authority may”.

4. For section 6 there shall be substituted the following section:—

“Highway authority for approaches to and parts of certain bridges.

6.—(1) Where a bridge carries a highway for which the Secretary of State is not the highway authority and part of the bridge is situated in one county and part in another the highway authority for the highway carried by the bridge and the approaches thereto shall be such one of the councils of those counties as may be agreed between them before such day as the Secretary of State may by order made by statutory instrument appoint or, in default of such agreement, as may be determined by the Secretary of State.

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## SCH. 21

(2) Where the Secretary of State has made a determination under subsection (1) above the determination—

- (a) may be varied at the request of the council of either of the counties concerned ; and
- (b) shall be varied to give effect to any request made jointly to the Secretary of State by those councils ;

and any such variation shall take effect on the 1st April falling not less than three months, and not more than fifteen months, after the date on which the determination is varied.

(3) Where a bridge carries a highway for which the Secretary of State is not the highway authority and subsection (1) above does not apply, but some part of one or more of the approaches to the bridge lies in a county different from the bridge itself, the highway authority for the whole of that approach or those approaches shall be the council of the county in which the bridge is situated.

(4) For the purposes of this section, the approaches to a bridge consist of so much of the highway or highways on either side of the bridge as is situated within one hundred yards of either end of the bridge."

5. In section 8(2), in paragraphs (b) and (c), the words "that it shall not be exercisable by a county council in a borough or urban district, but, save as aforesaid" shall be omitted.

6.—(1) In section 10, in subsection (1), after the words "Greater London Council" there shall be inserted the word "or" and the words "or with the council of an urban district" and, in the proviso, the words "county borough" shall be omitted.

(2) In subsection (4) of that section the words "or urban district" shall be omitted.

7. In section 27, the proviso to subsection (1) shall be omitted and after that subsection there shall be inserted the following subsections:—

"(1A) For the purposes of this section "local authority"—

- (a) in relation to land outside Greater London means the council of a county, the council of a district or a joint planning board, within the meaning of the Town and Country Planning Act 1971, being a board for an area which comprises any part of a National Park ; and
- (b) in relation to land in Greater London means the Greater London Council, the council of a London borough or the Common Council.

(1B) Before exercising any power under this section a local authority shall consult any other local authority or authorities in the area of which the land concerned is situated."



8. In section 28, for subsection (3), there shall be substituted the following subsection:—

“(3) Subsections (1A) and (1B) of section 27 of this Act shall apply in relation to this section as they apply in relation to that.”

9.—(1) In section 29, subsections (1), (2), (4) and (5) shall be omitted.

(2) In subsection (3) of that section for the words “the appropriate authority, may direct the authority” there shall be substituted the words “each body which is a local authority for the purposes of that section in relation to the land concerned, may direct such one of those bodies as he may determine”.

10.—(1) In section 30, in subsection (1), in paragraph (b) for the words from “the appropriate authority” to the end of the paragraph there shall be substituted the words “he directs that this subsection shall apply” and for the words from “or paragraph (b)” to the end of the subsection there shall be substituted the words “of this subsection or, where paragraph (b) applies, on such local authority as the Secretary of State may direct”.

(2) After subsection (4) of that section there shall be inserted the following subsection:—

“(4A) Notwithstanding anything in the preceding provisions of this section, where an agreement or order is made as mentioned in paragraph (a) of subsection (1) of this section, the local authority making the agreement or order may—

- (a) with the consent of the highway authority carry out (in place of the highway authority) the duties imposed by that subsection on the highway authority; and
- (b) carry out any works which, apart from this subsection, it would be the duty of the highway authority to carry out under subsection (4) of this section”.

(3) In subsection (5) of that section, in paragraph (b), for the words from “the appropriate authority” to the end of the paragraph there shall be substituted the words “he directs that this subsection shall apply”, and in paragraph (i) for the words “or paragraph (b) of this subsection, as the case may be” there shall be substituted the words “of this subsection or, where paragraph (b) applies, the local authority who, on the coming into operation of the order, became the highway authority for the path or way in question”.

(4) In subsection (6) of that section, for the words following “means” there shall be substituted the words “any council or any such joint planning board as is mentioned in section 27(1A) of this Act”.

11. In section 31(3), for the words from “the authority who” onwards there shall be substituted the words “such one of the authorities referred to in that subsection as may be nominated by the Secretary of State for the purposes of this subsection”.

12. In section 32, after the word “councils” there shall be inserted the words “and of joint planning boards”.

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13.—(1) In section 34, in subsections (4), (6) and (12) for the words “county borough” in each place where they occur there shall be substituted the words “London borough”, and the words “and of the county district”, in each place where they occur, shall be omitted; and in subsection (12) of that section the words “a London borough or” and “in the case of the City of London” shall be omitted.

(2) In subsection (6) of that section, for the word “councils” there shall be substituted the words “a council”.

14. In section 37, for the words “borough or urban district” there shall be substituted the words “or London borough”.

15. In section 38, in subsection (2)(c) for the words from “the council” to “within” there shall be substituted the words “a council within”, after the words “Housing Act 1957” there shall be inserted the words “other than one in respect of which the local highway authority are satisfied that it has not been properly constructed”, for the words “local authority or the Greater London Council” there shall be substituted the word “council” and for the words from “vested” to “or district” there shall be substituted the words “vested in the council which is the local highway authority for the area”; and in subsection (6) for the words “borough and urban district” there shall be substituted the words “county and London borough and the Common Council” and at the end of that subsection there shall be inserted the words “and in the case of a list made by the council of a county, the county council shall supply to the council of each district in the county an up to date list of the streets within the area of the district which are highways maintainable at the public expense and the list so supplied shall be kept deposited at the office of the district council and may be inspected by any person free of charge at all reasonable hours”.

16. In section 40, for subsection (4) there shall be substituted the following subsection:—

“(4) Where—

(a) any such highway as is referred to in paragraph (b) of subsection (2) of this section is intended to become a metropolitan road, or

(b) any such bridge or viaduct as is referred to in subsection (3) of this section crosses or will cross a metropolitan road,

the powers conferred by the said subsections (2) and (3) shall, as respects that highway, bridge or viaduct, be exercisable by the Greater London Council and not by any other local highway authority.”

17. In section 43 for the words from “borough” to “may” there shall be substituted the words “or London borough or the Common Council may”.

18.—(1) In section 48, in subsections (3) and (4) for the words “rural district, urban district or borough” there shall be substituted the words “county or London borough”.

(2) In subsection (5) of that section, for paragraphs (a) and (b) and the words "the authority" there shall be substituted the words "a bridge maintainable at the public expense and so much of a highway so maintainable as is carried by the bridge or forms the approaches to the bridge up to 100 yards from each end of the bridge, the highway authority".

(3) In subsection (6) of that section for the words "trunk road bridge or a county bridge, the" there shall be substituted the words "bridge maintainable at the public expense, the highway".

(4) After subsection (8) of that section there shall be inserted the following subsection:—

"(8A) So far as relates to highways in respect of which a district council's powers of maintenance under section 187(2) of the Local Government Act 1972 are exercisable, references in this section and in section 49 of this Act to a highway authority include references to the district council."

(5) In subsection (9) of that section, the definitions beginning "trunk road bridge" and "trunk road" shall be omitted and for the word "borough" there shall be substituted the words "London borough".

19.—(1) In section 50, in subsection (1) for the word "two" there shall be substituted the word "three".

(2) After subsection (2) of that section there shall be inserted the following subsection:—

"(2A) Where a county council, as highway authority, propose to make an application under this section for an order relating to any highway, they shall give notice of the proposal to the council of the district in which the highway is situated, and the application shall not be made if, within two months from the date of service of the notice by the county council, notice is given to the county council by the district council that the district council have refused to consent to the making of the application."

20. At the end of section 53 there shall be inserted the following subsection:—

"(3) In relation to any footpath or bridleway in respect of which, by virtue of section 187(2) of the Local Government Act 1972, a district council have the like power as a parish council under this section, the references in subsection (2) of this section to a parish shall be construed as including references to a district."

21. In section 65, for subsection (4) there shall be substituted the following subsection:—

"(4) As respects a metropolitan road, the powers of a highway authority under this section may be exercised, with the consent of the Greater London Council, by the council of the London borough in which the road is situated or, in the case of a road situated in the City of London, by the Common Council."

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22. In section 67, for subsections (4) and (5) there shall be substituted the following subsections:—

“(4) As respects any part of a highway outside Greater London, being a highway for which the Secretary of State is the highway authority, the powers of a highway authority under subsections (2) and (2A) of this section in relation to any part of the highway in a county may be exercised, with the consent of the Secretary of State, by the council of that county.

(5) As respects any part of a highway in a London borough or the City of London, being a highway for which the council of the borough or the Common Council are not the highway authority, the powers of a highway authority under subsections (2) and (2A) of this section may be exercised, with the consent of the highway authority, by the council of that London borough or by the Common Council, as the case may require.”

23.—(1) In section 69, in subsection (1), the words from “in a borough” to “in any case a highway” shall be omitted.

(2) For subsection (2) of that section there shall be substituted the following subsection:—

“(2) With respect to roads in Greater London, the powers of a highway authority under this section may be exercised with that authority’s consent—

(a) in the case of a highway for which the Secretary of State is the highway authority, by the council of a London borough or the Common Council, as respects any parts of the highway in that council’s area ; and

(b) in the case of a metropolitan road, by the council of a London borough or the Common Council, as respects any part of the highway in that borough or, as the case may be, in the City of London.”

(3) In subsection (3) of that section, the words “a road in a borough or urban district, being” shall be omitted ; for the words “borough or urban district” there shall be substituted the words “district or London borough”, and at the end of that subsection there shall be added the words “or, in the case of a road situated in the City of London, as if the Common Council were the highway authority therefor.”

24. In section 71(2), for the words “local authority” there shall be substituted the words “council or joint planning board” and the words “and in section twenty-nine of this Act” shall be omitted.

25. In section 76(1) for the words “appropriate authority” there shall be substituted the words “highway authority”.

26. In section 81(2) for the words from “who are not” onwards there shall be substituted the words “except with the consent of the council of the district in which the land is situated, or, if the land is situated in a London borough or the City of London and the highway authority concerned is the Greater London Council or the

Secretary of State, with the consent of the council of that London borough or the Common Council, as the case may require". SCH. 21

27. In section 85(4), paragraph (a) shall be omitted and for paragraph (b) there shall be substituted the following paragraph:

"(a) as respects a highway being a trunk road situated outside Greater London, by the council of the county in which the highway is situated, as well as by the Secretary of State."

28.—(1) In section 101, for paragraphs (a) to (c) of subsection (2) there shall be substituted the following paragraph:—

(a) in the case of a bridge situated outside Greater London, by the council of the county in which the bridge is situated."

(2) In subsection (3) of that section, after the word "exercisable" there shall be inserted the words "by the council which, by virtue of section 6 of this Act, is the highway authority for the whole of the bridge or, if there is no such highway authority".

29. In section 108(2) for the words "a highway situated in a rural parish" there shall be substituted the words "any highway"; for the words from "the council of the rural district", in the first place where they occur, to "parish meeting", in the first place where those words occur, there shall be substituted the words—

"(a) the council of the district in which the highway is situated ;  
and

(b) if the highway is in England, the council of the parish (if any) in which the highway is situated or, if the parish does not have a separate parish council, to the chairman of the parish meeting ; and

(c) if the highway is in Wales, the council (if any) of the community in which the highway is situated" ;

and for the words from "either" to "case may be" there shall be substituted the words "by the district council or by the parish or community council or, as the case may be, by the chairman of the parish meeting".

30.—(1) In section 110, for the words "local authority" and the word "authority", in each place where they occur, there shall be substituted the word "council".

(2) At the end of that section there shall be added the following subsection:—

"(7) In this section and in sections 111 to 113 of this Act, the expression "council" includes a joint planning board, within the meaning of the Town and Country Planning Act 1971, 1971 c. 78. being a board for an area which comprises any part of a National Park."

31. In section 111, for the words "local authority" and the word "authority", in each place where they occur, there shall be substituted the word "council".

32.—(1) In section 112, in subsection (1), after the word "exercisable" there shall be inserted the words "by a council" and for

SCH. 21 paragraphs (a) to (d) of that subsection there shall be substituted the following paragraphs:—

- “(a) with respect to any part of a footpath or bridleway which is within their area, without prior consultation with the other council in whose area that part of the footpath or bridleway is situated ;
- (b) with respect to any part of a footpath or bridleway which is outside their area, except with the consent of every council in whose area it is ; and
- (c) with respect to any part of a footpath or bridleway in a National Park, without prior consultation with the Country-side Commission.”

(2) In subsection (2) of that section, for the words “local authority”, in each place where they occur, there shall be substituted the word “council”, after the word “extend” there shall be inserted the words “subject to subsection (1) of this section”, and the proviso shall be omitted.

(3) Subsections (3) and (4) of that section shall be omitted.

(4) In subsection (5) of that section, in paragraph (a) for the words “the appropriate authority have not” there shall be substituted the words “no council having power to do so have”, for the words “the said authority, may direct the authority” there shall be substituted the words “each of the councils having power to make such an order, may direct such one of them as he may determine” and for the words from “the relevant provisions” to “case may be” there shall be substituted the words “subsection (1) of this section”.

(5) For subsection (7) of that section there shall be substituted the following subsection:—

“(7) Where under subsection (5) of this section the Secretary of State directs a council to make a public path diversion order or decides himself to make such an order, the council, or as the case may be the Secretary of State, may require the owner, lessee or occupier on whose representations the Secretary of State is acting to enter into an agreement with the council, or, where the Secretary of State himself is to make the order, with such council as he may specify, for the owner, lessee or occupier to defray, or to make such contribution as may be specified in the agreement towards, any such compensation or expenses as are specified in paragraphs (a), (b) and (c) of section 111(4) of this Act.”

33. In section 113(1), for the word “authority” in the first place where it occurs there shall be substituted the word “council” and for the word “authorities”, in each place where it occurs, there shall be substituted the word “councils”.

34.—(1) In section 116, in subsection (1), for the words from the beginning to “trunk road” there shall be substituted the words “it shall be the duty of the highway authority to assert and protect the rights of the public to the use and enjoyment of any highway for which they are the highway authority”.

(2) At the beginning of subsection (2) of that section, there shall be inserted the words "With respect to any highway in their area for which they are not the highway authority"; the words "as respects any county road in the county" shall be omitted; for the words "county borough" there shall be substituted the word "district"; and the words "as respects any highway in their area" and "road or" shall be omitted.

(3) In subsection (3) of that section, for the words from "the council", in the first place where they occur, to "their district and" there shall be substituted the words "a council which is a highway authority"; for the words "those highways" there shall be substituted the words "highways for which they are the highway authority"; for the words from "on the council" to "is situated" there shall be substituted the words "on a council which is a highway authority shall extend to a highway for which they are not the highway authority"; and for the word "district", in the last place where it occurs, there shall be substituted the word "area".

(4) In subsection (4) of that section for the words "the council of a county district" there shall be substituted the words "a local highway authority" and for the words "within their district" there shall be substituted the words "for which they are the highway authority".

(5) In subsection (6) for the words from "or, in the case" to "is situated" there shall be substituted the words "or community or, in the case of a parish or community which does not have a separate parish or community council, the parish meeting or a community meeting, represent to a local highway authority"; for the words "the council of the county district" in paragraph (a) and the words "the council of that district" there shall be substituted the words "the local highway authority"; and in paragraph (b) for the words "within the county district" there shall be substituted the words "for which the authority are the highway authority".

35. In section 118, in subsection (1) the words "subject to the following subsection" and subsection (2) shall be omitted.

36. In section 119, in subsection (5A) for the word "if" there shall be substituted the word "by" and the words from "are not" to the end of the subsection shall be omitted.

37. At the end of section 124 there shall be added the following subsection:—

"(5) In relation to a highway which is for the time being maintained by a district council by virtue of section 187(2) of the Local Government Act 1972, the district council shall have the like powers under this section as the highway authority for the highway."

38. At the end of section 126 there shall be added the following subsection:—

"(6) In the case of a highway which is for the time being maintained by a district council by virtue of section 187(2) of the Local Government Act 1972 a representation under subsection (1) of this section may be made to the district council instead

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of to the highway authority, and in relation to a representation so made, references in this section to the highway authority shall be construed as references to the district council."

39. In section 130(4) for the words following "means" there shall be substituted the following paragraphs—

"(a) in relation to a street outside Greater London, either the highway authority for the street or the council of the district in which the street is situated ; and

(b) in relation to a street within Greater London, the council of the London borough in which the street is situated or, if it is situated in the City of London, the Common Council or, alternatively, if the street is a metropolitan road, the Greater London Council."

40.—(1) In section 132, in subsection (1), the words from "in a borough" to "of this Act" shall be omitted and for the words "council of the borough or district" there shall be substituted the words "local authority for the area" and after the word "situated" there shall be inserted the words "and also, if the street is a highway, the highway authority".

(2) In subsection (2) of that section, for the words "council of the borough or district" there shall be substituted the words "local authority for the area" and after the word "situated" there shall be inserted the words "or alternatively, if the street concerned is a highway, the highway authority".

(3) In subsections (3), (4), (6) and (8), for the words "local authority" in each place where they occur, there shall be substituted the words "highway authority or local authority".

41. In section 134(4), in paragraph (a) for the words "borough or urban district" there shall be substituted the words "London borough or district", paragraph (b) shall be omitted and at the end of paragraph (c) there shall be added the words "or (outside Greater London) the council of the district in which the highway is situated".

42. At the end of section 136 there shall be added the following subsection:—

"(11) In relation to a highway which is for the time being maintained by a district council by virtue of section 187(2) of the Local Government Act 1972, the references to the highway authority in paragraphs (i) and (ii) of subsection (1) of this section shall be construed as references to the district council or the highway authority."

43. In section 142(5), for the words following "means" there shall be substituted the words "in relation to any highway, either the highway authority or (where they are not the highway authority) the local authority for the area in which the highway is situated".

44.—(1) In section 143, in subsection (3) for the words "appropriate authority" there shall be substituted the words "local authority who are the appropriate authority in relation to the highway concerned" and for the words "county borough or county district in which the nuisance exists" there shall be substituted the words "area of that local authority".



(2) In subsection (5) of that section for the words following "means" there shall be substituted the words "in relation to any highway, either the highway authority or (where they are not the highway authority) the local authority for the areas in which the highway is situated".

45. In section 147, for the words in subsection (1) "local authority in whose area the street or court is situated" and for the words "local authority", in each place where they subsequently occur in subsections (1) to (3), there shall be substituted the words "appropriate authority", and at the end of that section there shall be added the following subsection:—

"(5) In this section "appropriate authority" means, in relation to any street or court, the council of the county or London borough in which it is situated or, if it is situated in the City of London, the Common Council."

46. In section 148, in subsection (1) for the words from "a street" to the end of the subsection there shall be substituted the words "any street unless it is securely fixed to the satisfaction of the council which, in relation to that street, is the appropriate authority for the purposes of section 147 of this Act".

47. In section 150 after the words "for a highway" there shall be inserted the words "or of a district council maintaining the highway by virtue of section 187(2) of the Local Government Act 1972".

48.—(1) In section 153, for the words in subsection (1) "local authority in whose area the street is situated" and for the words "local authority" in subsection (2) there shall be substituted the words "appropriate authority".

(2) For subsection (6) of that section there shall be substituted the following subsection:—

"(6) In this section and in section 154 of this Act "appropriate authority" means—

- (a) in relation to a street outside Greater London which is a highway, the highway authority for the street; and
- (b) in relation to any other street, the local authority in whose area the street is situated."

49.—(1) In section 154, in subsection (1), the words from "in any borough" to "rural district", in the second place where those words occur, shall be omitted, and for the words "local authority in whose area the street is situated" there shall be substituted the words "appropriate authority".

(2) In subsections (2), (3) and (6) of that section, for the words "local authority" there shall be substituted the words "appropriate authority".

50.—(1) In section 157, in subsection (1), for the words "borough and of every urban district" there shall be substituted the words "county and of every London borough".

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(2) In subsection (2) of that section, for the words "borough or of an urban district" there shall be substituted the words "county or London borough".

(3) Subsection (3) of that section shall be omitted.

(4) In subsections (5) and (7) of that section for the words "local authority" there shall be substituted the words "county council or London borough council".

(5) In subsection (9) of that section for the word "borough" there shall be substituted the words "London borough".

51. In section 159, for paragraphs (a) and (b) of subsection (8) there shall be substituted the following paragraphs:—

"(a) in relation to a highway outside Greater London, the county council;

(b) in relation to a highway in Greater London, the local authority for the area in which the highway is situated".

52. In section 160, after the word "Where" there shall be inserted the words "a county council or, in Greater London"; the words from "and, in the case" to "comprising the district" shall be omitted; and for the word "authority" there shall be substituted the words "county council or local authority".

53. In section 161, for the words "local authority", in each place where they occur, there shall be substituted the words "county council, London borough council or the Common Council", and for the words "the authority", in each place where they occur, there shall be substituted the words "the council".

54. In section 162, for the words "local authority", in each place where they occur, there shall be substituted the words "county council, London borough council or the Common Council", and for the words "the authority" there shall be substituted the words "the council".

55.—(1) In section 163, in subsection (1), for the words "borough or of an urban district" there shall be substituted the words "county or of a London borough or the Common Council".

(2) Subsection (2) of that section shall be omitted.

(3) In subsection (3) of that section, for the words from "borough" to "subsection (2) thereof" there shall be substituted the words "county or London borough or the Common Council under subsection (1) of this section".

(4) In subsection (5) of that section, for the words from "borough" onwards there shall be substituted the words "county or London borough in question or, as the case may be, in the City of London".

(5) Subsection (7) of that section shall be omitted.

56.—(1) In section 164, in subsection (1), for the words from the beginning to "may" there shall be substituted the words "The council of a county or London borough or the Common Council may".

(2) In subsection (2) of that section, for the words "A local authority" there shall be substituted the words "The council of a county or London borough or the Common Council".

(3) In subsections (5) and (6) of that section, for the words "local authority" there shall be substituted the word "council".

57.—(1) In section 165, in subsection (1), for paragraph (a) there shall be substituted the following paragraph:—

"(a) in the case of a new street which is, or is to be, situated in a London borough or the City of London, by the council of the London borough or the Common Council, as the case may be ; and "

(2) In subsection (3) of that section, for the words "borough, urban district or county" there shall be substituted the words "county or London borough or the Common Council".

(3) Subsection (4) of that section shall be omitted.

58. In section 166, for paragraphs (a) and (b) of subsection (6) there shall be substituted the following paragraphs:—

"(a) in relation to a highway outside Greater London, the county council ;

(b) in relation to a highway in Greater London, the local authority for the area in which the highway is situated "

59.—(1) In section 167, in subsection (1), for the words "local authority" there shall be substituted the words "county council, London borough council or the Common Council".

(2) In subsection (2) of that section, for the words from "local authority" to "as the case may be" there shall be substituted the words "council of a county or London borough or the Common Council, the council concerned are of opinion that a new street in their area".

(3) In subsection (3) of that section, for the words from "borough" to "comprising the district" there shall be substituted the words "county or London borough or the Common Council".

(4) In subsections (4) and (6) of that section for the words "an authority" there shall be substituted the words "a council".

(5) In subsections (6)(a) and (7) of that section, for the words "local authority", in each place where they occur, there shall be substituted the word "council".

(6) Subsection (8) of that section shall be omitted.

60. In section 168, for the words "a local authority or county council" there shall be substituted the words "the council of a county or London borough or the Common Council".

61. In section 169, for the words "a local authority" there shall be substituted the words "the council of a county or London borough or the Common Council".

62.—(1) In section 170, in subsection (2), for the words "a local authority" there shall be substituted the words "the council of a county or London borough or the Common Council".

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(2) In subsection (3) of that section, for the words from the beginning to "vary" there shall be substituted the words "The council of a county or London borough or the Common Council shall have the like power under section 164 of this Act to vary" and for the words "a local authority in whose area that section is in force" there shall be substituted the word "they".

63.—(1) In section 171, in subsection (1), for the words "local authority" there shall be substituted the words "council concerned".

(2) In subsection (2) of that section for the words "local authority" there shall be substituted the word "council".

64. In section 172, for the word "authority", in each place where it occurs, there shall be substituted the word "council".

65.—(1) In section 173, in subsection (1), for the words from "in all rural districts" to the end of the subsection there shall be substituted the words "and in all counties in England and Wales".

(2) Subsection (2) of that section shall be omitted.

(3) In subsection (3) of that section for the words from "all boroughs" to the end of the subsection there shall be substituted the words "all outer London boroughs, in all areas in counties in which the advance payments code was in force immediately before 1st April 1974 and in any parish or community or part of a parish or community in which, after that date, it is adopted in accordance with Schedule 14 to this Act".

66.—(1) In section 174, in the proviso to subsection (2), for the words from "in a rural district" to "the council of the rural district" there shall be substituted the words "the proper officer of the county council shall, when preparing the said specification, consult the council of the district in which the street works are to be carried out."

(2) In subsection (3) of that section for the word "surveyor" there shall be substituted the words "proper officer of the county council", the words "at the offices of the authority" shall be omitted and at the end of the subsection there shall be added the words "both at the offices of the street works authority and at the offices of the council of the district in which the street concerned is situated".

67. In section 179, in subsection (2) for the word "surveyor" there shall be substituted the words "proper officer of the county council", the words "at the offices of the authority" shall be omitted and at the end of the subsection there shall be added the words "both at the offices of the street works authority and the offices of the council of the district in which the street concerned is situated".

68. Section 187 shall cease to have effect.

69.—(1) In section 192, in subsection (3), in paragraph (c) for the words from "rural district or" to "within a rural district" there shall be substituted the words "parish or community", for the words "the rural district council" there shall be substituted the words "the

district council or, according to the date of the deposit, the rural district council" and for the words "rural district or contributory place" there shall be substituted the words "parish or community, or, as the case may require, in the part of the parish or community in which the building is to be erected", and in paragraph (j) for the words from "county", in the first place where it occurs, to "county district" there shall be substituted the words "county, district or London borough, the Greater London Council".

(2) In subsection (5) of that section for the words "a rural district or in any", in the first place where they occur, there shall be substituted the words "an area which before 1st April 1974 was a rural district or a" and for the words "the rural district or contributory place" there shall be substituted the words "that area".

70. In section 193, for subsection (1) there shall be substituted the following subsection:—

"(1) Where the advance payments code is in force in the whole or any part of a district, the district council, in any case to which the last foregoing section may be applicable, shall within one week from the date of the passing of any plans deposited with them relating to the erection of a building in an area in which that code is in force inform the street works authority that the plans have been passed; and in a case to which the last foregoing section applies the street works authority shall, within six weeks from the passing of any such plans, serve a notice on the person by or on whose behalf the plans were deposited requiring the payment or the securing under the last foregoing section of a sum specified in the notice."

71. In section 196(5), for the words from "a rural district" in the first place where those words occur to "the rural district council", in the second place where those words occur, there shall be substituted the words "the whole or any part of a district, the district council".

72.—(1) In section 197, in subsection (1), for the word "appropriate" there shall be substituted the word "district".

(2) For subsection (3) of that section there shall be substituted the following subsection:—

"(3) Where any notice served, resolution passed or other action taken by or with respect to a street works authority requires the registration of any matter in accordance with subsection (1) of this section, the street works authority shall, within one week of the service of the notice, passing of the resolution, or taking of the action, notify the district council."

73. In section 204(1), the words from "situated" to "of this Act" shall be omitted.

74.—(1) In section 206, in subsections (2), (4)(b) and (5), for the word "appropriate" there shall be substituted the word "county".

(2) In subsection (9) of that section, the definition of "appropriate council" and the word "borough" in the last two places where it occurs shall be omitted.

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75. In section 211(1), in paragraph (a), the words "or section one hundred and ninety" and the final word "or", paragraph (b) and the words "as to the due execution of the works and" and "or the works were executed" shall be omitted, and for the word "thereon" there shall be substituted the words "on private street works".

76.—(1) In section 213, in subsection (2), in the definition of "street works authority" for the words following "means" there shall be substituted the following paragraphs:

- "(a) as respects a street outside Greater London, the council of the county in which the street is situated;
- (b) as respects a street in a London borough, the council of the borough, and
- (c) as respects a street in the City of London, the Common Council".

(2) In subsection (3) of that section for paragraphs (a) to (c) and the proviso there shall be substituted the words "is the code of 1892".

77. In section 214(7), paragraph (a) and in paragraph (b) the words "or county borough" shall be omitted.

78. In section 223(2), paragraph (a) and in paragraph (b) the words "or county borough" shall be omitted and in paragraph (aa) for the words "so specified" there shall be substituted the words "specified in that subsection".

79.—(1) In section 225, in subsection (1), after the words "this Act" where those words first occur, there shall be inserted the words "and where a county council have so acquired land by virtue of subsection (7)(b) of that section".

(2) In the proviso to subsection (2) of that section, after the words "local highway authority" there shall be inserted the words "(or a county council)".

80. At the end of section 226 there shall be added the following subsection:—

"(4) Notwithstanding anything in subsection (1) above, any such material as is referred to in that subsection which is removed from a highway by a district council in exercise of their powers under section 187(2) of the Local Government Act 1972 shall vest in the district council and not in the highway authority."

81. In section 227(1), for the words "county road, not being a claimed county road" there shall be substituted the words "road for which the council of a county are the highway authority"; for the word "was" there shall be substituted the word "is"; for the words "the county road" there shall be substituted the words "such a road"; and for the words from "the date on which" onwards there shall be substituted the words "1st April 1974 or, if the highway in question first becomes maintainable at the public expense after that date, the date on which it first becomes so maintainable".

82. In section 228, at the end of subsection (9), there shall be added the words "and section 187(2) of the Local Government Act 1972".

83. In section 235(4) for the words from "borough" onwards there shall be substituted the words "district in respect of any work done by them in a highway in exercise of the powers conferred on them by section 82 of this Act".

84. For section 237 there shall be substituted the following section:—

“Contributions by county councils to certain expenses of district councils. 237. The council of a county may contribute towards the expenses incurred by the council of any district in the county in exercise of the powers conferred on district councils by section 82 of this Act.”

85. For section 238 there shall be substituted the following section:—

“Contributions by councils to expenses of highway authorities. 238. A council may contribute towards any expenses incurred or to be incurred by a highway authority if, in the opinion of the council, the expenditure is or will be of benefit to the council's area.”

86. In section 252(1) for the words from the beginning to "may" there shall be substituted the words "A local authority or, if there is a local highway authority for either of the streets in question, that highway authority may" and for the words "their area" there shall be substituted the words "the area of the local authority".

87.—(1) In section 257(1) for the words from the beginning to "may" there shall be substituted the words "The council of a county or a council which is a local authority may" and for the word "authority", in each place where it subsequently occurs, there shall be substituted the word "council".

(2) In subsections (2), (3) and (4) of that section for the words "local authority", in each place where they occur, there shall be substituted the word "council".

88. In section 261, for the words "local authority" in each place where they occur, there shall be substituted the word "council".

89. In section 295, in subsection (1), in the definition beginning "code of 1875" for the words from the beginning to "by" there shall be substituted the words "'code of 1892' has the meaning assigned to it", and for the definition of "local authority" there shall be substituted the following definition:—

“'local authority' means the council of a district or London borough or the Common Council.”

90. In section 296(1), after the words "county road" in each place where they occur there shall be added the words "or a road for which a county council is the highway authority".

- SCH. 21      91. In section 297 for the words from "county roads" to "shall" there shall be substituted the words "any highway shall" and the words "such roads or" shall be omitted.
- 1971 c. 41.      92. In Part I of Schedule 1, as set out in Schedule 13 to the Highways Act 1971, in paragraph (i) of the Table, the words "(other than the council of a county district)" and the words from "and, in the case" to the end of the paragraph shall be omitted.
- 93.—(1) In Schedule 9, in paragraph 1, for the words from "or by a county council" to "consult" there shall be substituted the words "he shall consult the councils of the county and district, or in Greater London".
- (2) For paragraph 2 there shall be substituted the following paragraphs:—
- "2. Before a line is prescribed by a county council, as highway authority, they shall consult the council of the district in which the street or highway in relation to which the line is to be prescribed is situated.
- 2A. Before a line is prescribed by the Greater London Council, they shall consult the council of the London borough in which is situated the street or highway in relation to which the line is to be prescribed, or, if that street or highway is in the City of London, they shall consult the Common Council".
- (3) In paragraph 8 of that Schedule for the words "local authority" there shall be substituted the word "council".
94. In Schedule 12, in paragraph 1(e), for the words from "in, or partly in" onwards there shall be substituted the words "to the district council and, if the highway is in, or partly in, a parish or community which has a separate parish council or community council, to the parish or community council, as the case may require or, in the case of a parish which does not have a separate parish council, to the chairman of the parish meeting".
- 95.—(1) In Schedule 14, in Part I, for the words "code of 1892", in each place where they occur, there shall be substituted the words "advance payments code".
- (2) In paragraph 1 of that Schedule, for the words from "a borough" to "borough or district" there shall be substituted the words "a parish or community or any part of a parish or community, the council of the county in which the parish or community is situated", and after the words "adopt that code" there shall be inserted the words "for the parish or community or, as the case may be, for that part".
- (3) In paragraph 2 of that Schedule, for the words "the area of the council" there shall be substituted the words "the parish or community, or part of the parish or community specified in the resolution".
- (4) In paragraph 3 of that Schedule, for the words "the area of the council", in each place where they occur, there shall be substituted



the words "the parish or community concerned or, as the case may be, the part of the parish or community concerned". SCH. 21

(5) Part II of that Schedule shall cease to have effect.

## PART II

### OTHER ENACTMENTS

96.—(1) In section 3 of the Trunk Roads Act 1936, subsection (1) shall be omitted. 1936 c. 5 (1 Edw. 8 & 1 Geo. 6).

(2) In subsection (2) of that section, the words from "and of the said functions" to the end of the subsection shall be omitted.

(3) In subsection (3) of that section, after the words "said Schedule" there shall be inserted the words "and that those functions shall not be exercisable by the local authority except with his consent".

97. At the end of section 57(3) of the National Parks and Access to the Countryside Act 1949 there shall be added the words "or by the council of the district in which the notice is placed or maintained". 1949 c. 97.

98.—(1) In section 1(4)(b) of the Public Utilities Street Works Act 1950 for the words "appropriate local authority" there shall be substituted the words "local highway authority". 1950 c. 39.

(2) In section 2(4)(b) of that Act, for the words "appropriate local authority" there shall be substituted the words "local highway authority".

(3) In section 21 of that Act—

(a) in subsection (1)(a) for the words from "Minister" to "urban district",

(b) in subsection (1)(b) for the words from "Minister" to "paragraph", and

(c) in subsection (3) for the words "Minister or the council", there shall be substituted the words "highway authority", and at the end of that section there shall be added the following subsection:—

"(4) In so far as any works carried out in a street by a district council by virtue of their powers under section 187(2) of the Local Government Act 1972 constitute a road alteration, the references in subsections (1)(a) and (3) of this section to the highway authority, and in the Table in Schedule 6 to this Act to the local highway authority, shall be construed, in relation to those works, as references to the district council."

(4) In section 39(1) of that Act for the definition "highway authority" there shall be substituted the following definition:—

"'highway authority' and 'local highway authority' have the same meanings as in the Highways Act 1959".

SCH. 21

(5) In Schedule 2 to that Act, in paragraphs 1 and 3 for the words "appropriate local authority" there shall be substituted the words "local highway authority".

(6) In the Table at the end of Schedule 6 to that Act, in paragraph (iii), for the word "council" there shall be substituted the words "local highway authority".

1961 c. 63.

99. In section 4 of the Highways (Miscellaneous Provisions) Act 1961, after subsection (2) there shall be added the following subsection:—

"(3) In relation to a highway which is for the time being maintained by a district council by virtue of section 187(2) of the Local Government Act 1972, the district council shall have the like powers as the highway authority under subsection (1) of this section."

1968 c. 41.

100.—(1) In section 28 of the Countryside Act 1968, after subsection (4), there shall be inserted the following subsection:—

"(4A) In the case of a footpath or a bridleway which is for the time being maintained by a district council by virtue of section 187(2) of the Local Government Act 1972—

(a) for any reference in subsection (2) and (3) above to the highway authority there shall be substituted a reference to the district council; and

(b) the reference in subsection (4) above to the highway authority shall be construed as including a reference to the district council."

(2) In section 29 of that Act, after subsection (7), there shall be inserted the following subsection:—

"(7A) In the case of a footpath or bridleway which is for the time being maintained by a district council by virtue of section 187(2) of the Local Government Act 1972, the district council shall have the like powers as the highway authority under subsection (7) above."

Section 193.

## SCHEDULE 22

### AMENDMENTS OF ENACTMENTS RELATING TO HOUSING

#### PART I

1957 c. 56.

#### THE HOUSING ACT 1957

1. In section 1(1) (local authorities for purposes of the Act) for the words "borough, urban district or rural district" there shall be substituted the words "district or London borough".

2. In section 5 (prohibition of back-to-back houses) for the word "borough" in each place where it occurs there shall be substituted the words "London borough".

3. Section 86 (duty of medical officers to furnish particulars of overcrowding) shall be omitted.

4.—(1) In section 108, in subsection (1) (execution of certain works by local authority outside their area) the words “subject to the approval of the Minister” shall be omitted and for the word “borough” there shall be substituted the words “London borough”.

(2) Subsection (2) of that section shall be omitted.

5.—(1) In section 109 (responsibility for roads constructed by local authority outside their area) in subsection (1) for the words from “subject to” to the end of the subsection there shall be substituted the words “vest in the council which is the local highway authority for the area in which the operations were carried out, unless that council are satisfied that the streets or roads have not been properly constructed”.

(2) Subsections (2) and (3) of that section shall be omitted.

6. Section 115 (power to establish Housing Management Commissions) shall cease to have effect.

7. Sections 116 to 118 (special provisions for rural districts) shall cease to have effect.

8. Section 135(1) (expenses of rural district councils) shall cease to have effect.

9. In section 141 (subscriptions of local authorities to local savings committees) the words “subject to the approval of the Minister” shall be omitted.

10. Section 145 (building bye-laws not to apply to certain buildings constructed in accordance with plans and specifications approved by Secretary of State or Minister of Agriculture, Fisheries and Food) shall cease to have effect.

11. Section 147 (power of Secretary of State to prescribe a code of byelaws for new streets) shall cease to have effect.

12. Section 148 (power of Secretary of State to revoke unreasonable byelaws) shall cease to have effect.

13. Section 156 (references by local authority to public health and housing committee) shall cease to have effect.

14.—(1) In section 157 (official representations) in subsection (2) for the words “acting for the district” there shall be substituted the words “having jurisdiction in any part of the area” and for the words from “in the case” to “parish within that area” there shall be substituted the words “any parish or community council for a parish or community within the local authority’s area”.

(2) In subsection (4) of that section the words from “and includes also” to the end of the subsection shall be omitted.

15. In section 160 (penalty for obstructing execution of Act) the words “the medical officer of health or” shall be omitted.

16. In section 161(b) (penalty for preventing execution of repairs) the words “the medical officer of health or” and “of that officer or” shall be omitted.

SCH. 22

17. In section 166 (authentication of orders, notices etc.) for the words "their clerk or his lawful deputy", in each place where they occur, there shall be substituted the words "the proper officer of the local authority".

18. Sections 171 to 176 (powers available in the event of default by local authorities) shall cease to have effect.

19. Section 181(2) (Secretary of State may require report from local authority on population and other matters) shall cease to have effect.

20. In section 189(2) (construction of references to "local authority") for the words "borough, urban district or rural district" there shall be substituted the words "district or London borough".

## PART II

### OTHER ENACTMENTS

1899 c. 44.

21. In section 9 of the Small Dwellings Acquisition Act 1899 (definition of local authority), in subsection (1), for the words from "county borough", in the first place where they occur, to the end of the subsection there shall be substituted the word "district", and subsections (2) to (4) and (8) of that section shall be omitted.

1914 c. 31.

22. In section 1(2) of the Housing Act 1914 (assistance to authorised societies by local authorities) for the word "borough", in each place where it occurs, there shall be substituted the words "district or London borough".

1965 c. 16.

23. In section 23(1) of the Airports Authority Act 1965 (interpretation) in the definition of "local authority", the words "county, county borough" shall be omitted.

1969 c. 33.

24. In each of sections 26, 39 and 74(7) of the Housing Act 1969 (definitions of "local authority" for various purposes) for the words "boroughs, urban districts and rural districts" there shall be substituted the words "districts and London boroughs".

Section 195.

### SCHEDULE 23

#### AMENDMENTS OF ENACTMENTS CONFERRING SOCIAL SERVICES FUNCTIONS

1946 c. 81.

1.—(1) In section 22 of the National Health Service Act 1946, in subsection (1), for the words from the beginning to "to" there shall be substituted the words "A local social services authority may, with the approval of the Secretary of State, and to such extent as he may direct shall" and in subsection (2) of that section for the words "local health authority" there shall be substituted the words "local social services authority".

(2) In sections 57, 58(2), 63, 65 and 71 of that Act, for the words "local health authority", in each place where they occur, there shall be substituted the words "local social services authority".

(3) In section 79(1) of that Act, after the definition "local authority" there shall be inserted the following definition:— SCH. 23

"'local social services authority' means a council which is a local authority for the purposes of the Local Authority Social Services Act 1970."

2.—(1) In section 21 of the National Assistance Act 1948, in subsection (1), for the words from the beginning to "to provide" there shall be substituted the words "Subject to and in accordance with the provisions of this Part of this Act, a local authority may with the approval of the Secretary of State, and to such extent as he may direct shall, make arrangements for providing"; in subsection (2) of that section for the words "the exercise of their said duty" there shall be substituted the words "making any such arrangements"; subsection (3) of that section shall be omitted; and in subsection (4) of that section, for the words "said functions" there shall be substituted the words "functions under this section" and for the words "specified in the scheme" there shall be substituted the words "determined in accordance with the arrangements". 1948 c. 29.

(2) In section 24 of that Act, in subsections (1) and (2) for the word "liable" there shall be substituted the word "empowered"; in subsection (3) for the word "duty" there shall be substituted the word "power"; and in subsection (4) of that section for the word "scheme" there shall be substituted the word "arrangements".

(3) In section 26 of that Act, in subsection (1) for the words "a scheme under section twenty-one thereof may provide that" there shall be substituted the words "arrangements under section 21 thereof may include provision whereby" and in subsection (2) of that section for the words "such arrangements as aforesaid" there shall be substituted the words "arrangements made by virtue of subsection (1) of this section".

(4) In section 29 of that Act, in subsection (1), for the words "shall have power to" there shall be substituted the words "may, with the approval of the Secretary of State, and to such extent as he may direct in relation to persons ordinarily resident in the area of the local authority shall"; and subsections (2) and (3) of that section shall be omitted.

(5) In section 30(1) of that Act, for the words "if the scheme under the last foregoing section so provides" there shall be substituted the words "in accordance with arrangements made under section 29 of this Act".

(6) In section 33(1) of that Act, for the words "the council of a county or county borough" there shall be substituted the words "a council which is a local authority for the purposes of the Local Authority Social Services Act 1970".

(7) In section 35(2) of that Act, the words from the beginning to "this Act", in the first place where those words occur, shall be omitted.

(8) In section 37(2) of that Act, for the words from "of the county" to "situated" there shall be substituted the words "which for the purposes of the Local Authority Social Services Act 1970 is the local authority for the area in which the home is situated".

SCH. 23

(9) In section 41(2) of that Act, in paragraph (a), for the words from “of counties” to the end of the paragraph there shall be substituted the words “which are registration authorities for the purposes of section 37 of this Act”.

(10) In section 48 of that Act, in subsection (4), for the words “the council of the county, county borough or large burgh” there shall be substituted the words “the council which is the local authority for the purposes of the Local Authority Social Services Act 1970 and”.

(11) In section 49 of that Act, for the words “the council of a county or county borough” there shall be substituted the words “any such council as is referred to in section 48(4) of this Act”.

(12) In section 50(3) of that Act, for the words “The council of a county, county borough or large burgh” there shall be substituted the words “Any such council as is referred to in section 48(4) of this Act”.

(13) In section 56 of that Act, for subsection (3) there shall be substituted the following subsection:—

“(3) Offences under this Act, other than offences under section 47(11) of this Act, may be prosecuted by any council which is a local authority for the purposes of the Local Authority Social Services Act 1970 and offences under section 47(11) of this Act may be prosecuted by the councils referred to in section 47(12) of this Act.”

1948 c. 43.

3. In section 38(1) of the Children Act 1948, for the words “and county boroughs” there shall be substituted the words “other than metropolitan counties, of metropolitan districts and London boroughs and the Common Council of the City of London”.

1948 c. 53.

4.—(1) In sections 1 to 7 and 11 of the Nurseries and Child-Minders Regulation Act 1948, for the words “the local health authority”, in each place where they occur, there shall be substituted the words “the local social services authority”.

(2) In section 13(2) of that Act, after the definition of “hospital” there shall be inserted the following definition:—

“‘local social services authority’ means a council which is a local authority for the purposes of the Local Authority Social Services Act 1970”.

1949 c. 93.

5. In section 25(1) of the National Health Service (Amendment) Act 1949 as substituted, in its application to England and Wales, by the Mental Health Act 1959, for the words “local health authority” there shall be substituted the words “council which is the local authority for the purposes of the Local Authority Social Services Act 1970”.

1959 c. 72.

1958 c. 33.

6.—(1) In section 3 of the Disabled Persons (Employment) Act 1958, in subsection (1), for the words “shall have power under this section to” there shall be substituted the words “may, with the approval of the Secretary of State, and to such extent as he may direct in relation to persons ordinarily resident in the authority’s area

shall" and the words from "and in relation to" to the end of the subsection shall be omitted; in subsection (3) of that section the words from the beginning to "made thereunder" shall be omitted; and in subsection (5) of that section for the words "or of a county borough" there shall be substituted the words "other than a metropolitan county, or of a metropolitan district or London borough or the Common Council of the City of London".

(2) In the Schedule, in paragraph 1(1)(c), for the words "thirty-two and thirty-four" there shall be substituted the words "and 32" and in paragraph 1(2) the words "thirty-four" shall be omitted.

7. In section 17 of the Children Act 1958, in the definition of "local authority", for the words "or county borough" there shall be substituted the words "other than a metropolitan county, or of a metropolitan district or London borough or the Common Council of the City of London". 1958 c. 65.

8. In section 28(1) of the Adoption Act 1958, for the words "and county boroughs" there shall be substituted the words "other than metropolitan counties, of metropolitan districts and London boroughs and the Common Council of the City of London". 1958 c. 5.  
(7 & 8 Eliz. 2.).

9.—(1) In the Mental Health Act 1959, in sections 8(1), 35, 56(2)(c) and 56(3) for the words "local health authorities" there shall be substituted the words "local social services authorities". 1959 c. 72.

(2) In sections 10(1), 22, 27(2), 33, 34, 38(3), 40 to 43, 47(2), 52, 53, 59, 60, 131, 132 and 142 of that Act for the words "local health authority" there shall be substituted the words "local social services authority".

(3) In section 9 of that Act, in subsection (1), for the words from the beginning to "authority)" there shall be substituted the words "A local social services authority" and the words "as local health authority" shall be omitted; for subsection (2) of that section there shall be substituted the following subsection:—

"(2) Where any such child as is referred to in subsection (1) of this section is accommodated as mentioned in that subsection by a local social services authority; the authority may make such adjustments of their accounts as they consider appropriate";

and in subsection (3) of that section for the words "children authority", in the first place where they occur, and for the words "local health authority" there shall be substituted the words "local social services authority" and the words "as a children authority" shall be omitted.

(4) In section 59(1) of that Act, in paragraph (b) of the definition of "the responsible medical officer" for the words from "medical officer of health" to "by that authority" there shall be substituted the words "medical officer authorised by the local social services authority".

(5) In section 135 of that Act, in subsection (6), for the words "local authority" there shall be substituted the words "local social services authority" and after the words "Act, 1948" there shall be inserted the words "or under Part I of the Health Services and Public Health Act 1968".

- SCH. 23 (6) In section 147(1) of that Act, for the definition of "local health authority" there shall be substituted the following definition:—  
 "local social services authority' means a council which is a local authority for the purpose of the Local Authority Social Services Act 1970".
- 1960 c. 48. 10.—(1) In section 2(1) of the Matrimonial Proceedings (Magistrates' Courts) Act 1960, in paragraph (e), for the words "council of the county or county borough" there shall be substituted the words "local social services authority for the area", and in paragraph (f) for the words "the council of a county or county borough" there shall be substituted the words 'a local social services authority".  
 (2) In section 16(1) of that Act, after the definition of "interim order" there shall be inserted the following definition:—  
 "local social services authority' means the council of a non-metropolitan county or a metropolitan district or London borough, or the Common Council of the City of London".
- 1960 c. 61. 11. In section 10(1) of the Mental Health (Scotland) Act 1960, in paragraph (b), after the word "or", in the first place where it occurs, there shall be inserted the words "of a local social services authority", and at the end of paragraph (c) there shall be added the words "or local social services authority".
- 1962 c. 33. 12. In section 5(1)(c) of the Health Visiting and Social Work (Training) Act 1962, for the words "local health authority" there shall be substituted the word "council", after the word "Wales" there shall be inserted the words "which is a local authority for the purposes of the Local Authority Social Services Act 1970" and for the words "local health authorities" there shall be substituted the words "such authorities".
- 1965 c. 72. 13.—(1) In section 36(1) of the Matrimonial Causes Act 1965, for the words "county borough" there shall be substituted the words "other than a metropolitan county, or of a metropolitan district".  
 (2) In section 37(2) of that Act, for the words "county borough" there shall be substituted the words "other than a metropolitan county, or of a metropolitan district".
- 1966 c. 20. 14. In Schedule 4 to the Ministry of Social Security Act 1966, in paragraph 2(2), for the words "county boroughs" there shall be substituted the words "other than metropolitan counties, and of metropolitan districts".
- 1968 c. 46. 15.—(1) In section 12 of the Health Services and Public Health Act 1968, for the words "local health authority", in each place where they occur, there shall be substituted the words "local social services authority" and after subsection (7) of that section there shall be inserted the following subsection:—  
 "(7A) In this section and in section 13 below "local social services authority" means the council of a non-metropolitan county, or of a metropolitan district or London borough, or the Common Council of the City of London".



(2) In section 13 of that Act, for the words "local health authority", in each place where they occur, there shall be substituted the words "local social services authority".

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(3) In section 45(11) of that Act, for the words "county borough" there shall be substituted the words "other than a metropolitan county, or of a metropolitan district".

(4) In section 65(3)(a) of that Act, for the words "county borough" there shall be substituted the words "other than a metropolitan county, or of a metropolitan district".

16. In section 70(1) of the Children and Young Persons Act 1969, in the definition of "local authority", for the words "means the council of a county, county borough" there shall be substituted the words "except in relation to proceedings under section 1 of this Act instituted by a local education authority, means the council of a non-metropolitan county or of a metropolitan district".

1969 c. 54.

## SCHEDULE 24

Section 202.

### AMENDMENTS OF TRANSPORT ACT 1968, PART II

1968 c. 73.

#### PART I

##### AMENDMENTS OF GENERAL APPLICATION

1. In section 9(1)(a) (constitution of Passenger Transport Authorities) sub-paragraph (ii) (persons appointed by the Secretary of State) shall cease to have effect.

2. In section 11 (financial duty of Passenger Transport Executives) after subsection (3) there shall be inserted the following subsection:—

"(3A) Without prejudice to any power of the Executive to establish specific reserves, the Executive may establish and maintain a general reserve, and the Authority may give to the Executive directions as to any matter relating to the establishment or management of any such general reserve and the carrying of sums to the credit thereof, or the application thereof; but no part of the moneys comprised in such a general reserve shall be applied otherwise than for purposes of the Executive or a subsidiary of theirs."

3. In section 14(1)(b) (duty of Executive to prepare statement of accounts in such form as the Secretary of State directs) for the word "Minister" there shall be substituted the word "Authority".

4. After section 15 there shall be inserted the following section:—

15A.—(1) In addition to any power of the Authority under any other provision of this Part of this Act to give directions to the Executive as respects any matter, the Authority may give to the Executive directions as to the exercise and performance by the Executive of their functions (including the exercise of rights conferred by the holding of interests in companies) in relation to matters appearing to the Authority to affect the carrying out by the Authority or the Executive of their respective duties under section 9(3) of this Act.

"Additional provisions as to control of Executive by Authority.

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(2) The Executive shall provide the Authority at such time or intervals and in such form and manner as the Authority may require with information with respect to the operations and the expenditure on capital and revenue account respectively which are planned or under consideration by the Executive and shall furnish the Authority with such returns, accounts and other information with respect to the property and activities of the Executive or any subsidiary of theirs as the Authority may from time to time require.

(3) The Authority may from time to time cause a review to be made of the organisation of the Executive's undertaking and may give to the Executive such directions as appear to the Authority from any such review to be requisite to secure that the Executive's undertaking is organised in the most efficient manner ; and the Executive shall not make, or permit to be made, any substantial change in the manner in which their undertaking is organised except in pursuance of a direction given by the Authority under this subsection, or with the approval of the Authority."

5. In section 15(1) (Executive to submit certain proposals and estimates for the approval of the Authority) for paragraphs (b) and (c) there shall be substituted the following paragraphs:—

“(b) such annual or other estimates of income or expenditure of the Executive and any subsidiaries of theirs as the Authority may require to be submitted to the Authority, and any major change proposed to be made in any of those estimates after their approval by the Authority ;

(c) any proposal for expenditure by the Executive or any subsidiary of theirs, or by any other person in pursuance of arrangements with the Executive, which involves a substantial outlay on capital account”.

6. In section 16(1) (annual report prepared jointly by Authority and Executive to be published in such manner as the Secretary of State directs) for the words “as the Minister may direct” there shall be substituted the words “as the Authority consider appropriate”.

7. In section 23 (directions given by the Secretary of State) in subsections (2) and (3) after the word “Minister” there shall be inserted the words “or an Authority for a designated area”.

8. In Part I of Schedule 5 (constitution of Passenger Transport Authorities) so much of paragraph 1 as requires the approval of the Secretary of State to the appointment of the chairman of an Authority shall cease to have effect.

## PART II

### MODIFICATIONS OF PART II IN ITS APPLICATION TO A PASSENGER TRANSPORT AREA WHICH IS COTERMINOUS WITH A COUNTY

9. Except as provided by the following provisions of this Part of this Schedule, references in sections 9 to 16 to the councils of constituent areas or to each of those councils shall be construed as references to the council of the county concerned.

10.—(1) In section 9, in subsection (1), paragraph (a) shall be omitted and the Passenger Transport Authority shall be the county council.

(2) In subsection (2) of that section for the words “every such local authority as aforesaid” and paragraphs (a) and (b) there shall be substituted the words “the county council and the councils of each of the districts comprised in the county”.

(3) In subsection (4) of that section, the reference to Part I of Schedule 5 shall be disregarded.

(4) In subsection (5) of that section for the words “constituent areas” there shall be substituted the words “districts within the designated area”.

11. In section 11, subsection (5) shall be omitted.

12. For section 13 there shall be substituted the following section :—

“Power of county council to make grants.

13.—(1) Without prejudice to any other power of the county council who are the Authority to make grants for transport purposes, the county council shall have power to make grants to the Executive for any purpose.

(2) Any expenditure incurred by a county council in making grants under this section shall not be relevant expenditure of the council for the purposes of section 1 of the Local Government Act 1966.

1966 c. 42.

(3) The county council shall from time to time by notice in writing to the Executive specify the amount of the grants which the council propose to make to the Executive in respect of expenditure incurred during any accounting period.”

13. In section 14(3), after the word “Minister” there shall be inserted the word “and” and the words “and to each of the councils of constituent areas” shall be omitted.

14.—(1) In section 15, in subsection (2), for the words from “to be raised” to “of this Act” there shall be substituted the words “of the grants which will be needed to enable the Executive to comply with their obligation under section 11(1) of this Act”.

(2) In subsection (3) of that section, for the words “to issue a precept” there shall be substituted the words “to make a grant”.

15.—(1) In section 17, for the words “councils of constituent areas,” in each place where they occur, there shall be substituted the words “councils of the districts in the designated area”.

(2) In subsection (4) of that section, after the words “consult with” there shall be inserted the words “the county council for the designated area and”.

16.—(1) In section 18, in subsection (1), in paragraph (b) for the words “councils of the constituent areas” there shall be substituted the words “county council for the designated area and of the councils

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of the districts in that area"; in paragraph (j)(ii) for the words "councils of constituent areas" there shall be substituted the words "councils referred to in paragraph (b) above", and in the words following paragraph (j), for the words "each of the councils of constituent areas" there shall be substituted the words "the council of each district in the designated area".

(2) In subsection (2) of that section for the words "each of the councils of constituent areas" there shall be substituted the words "the council of each district in the designated area".

17.—(1) In Schedule 5, Part I shall be omitted.

(2) In Part II of that Schedule, in paragraph 1, for the words "establishment of that Authority" there shall be substituted the words "area has been designated", and in paragraph 2, for the words "any of the councils of constituent areas", in each place where they occur, there shall be substituted the words "the county council for the designated area."

(3) In Part III of that Schedule, in paragraph 1, for the words "dates on which the Authority and Executive respectively are", there shall be substituted the words "date on which the Executive is"; and there shall be omitted from the remainder of that Part of that Schedule—

- (a) paragraphs 2, 3(a), 4, 5, 10, 12, 16 and 17;
- (b) in paragraphs 6, 7 and 9 the words "the Authority and" and "respectively", in each place where they occur;
- (c) in paragraph 8 the words "the Authority or" and "the Chairman of the Authority or, as the case may be";
- (d) in paragraph 11, the words "the Authority or" in sub-paragraph (a) and "the Authority" in sub-paragraph (b); and
- (e) in paragraph 13, the words "the Authority or", in both places where they occur, and "the Authority" where those words last occur.

Section 204.

## SCHEDULE 25

### AMENDMENTS OF LICENSING ENACTMENTS

#### PART I

1964 c. 26.

#### AMENDMENTS OF LICENSING ACT 1964

1. For subsection (1) of section 2 there shall be substituted the following subsection:

"(1) The licensing districts for the purposes of this Act shall be the petty sessions areas, within the meaning of the Magistrates Courts Act 1952".

2. In section 16(1), in paragraph (c), for the words from "of" onwards there shall be substituted the words "of the justices for the county which includes that licensing district appointed by the

licensing justices for each licensing district in the county, in accordance with arrangements made, in the case of a metropolitan county, by the Secretary of State and, in the case of a non-metropolitan county, by the magistrates' courts committee for the county or for an area which includes the county.

3.—(1) In section 66, for the words "county or county borough", in each place where they occur, there shall be substituted the word "district".

(2) In subsection (4)(b) of that section, for the words "clerk of the county council or town clerk of the county borough" there shall be substituted the words "proper officer of the district council" and for the word "1968" there shall be substituted the word "1975".

(3) In subsection (7) of that section, for the words "clerk of the county council or town clerk" there shall be substituted the words "proper officer of the district council".

4.—(1) In section 67, for the words "county or county borough", in each place where they occur, there shall be substituted the word "district".

(2) In subsection (3) of that section for the words "chairman of the county council or mayor" there shall be substituted the words "chairman of the district council" and for the words "clerk of the county council or town clerk" there shall be substituted the words "proper officer of the district council".

5. In section 180(1)(a) for the words "county or county borough" there shall be substituted the words "district or part thereof".

6. In Schedule 2, for paragraphs (a) to (c) of paragraph 5 there shall be substituted the following paragraphs:—

- "(a) if the premises to be licensed are outside Greater London, to the proper officer of the district council, and
- (b) if the premises to be licensed are in a parish, to the proper officer of the parish council or, where there is no parish council, to the chairman of the parish meeting; and
- (c) if the premises are in a community where there is a community council, to the proper officer of that council."

7.—(1) In Schedule 3, in paragraphs 1 to 4, for the words "magistrates' courts committee for a county", in each place where they occur, there shall be substituted the words "appropriate magistrates court committee, as defined in section 16(1) of this Act".

(2) In paragraphs 5 to 8 of that Schedule, for the words "a borough compensation committee" there shall be substituted the words "the compensation committee for the City of London".

(3) In paragraphs 6 and 7 of that Schedule, for the word "borough", in the last place where it occurs in each paragraph, there shall be substituted the word "City".

(4) In paragraph 10 of that Schedule for the word "borough", in the first place where it occurs, there shall be substituted the word

Sch. 25 “City” and for the words “borough compensation committee” there shall be substituted the words “compensation committee for the City of London”.

(5) Paragraph 11 of that Schedule shall be omitted.

8.—(1) For paragraphs 1 to 3 of Schedule 8 there shall be substituted the following paragraphs :—

“1. Subject to paragraph 3 below, the rules made by the Secretary of State under section 42 of the Local Government Act 1972 for the conduct of elections of councillors for local government areas shall have effect in their application to polls under section 66 of this Act subject to such adaptations, alterations and exceptions as seem appropriate to the Secretary of State.

2. Subsections (1) and (3) of section 243 of the Local Government Act 1972 shall apply to the day fixed for the poll under section 66 of this Act as they have effect by virtue of paragraph 1 above and to the day or last day on which anything is required or permitted to be done by this Schedule as they apply to the day or the last day on which anything is required or permitted to be done by any provision to which the said subsection (1) applies, and references in subsections (4) and (5) of that section to any rules mentioned in subsection (2) of that section shall be construed as including references to any such rules as they have effect by virtue of paragraph 1 above.

3. The adaptations and alterations made by the Secretary of State under paragraph 1 above shall provide for the use, subject to any variations which in the circumstances appear to the Secretary of State to be appropriate, of the forms B to E in the Appendix to this Schedule, or of forms substantially to the like effect, in place of any corresponding forms required by the rules referred to in paragraph 1 above.”

(2) Paragraph 4 of that Schedule shall be omitted.

(3) In paragraph 6 of that Schedule, for the word “county”, in each place where it occurs (except in passages omitted by the following provision of this sub-paragraph) there shall be substituted the word “district”; in sub-paragraph (1) of that paragraph the words “In a county”, the words “and in a county borough divided into wards the mayor”, the words “or county borough”, in the first two places where they occur, and the words from “except that” to the end of the sub-paragraph shall be omitted; in sub-paragraph (2) the words “or county borough” and the words “or mayor”, in both places where they occur, shall be omitted; and in sub-paragraph (3) the words “or mayor” and “or county borough” shall be omitted.

(4) In paragraph 7, for the word “county”, in each place where it occurs (except in the expression “county borough”) there shall be substituted the word “district” and the following words, in each place where they occur, shall be omitted, namely “or county borough”, “or mayor” and “or borough”.

9.—(1) In the Appendix to Schedule 8 to that Act, in forms A to C and E for the words “[county of                   ] [county borough of                   ]” there shall be substituted the words “[district of                   ]” and, in form A, for the words “county [borough]” there shall be substituted the word “district”.

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(2) In Form D in that Appendix, the words “[                    electoral division of the county of                   ] [county borough of                   ]”, in each place where they occur, shall be omitted and, subject to those omissions, for the words “county borough” or “county [borough]”, in each place where they occur, there shall be substituted the word “district”.

## PART II

### APPEALS IN RESPECT OF LICENCES UNDER THE HOME COUNTIES      1926 c. 31. (MUSIC AND DANCING) LICENSING ACT 1926

10.—(1) Any person—

- (a) whose application for the grant, including a grant by way of renewal or for the transfer of a licence is refused, or
- (b) whose licence is revoked under section 3(11) of the 1926 Act, or
- (c) who is aggrieved by any term, condition or restriction to which the licence is subject, other than a term, condition or restriction having effect by virtue of regulations under section 3(3) of the 1926 Act,

may, at any time before the expiry of the period of twenty-one days beginning with the relevant date, appeal to the Crown Court.

(2) In sub-paragraph (1) above, “the relevant date” means—

- (a) in a case falling within paragraph (a) or (b) of that sub-paragraph, the date on which the applicant or holder of the licence, as the case may be, is notified by the district council concerned of the refusal or revocation, and
- (b) in a case falling within paragraph (c) of that sub-paragraph, the date on which the term, condition or restriction concerned becomes operative.

11. On an appeal under paragraph 10 above the Crown Court may make such order as it thinks fit and, where appropriate, may by the order give directions to the district council concerned with respect to the exercise of their powers under the 1926 Act.

12. Notwithstanding anything in section 3 of the 1926 Act, where the grant of a licence by way of renewal is refused or a licence is revoked under subsection (11) of that section, the licence shall nevertheless continue in force—

- (a) during the period within which an appeal may be brought under paragraph 10 above, and if such an appeal is brought within that period, until the determination or abandonment of the appeal; and
- (b) in the case of a successful appeal against the refusal of a grant by way of renewal until the licence is renewed by the district council.

Section 214.

## SCHEDULE 26

## CEMETERIES AND CREMATORIA

*Discharge of functions of burial authorities*

1. In relation to a cemetery or crematorium maintained immediately before 1st April 1974 by a burial board, joint burial board or committee which ceases to exist by virtue of section 214 above the functions conferred by the said section 214 and this Schedule shall, subject to the provisions of any order made under section 254 above, be exercised on and after that date by whichever of the following burial authorities is relevant:—

- (a) where the area of the board or committee becomes wholly comprised on that date in a parish or community having a parish or community council, whether separate or common, that council ;
- (b) where that area becomes comprised in two or more such parishes or communities, the councils of those parishes or communities, acting jointly ;
- (c) where that area becomes wholly comprised in a parish not having a parish council, the parish meeting of the parish ;
- (d) where that area becomes wholly comprised in two or more parishes not having parish councils, the parish meetings for those parishes acting jointly ;
- (e) where that area becomes wholly comprised in two or more parishes of which one or more have, and one or more have not, parish councils, the parish council or councils and the parish meeting or meetings of the parish or parishes not having parish councils, acting jointly ;
- (f) where that area becomes wholly comprised in a community not having a community council or in two or more such communities, the council of the district in which that community or those communities become comprised or, where they become comprised in different districts, the councils of those districts acting jointly ;
- (g) where that area becomes wholly comprised in two or more communities of which one or more have, and one or more have not, community councils, the community council or councils and the council or councils of the district or districts in which the community or communities not having community councils become comprised, acting jointly ;
- (h) in the case of an area in England none of which becomes comprised in a parish, the council of the district in which it becomes comprised or, where it becomes comprised in two or more districts, the councils of those districts acting jointly ;
- (i) where that area becomes comprised partly in a parish or parishes and partly in an area which is not a parish, the parish council or councils or parish meeting or meetings, as the case may be, of that parish or those parishes and the council or councils of the district or districts in which it becomes comprised, acting jointly.



2. Where by virtue of paragraph 1 above the functions conferred by section 214 above and this Schedule become exercisable by two or more burial authorities, then, unless a joint board is established under section 6 of the Public Health Act 1936 to exercise those functions, it shall be their duty to make arrangements under Part VI of this Act for the discharge of those functions by a joint committee of those authorities. SCH. 26  
1936 c. 49.

3. Section 6 of the Public Health Act 1936 (establishment of joint boards to perform the functions of local authorities under the Public Health Acts) shall have effect as if the provisions of the Cremation Acts 1902 and 1952, section 214 above and this Schedule were part of that Act and as if the reference to local authorities and their districts—

- (a) so far as those sections relate to functions with respect to cemeteries, included references to burial authorities and their areas ; and
- (b) so far as those sections relate to functions with respect to crematoria, included references to burial authorities, other than parish meetings, and the areas of such authorities.

4. Where in pursuance of paragraph 2 above two or more burial authorities make arrangements under Part VI of this Act for the discharge of their functions by a joint committee, and if any of those authorities wish, and one or more of the others do not wish, to alter the arrangements, the arrangements may be changed or ended—

- (a) where those authorities are the councils of parishes or communities or groups of parishes or communities situated in the same district, by the council of that district ;
- (b) in any other case, by the Secretary of State.

5. In the following provisions of this Act, that is to say, sections 101 to 106, 111, 112, 124, 125, 139 and Part I of Schedule 13 so far as they relate to functions conferred by section 214 above and this Schedule, any reference to a local authority or a parish council shall include a reference to a parish meeting or, as may be appropriate, the parish trustees of a parish, and section 109 above shall not apply to those functions.

6. Notwithstanding anything in section 150 above, a parish or community council or parish meeting may by resolution declare any expenses incurred by them in the discharge of functions under section 214 above and this Schedule to be chargeable only on such part of their area as may be specified in the resolution, and any such resolution may be varied or revoked by a subsequent resolution of the council or meeting, as the case may be.

7. If the constituent local authorities of a joint committee of burial authorities are unable to purchase by agreement and on reasonable terms suitable land for the purpose of enabling the committee to exercise their powers under section 214 above and none of those authorities is a district council, the committee may

SCH. 26 represent the case to the council of the district in which their area or any part of it is situated, and thereupon section 125 above shall apply as if the committee were a parish or community council and their area were a parish or community.

8. The district council in making and the Secretary of State in confirming an order under that section as applied by paragraph 7 above shall take account of the needs of the whole area of the committee even if it is partly outside the district.

9. Land acquired in pursuance of paragraph 7 above shall be conveyed to one or more of, or of the bodies qualified to hold land on behalf of, the constituent local authorities.

*Provision and management of cemeteries*

1936 c. 49.

10. Sections 15 and 16 of the Public Health Act 1936 shall apply to the carrying out of works by the council of a district or London borough or the Common Council outside their respective areas for the purpose of a cemetery or crematorium as they apply to the construction of sewage disposal works by such a council outside their area.

11.—(1) Subject to the provisions of any order made under section 214(3) above, the council of a district or London borough and the Common Council may make byelaws with respect to the management of any cemeteries provided by them and a parish or community council or parish meeting may adopt for any cemetery provided by them any byelaws made under this paragraph by the district council and duly confirmed.

(2) The confirming authority in relation to byelaws made under this paragraph shall be the Secretary of State.

12. A burial authority may charge such fees as they think proper for or in connection with burials in a cemetery owned by them and in determining the fees to be charged shall take into account the effect of any resolution under section 147(3) or paragraph 6 above.

13. A burial authority shall keep a table showing the matters in respect of which fees or other charges are payable to them and the amount of each fee or charge, and the table shall be available for inspection by the public at all reasonable times.

1847 c. 65.

14. Until the first order under section 214(3) above takes effect, the Cemeteries Clauses Act 1847, except sections 15, 25, 27, 28, 30 to 35, 60, 66 and 67, shall be incorporated with this Act, but—

(a) when the first order under that subsection takes effect, the said Act of 1847 shall cease to apply to cemeteries provided by local authorities, and

(b) section 10 of that Act (cemeteries not to be within a certain distance of houses) shall cease to have effect on 1st April 1974.

*Saving, amendments and modifications of enactments*

1853 c. 134.

15. Section 214(1) above shall not affect the power to make an Order in Council under section 1 of the Burial Act 1853 or section

of the Burial Act 1855 with respect to the discontinuance of burials ; and—

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1855 c. 128.

(a) the power to make such an Order shall, notwithstanding anything in section 5 of the said Act of 1853 (which precludes the exercise of that power in the case of cemeteries provided under any Act of Parliament or with the approval of the Secretary of State) be exercisable in relation to all cemeteries provided under section 214 above or in Greater London provided otherwise ; and

(b) section 51 of the Burial Act 1852 shall apply to cemeteries in which burials are discontinued by virtue of this paragraph as it applies to burial grounds in which interments are discontinued under that Act ;

1852c. 85.

but nothing in any such Order shall prevent the interment of the body of any person in the Cathedral Church of St. Paul, London, or in the Collegiate Church of St. Peter, Westminster, if Her Majesty signifies Her approval that the body be so interred

16. In section 1 of the Burial Act 1859, for the word “ churchwardens ”, in the first place where it occurs, there shall be substituted the words “ burial authority ”, for the words from “ churchwardens ” in the second place where it occurs to “ situate ” there shall be substituted the words “ council of the district or London borough or the Common Council of the City of London, as the case may be ” and for the word “ churchwardens ”, wherever it subsequently occurs, there shall be substituted the word “ Council ”.

1859 c. 1 (22  
Vict.).

17. In Part III of Schedule 5 to the Public Health Act 1875, the paragraph relating to section 83 of the Act 11 and 12 Vict. c. 63 shall in Greater London apply only within the outer London boroughs and shall outside Greater London apply to, and only to, a church or other place of public worship—

1875 c. 55.

(a) to which it applies immediately before 1st April 1974 or would have so applied if the building had then been completed ; or

(b) the building of which begins on or after that date.

18. It shall not be necessary for a burial authority to obtain the approval of the Secretary of State under section 1 of the Burial Act 1900 for the consecration of any portion of a burial ground.

1900 c. 15.

19. Section 2(3) of the Burial Act 1900 shall cease to have effect.

20. It shall not be necessary for a burial authority to obtain the leave of the Secretary of State under section 6 of the Burial Act 1900 to apply to any other purpose unconsecrated ground maintained by them and set apart for the purposes of burial, and accordingly that section shall cease to have effect.

21. For section 7 of the Burial Act 1900 there shall be substituted the following section :—

“ Rites of the Church of England 7.—(1) The incumbent of an ecclesiastical parish situated wholly or partly in an area chargeable with the expenses of a cemetery shall, with respect to his own parishioners and to persons dying in his parish, be under

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the same obligation to perform funeral services in the consecrated part, if any, of the cemetery as he has to perform funeral services in any churchyard of the ecclesiastical parish.

1880 c. 41.

(2) For the purpose of the Burial Laws Amendment Act 1880 (burial without rites of the Church of England) the consecrated part, if any, of a cemetery provided by a burial authority shall be regarded as a graveyard of a parish or ecclesiastical district or place if all or any part of the parish or ecclesiastical district or place is situated in the area chargeable with the expenses of the cemetery.

(3) Burials in the consecrated part of a cemetery provided by a burial authority shall be registered in the same way and subject to the same provisions as burials in the unconsecrated part.

1914 c. 91.

(4) This section does not apply to a cemetery in the area subject to the Welsh Church Act 1914”.

1900 c. 15.

22. For section 9 of the Burial Act 1900 there shall be substituted the following section:—

“ Setting apart of cemetery for particular denominations

9.—(1) A burial authority may set apart for the use of a particular denomination or religious body any part of the cemetery which has not been consecrated, satisfying themselves, however, that a sufficient part of the cemetery remains unconsecrated and not so set apart.

1914 c. 91.

(2) Any part of a cemetery in the area subject to the Welsh Church Act 1914 which was consecrated before the end of March 1920 or in respect of which a ceremony of consecration has been performed since that time in accordance with the rites of the Church in Wales shall be treated for the purposes of this section as having been set apart for the use of that Church (and as not having been consecrated) ”.

1900 c. 15.

23. For section 11 of the Burial Act 1900 there shall be substituted the following section:—

“ Interpretation

11. In this Act ‘ area subject to the Welsh Church Act 1914 ’ means the area in which the Church of England was disestablished by that Act ”.

1902 c. 8.

24. It shall not be necessary for the Secretary of State to approve any table of fees as required by section 9 of the Cremation Act 1902, but any burial authority for the purposes of that Act shall keep such a table and it shall be available for inspection by the public at all reasonable times.

1970 c. 29.

25. A burial authority within the meaning of section 214 above shall also be a burial authority for the purposes of the Burial Act 1900 and the Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970.

## SCHEDULE 27

Section 217.

## AMENDMENTS OF ENACTMENTS RELATING TO JUSTICES

## PART I

## THE JUSTICES OF THE PEACE ACT 1949

1949 c. 101.

1. In subsection (5) of section 1, for the words "county palatine of Lancaster" there shall be substituted the words "counties of Greater Manchester, Merseyside and Lancashire".

2. In subsection (9) of section 4, for the words "county palatine of Lancaster" there shall be substituted the words "counties of Greater Manchester, Merseyside and Lancashire".

3. For subsection (5) of section 8 there shall be substituted the following subsection:—

"(5) In respect of duties as a justice in the Crown Court allowances under this section shall be paid by the Lord Chancellor, and in respect of other duties as a justice, allowances under this section shall be paid as follows:—

(a) any allowance to a justice for a non-metropolitan county in respect of his duties as such shall be paid by the county council; and

(b) any allowance to a justice for a metropolitan county in respect of his duties as such shall be paid by the council of the metropolitan district which is or includes the petty sessions area for which he acts."

4. For section 10 there shall be substituted the following section:—

"10.—(1) There shall be a separate commission of the peace for every county.

(2) For the purposes of this section, the Isles of Scilly shall be treated as part of the county of Cornwall."

5.—(1) In section 16, in subsection (1) for the word "counties" there shall be substituted the words "non-metropolitan counties and metropolitan districts".

(2) In subsection (2) of that section for the words from "county", in the first place where it occurs, to the end of the subsection there shall be substituted the words "non-metropolitan county and for each metropolitan district:

Provided that there may be a single magistrates' courts committee for an area (in this Act referred to as a 'joint committee area') consisting of two or more non-metropolitan counties, two or more metropolitan districts or one or more non-metropolitan counties and one or more metropolitan districts."

(3) Subsection (3) of that section shall be omitted.

(4) In subsection (5) of that section for the words from "the expression" to the end of the subsection there shall be substituted the words "the Isles of Scilly shall be treated as part of the county of Cornwall."

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6.—(1) In section 18, in subsection (1) for the word “county”, in each place where it occurs, there shall be substituted the words “non-metropolitan county or metropolitan district”.

(2) In subsection (2) of that section for the word “county” there shall be substituted the words “non-metropolitan county or metropolitan district, as the case may be”.

(3) In subsections (5) and (6) of that section for the words “county council” there shall be substituted the words “council of the non-metropolitan county or metropolitan district concerned”.

(4) In subsection (8) of that section for the word “county”, in each place where it occurs, there shall be substituted the words “non-metropolitan county or metropolitan district”.

(5) In paragraph (a) of subsection (9) of that section for the words from “borough”, in the first place where it occurs, to “rural district” there shall be substituted the words “outer London borough, metropolitan county or non-metropolitan district”.

(6) At the end of that section there shall be added the following subsection:—

“(11) In its application to the outer London areas this section shall have effect as if any reference to the council of a non-metropolitan county were a reference to the Greater London Council.”

7.—(1) In section 19, in subsections (8)(c) and (9) for the word “county” there shall be substituted the words “non-metropolitan county or metropolitan district”.

(2) Subsection (10) of that section shall be omitted.

8. In section 20, subsection (6) shall be omitted

9.—(1) In section 25, in subsection (1) for the words from “county and of each” to “peace” there shall be substituted the words “non-metropolitan county and of each metropolitan district”, the words “or borough”, where they first occur, shall be omitted and for the words “county or borough”, where they last occur, there shall be substituted the words “non-metropolitan county or metropolitan district”.

(2) In subsection (2) of that section for the words from “county and of each” to “peace” there shall be substituted the words “non-metropolitan county and of each metropolitan district”; in paragraph (b) of that subsection for the words “county or borough” there shall be substituted the words “non-metropolitan county or metropolitan district” and in paragraph (c) of that subsection for the words “or borough justices out of sessions” there shall be substituted the word “justices”.

10.—(1) In section 27, in subsection (1) the words from “and any enactment” to “have effect” shall be omitted.

(2) In subsection (2) of that section for the words “responsible authorities other than county and borough councils, their” there shall be substituted the words “the receiver of the metropolitan police, his”.

(3) Subsection (8) of that section shall be omitted.

(4) In subsection (10)(d) of that section for the words from "county" to "peace" there shall be substituted the words "non-metropolitan county or metropolitan district and".

11.—(1) In section 29, in subsection (1) for paragraphs (a) and (b) there shall be substituted the following paragraphs:—

"(a) a metropolitan district ;

(b) the whole or part of a non-metropolitan county".

(2) In subsection (2) of that section the words from "and for any borough" to "peace" shall be omitted.

(3) In subsection (4) of that section for paragraphs (a) to (c) there shall be substituted the following paragraphs:—

"(a) shall be made for a metropolitan district or a non-metropolitan county except on a petition presented to the Secretary of State by the council of the metropolitan district or non-metropolitan county ; or

(b) shall be made for a joint district except on a joint petition presented to the Secretary of State by the councils who might present separate petitions under paragraph (a) above for the several parts of the joint district".

(4) In subsection (7) of that section for the words "a county council" there shall be substituted the words "the council of a non-metropolitan county" and after the words "other councils)" there shall be inserted the words "and the appointment extends to part only of the county".

12. In section 42(3) for the words "county or borough" there shall be substituted the words "non-metropolitan county or metropolitan district" and at the end there shall be added the words "or, if the regulations so provide, by the Greater London Council".

13. In section 44(1), in the definition of "petty sessions area" for the words following "that is to say" there shall be substituted the words "a non-metropolitan county which is not divided into petty sessional divisions, a petty sessional division of a non-metropolitan county, a metropolitan district which is not divided into petty sessional divisions and a petty sessional division of a metropolitan district".

14.—(1) In Schedule 4, in paragraph 1(1) for the word "(2)" there shall be substituted "(2A)", for the word "borough", in the first place where it occurs, there shall be substituted the words "for the county comprising the metropolitan district" and the words "or borough", where they subsequently occur, shall be omitted.

(2) In sub-paragraph (2) of paragraph 1 of that Schedule, as originally enacted, for the word "division" there shall be substituted the word "district", and the sub-paragraph (2) of that paragraph inserted by Schedule 7 to the Courts Act 1971 shall be renumbered 1971 c. 23. "(2A)".

(3) In paragraph 1(4) of that Schedule after the word "county", in each place where it occurs, there shall be inserted the words "or

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metropolitan district”, for the words “one magistrate”, in the first place where those words occur, there shall be substituted the words “such number of magistrates” and for the words from “and one magistrate” onwards there shall be substituted the words “as may be determined in accordance with regulations made by the Secretary of State under sub-paragraph (7) below”.

(4) In paragraph 1(5) of that Schedule for the word “county”, in the first place where it occurs, there shall be substituted the words “non-metropolitan county or metropolitan district”, the words “or for a borough” and “in the case of a county” shall be omitted and for the words “or borough” there shall be substituted the words “or, as the case may require acting for the district”.

(5) In paragraph 1(6) of that Schedule for the word “county”, in the first two places where it occurs, there shall be substituted the words “non-metropolitan county or metropolitan district”, the words “or a county borough” shall be omitted and for the words “or borough” there shall be substituted the words “or, as the case may require, acting for the district”.

(6) In paragraph 1(7) of that Schedule after the word “constitution” there shall be inserted the word “procedure” and at the end of that paragraph there shall be added the words “and any such regulations may also make provision with respect to the persons (other than the members, clerk and officers of the committee) who may be entitled to attend the meetings of a magistrates’ courts committee and the rights of such persons to make representations to the committee”.

(7) In paragraph 1(8) of that Schedule for the word “county”, in each place where it occurs, there shall be substituted the words “non-metropolitan county or metropolitan district”, and in paragraph (a) the words “or for a borough” and in paragraph (b) the words from “and of the boroughs” to “paragraph” and the words “or borough” and the words from “(the number” onwards shall be omitted.

(8) In paragraph 2(2) of that Schedule, for the words “county or county borough” there shall be substituted the words “non-metropolitan county or metropolitan district”.

(9) Paragraph 3 of that Schedule shall be omitted.

(10) In paragraph 9(2) of that Schedule for the words “borough or for a county” there shall be substituted the words “non-metropolitan county or metropolitan district”, the words “borough or” shall be omitted and after the word “justices” there shall be inserted the words “or, as the case may require, the clerk to the justices acting for that district”.

## PART II

### OTHER ENACTMENTS

1858 c. 73.

15. In section 1 of the Stipendiary Magistrates Act 1858 for the words “city, town, liberty, borough, place or district” there shall be substituted the words “non-metropolitan county or part thereof or for any metropolitan district or for any two or more such areas”.



16.—(1) In section 3 of the Magistrates' Courts Act 1952, in sub-sections (1) and (3), for the words "local jurisdictions", in each place where they occur, and for the word "jurisdictions", in each place where it occurs, other than in the expression "local jurisdictions", there shall be substituted the word "counties".

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1952 c. 55.

(2) In subsection (2) of that section, for the words "local jurisdiction" there shall be substituted the word "county".

(3) Subsection (4) of that section shall be omitted.

(4) In section 126(1) of that Act, in the definition of "petty sessions area" for the words following "that is to say" there shall be substituted the words "a non-metropolitan county which is not divided into petty sessional divisions, a petty sessional division of a non-metropolitan county, a metropolitan district which is not divided into petty sessional divisions and a petty sessional division of a metropolitan district".

17.—(1) In section 2 of the Administration of Justice Act 1964, after subsection (3) there shall be inserted the following subsection:—

1964 c. 42.

"(3A) For all purposes of the law relating to magistrates' courts committees and matters connected therewith a London commission area shall be deemed to be a non-metropolitan county and references to such a county in any such enactment as is referred to in subsection (3) of this section shall be construed accordingly."

(2) In sub-paragraphs (6) and (7) of paragraph 20 of Schedule 3 to that Act for the word "county" in each place where it occurs there shall be substituted the words "non-metropolitan county".

18. In section 2(2) of the Police Act 1964, at the beginning of paragraph (b) there shall be inserted the words "in the case of a non-metropolitan county", and at the end of that paragraph there shall be inserted the following paragraph:—

1964 c. 48.

"(c) in the case of a metropolitan county, one third shall be magistrates for the county appointed—

(i) by a joint committee consisting of such number of representatives from each of the magistrates' courts committees for the districts within the county as may be agreed between those committees or, in default of agreement, as may be determined by the Secretary of State; and

(ii) in accordance with a scheme made by that joint committee and approved by the Secretary of State".

19.—(1) In Schedule 3 to the Justices of the Peace Act 1968, at the end of paragraph 3 there shall be added the words—

1968 c. 69.

"Provided that in any such enactment which refers in the same context both to a non-metropolitan county and to a metropolitan district, the reference to a non-metropolitan county shall be taken to include the City."

(2) In paragraph 4(4) of that Schedule for the words "county or county borough" there shall be substituted the words "non-metropolitan county or metropolitan district".

## Section 221.

**SCHEDULE 28****BOROUGH CIVIL COURTS TO BE ABOLISHED**

Abingdon Court of Record	Evesham Court of Record
Andover Court of Record	Exeter Court of Record
Arundel Court of Record	Eye Court of Record
Banbury Court of Record	Falmouth Court of Pleas and Record
Barnstaple Court of Record	Faversham Portmote Court
Basingstoke Court of Record	Folkestone Court of Record
Bath Court of Record	Gloucester Court of Record
Baumaris Court of Record	Godmanchester Court of Pleas
Beccles Fen Court	Grantham Court of Record
Bedford Court of Pleas	Gravesend Court of Record
Beverley Court of Record	Great Grimsby Mayor's Court
Bewdley Court of Record	Great Torrington Court of Record
Bideford Court of Record	Great Yarmouth Borough Court
Birmingham Borough Court	Guildford Court of Record
Blandford Forum Court of Record	Hartlepool Court of Pie Poudre, etc.
Bodmin Court of Record	Harwich Court of Pleas
Boston Court of Record	Hastings Court of Record
Brecon Court of Record	Haverfordwest Intrinsic Court
Bridgwater Court of Record	Hedon Court of Pleas
Bridport Court of Record	Helston Court of Record
Bristol Mayor's Court	Hereford Mayor's Court
Buckingham Three Weeks Court	Hertford Court of Record
Bury St. Edmunds Court of Record	High Wycombe Court of Record
Cambridge Court of Pleas	Huntingdon Court of Pleas
Canterbury Mayor's Court	Hythe Court of Record
Cardiff Court of Record	Ipswich Court of Small Pleas
Carlisle Mayor and Bailiff's Court	King's Lynn Guildhall Court
Chester Courts of Portmote and of Pentice and Passage	Kingston upon Thames Court of Record
Chichester Court of Record	Kirkby-in-Kendal Court of Record
Chipping Norton Court of Record	Lancaster Borough Court of Pleas
Clitheroe Borough Court	Launceston Court of Record
Colchester Law Hundred and Foreign Courts	Leicester Court of Record
Congleton Court of Record	Leominster Court of Record
Conway Court Baron	Lichfield Court of Record
Coventry Court of Record	Lincoln Borough Mote Court and Court for Foreigners
Dartmouth Court of Record	Liskeard Court of Record
Daventry Court of Record	Llandoverly Bailiffs' Court
Deal Court of Record	Lyme Regis Court of Hustings
Denbigh Court of Pleas	Macclesfield Hundred Court
Derby Court of Record	Maidenhead Court of Record
Devizes Court of Record	Maidstone Court of Pleas
Doncaster Court of Pleas	Marlborough Mayor's or King's Court
Dorchester Court of Record	Monmouth Borough Court
Dover Court of Record	
Droitwich Court of Record	

**BOROUGH CIVIL COURTS TO BE ABOLISHED—continued**

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Neath Court of Pleas	St. Albans Court of Record
Newark Court of Record	St. Ives (Cornwall) Court of Record
Newbury Court of Record	Salisbury Bishop's Court
Newcastle-under-Lyme Court of Record	Scarborough Court of Pleas
Newcastle upon Tyne Burgess and Non-Burgess Courts	Shaftesbury Court of Record
Newport (Isle of Wight) Court of Record	Shrewsbury Court of Record
Newport (Monmouthshire) Court of Record	Southampton Court of Record
Northampton Court of Record	Southwark Court of Record
Norwich Court of Pleas	Southwold Court of Record
Nottingham Court of Record	Stafford Court of Record
Oxford Court of Husting	Stockport Court of Portemani-mote
Oxford Mayor's Court	Stratford-upon-Avon Court of Record
Pembroke Mayor's Fortnight Court	Swansea Court of Record
Penryn Court of Record	Tamworth Court of Record
Penzance Court of Record	Tenby Court of Record
Plymouth Mayor's Court	Totnes Court of Record
Pontefract Courts	Truro Court of Record
Poole Court of Record	Wallingford Court of Record
Portsmouth Court of Record	Walsall Court of Record
Preston Court of Pleas	Wells Court of Record
Reading Borough Court of Record	Welshpool Court of Record
Retford (East) Court of Record	Weymouth and Melcombe Regis Court of Record
Ripon Borough Court	Wigan Court of Pleas
Rochester Court of Portmote	Winchester City Town Court
Romsey Court of Record	Windsor Record Court
Ruthin Court of the Lordship	Worcester Court of Record
	York Court of Record

Section 251.

**SCHEDULE 29****ADAPTATION, MODIFICATION AND AMENDMENT OF ENACTMENTS****PART I****GENERAL ADAPTATION OF ENACTMENTS**

1.—(1) This paragraph applies to any enactment passed before, or during the same session as, this Act, and any instrument made before this Act under any enactment.

(2) Any reference in any such enactment or instrument to a local authority within the meaning of the 1933 Act shall be construed as a reference to a local authority within the meaning of this Act.

2. In any enactment or instrument to which paragraph 1 above applies any reference to a district which is such a reference by virtue only of a provision of this Act shall be construed as a reference to a district within the meaning of this Act.

3. In any enactment or instrument to which paragraph 1 above applies—

(a) references to expenses, including expenses of a specified description, incurred for general county purposes or general London purposes or to expenditure on which the whole of the county or the whole of Greater London is chargeable shall be construed as references to general expenses of a county council or the Greater London Council, as the case may be ;

(b) references to expenses, including expenses of a specified description, incurred for special county purposes or special London purposes or to expenditure on which a part only of the county or Greater London is chargeable shall be construed as references to special expenses of a county council or the Greater London Council, as the case may be ; and

(c) references to receipts of a county council or the Greater London Council for general or special county purposes shall be construed as references to receipts of a county council or the Greater London Council in respect of general or, as the case may be, special expenses.

4.—(1) Subject to sub-paragraph (2) below, in any enactment or instrument to which paragraph 1 above applies—

(a) any reference to a specified officer of a local authority shall be construed as a reference to the proper officer of a local authority ;

(b) any reference to a specified officer of a county council shall be construed as a reference to the proper officer of a county council ;

- (c) any reference to a specified officer of a borough or of the council of a county district (whether referred to as such or as the council of a borough or urban or rural district) shall be construed as a reference to the proper officer of a district council ;
- (d) any reference to a specified officer of a rural parish (whether referred to as such or as a parish) shall be construed as a reference to the proper officer of a parish or community council, as the case may be.

(2) Sub-paragraph (1) above shall not apply in any case where the reference is to any officer of a specified local authority which ceases to exist by virtue of section 1 or 20 of this Act, and shall not apply to any reference in any enactment to an officer specified in section 112(4) above.

5. In any enactment or instrument to which paragraph 1 above applies any reference to a representative body of a parish—

- (a) as respects England, shall be construed as a reference to the parish trustees of the parish ; and
- (b) as respects Wales, shall be disregarded.

6.—(1) This paragraph applies for the construction of any enactment passed before 22nd March 1967, and shall have effect subject to any contrary intention which may appear in any such enactment.

(2) In any such enactment any reference to a parish shall—

- (a) as respects those areas in England outside Greater London which immediately before 1st April 1974 constituted urban parishes, other than urban parishes in a rural district, be construed as a reference to each such area or, where the area is divided between more than one district, as a reference to each part of the area so divided ; and
- (b) in the case of the areas mentioned in paragraph 3 of Part IV of Schedule 1 to this Act, be construed as a reference to each such area.

(3) In any such enactment any reference to an urban parish shall, as respects those areas of England outside Greater London which immediately before 1st April 1974 constituted urban parishes, be construed as a reference to each such area or, where the area is divided between more than one district, as a reference to each part of the area so divided.

(4) In any such enactment any reference to a rural parish shall as respects the areas mentioned in paragraph 3 of Part IV of Schedule 1 to this Act be construed as a reference to each such area.

(5) In any such enactment any reference to an urban parish shall as respects Wales be construed as a reference to a community.

(6) As respects Greater London any reference to a parish or urban parish—

- (a) in any such enactment relating to rating and valuation shall be construed as a reference to a rating district ;

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(b) in any other such enactment shall be construed as a reference to a rating area.

7.—(1) References in any enactment or instrument to district audit, to audit by a district auditor or to professional audit shall be construed, in relation to the accounts of a local authority or other public body, as references to audit in accordance with Part VIII of this Act.

(2) Subject to the following provisions of this paragraph, the audit of the accounts of any public body (other than a body whose accounts fall within section 154(1) above) which by virtue of sub-paragraph (1) above are required to be audited in accordance with Part VIII of this Act shall, with respect to the financial year beginning on 1st April 1974 and subsequent financial years, be conducted—

(a) by an approved auditor if, immediately before that date, the accounts of that body were subject to professional audit, and

(b) by the district auditor in any other case,

and where paragraph (a) above applies the body concerned shall, by resolution passed before 1st January 1974, appoint an auditor to audit the accounts concerned, and section 164 above shall apply in relation to any appointment so made.

(3) With respect to accounts for financial years beginning on and after 1st April 1975 subsections (3), (4) and (6) to (9) of section 154 above shall apply in relation to any accounts to which sub-paragraph (2) above applies as they apply in relation to accounts falling within subsection (1) of that section, but as if the body concerned had resolved under subsection (2) of that section that the accounts should be audited as mentioned in sub-paragraph (2) above.

(4) If it appears to the Secretary of State that, with respect to any accounts to which sub-paragraph (2) above applies,—

(a) in a case where paragraph (a) of that sub-paragraph applies, no resolution has been passed under that sub-paragraph, or

(b) for any other reason neither the district auditor nor an approved auditor is for the time being appointed to audit the accounts, or

(c) the approved auditor who is for the time being appointed to audit the accounts is for any reason unable or unwilling to act,

he may direct that, with respect to such financial year as may be specified in the direction, the accounts shall be audited by the district auditor; and where such a direction is given, sub-paragraphs (2) and (3) above shall have effect as if, for that financial year, paragraph (b) of sub-paragraph (2) above applied to the accounts.

(5) Without prejudice to sub-paragraph (1) above—

(a) sub-paragraphs (2) to (4) above shall not apply in relation to the accounts of a river authority or drainage board; and

(b) the audit of the accounts of those bodies, with respect to financial years beginning on and after 1st April 1974, shall be conducted by a district auditor.

8. The foregoing provisions of this Schedule shall have effect subject to any provision to the contrary made by, or by any instrument made under, this Act. SCH. 29

## PART II

### PARTICULAR MODIFICATIONS AND AMENDMENTS

#### *Allotments*

9.—(1) As respects a parish in England those functions under the Allotments Acts 1908 to 1950 which, apart from this paragraph, would be exercisable both by the district council and the parish council or parish meeting shall not be exercisable by the district council.

(2) In section 34 of the Small Holdings and Allotments Act 1908, 1908 c. 36. in subsection (1), for the words from “submit to the council” to the words “partly situate” there shall be substituted the words “prepare and carry into effect”.

(3) In subsection (2) of that section, for the words from “The county council” to the words “being made” there shall be substituted the words “Upon such a scheme being carried into effect”.

(4) In section 39(7) of that Act, for the word “county”, wherever occurring, there shall be substituted the word “district”.

(5) In section 52(3) of that Act, after the word “county” there shall be inserted the words “or district”.

10.—(1) In section 9(1) of the Land Settlement (Facilities) Act 1919 c. 59. 1919, for the word “county” there shall be substituted the word “district”.

(2) In section 12(1) and in section 17 of that Act, for the word “county” there shall be substituted the word “district”.

11. In section 4 of the Small Holdings and Allotments Act 1926, 1926 c. 52. for the word “county”, wherever occurring, there shall be substituted the word “district”.

#### *Ancient monuments*

12.—(1) In section 21(1) of the Ancient Monuments Consolidation 1913 c. 32. and Amendment Act 1913 after the word “and”, where it first occurs, there shall be inserted the words “district and of every London”.

(2) In the Schedule to the Field Monuments Act 1972, in para- 1972 c. 43. graph 3, for the words from “borough, including” onwards there shall be substituted the words “district or London borough”.

#### *Betting and gaming*

13.—(1) In paragraph 1(1)(a) of Schedule 2 to the Betting, Gaming and Lotteries Act 1963 for the words “county, county borough or London borough” there shall be substituted the words “district or London borough and the Common Council of the City of London”.

(2) In Schedule 3 to that Act, in paragraphs 5(2)(a)(i) and 6(2)(b), for the words “county district” there shall be substituted the word “county”; and in paragraph 6(2)(c) for the words “such county district or London borough” there shall be substituted the words “district or London borough in which the track or any part thereof is situated”.

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*Caravan sites*

1960 c. 62.

14. In section 23 of the Caravan Sites and Control of Development Act 1960 for the words "rural district council", wherever occurring, there shall be substituted the words "district council".

*Celluloid and cinematograph film*

1922 c. 35.

15. In section 9 of the Celluloid & Cinematograph Film Act 1922, in the definition of "local authority" for the words following "means" there shall be substituted the words "the council of a county or London borough or the Common Council of the City of London".

*Children and young persons*

1969 c. 54.

16. In Schedule 2 to the Children and Young Persons Act 1969, in paragraph 6, for the words "Part X of that Act" there shall be substituted the words "Part VIII of the Local Government Act 1972" and for the words "section 219(c)" there shall be substituted the words "section 154(1)".

*Coast protection*

1949 c. 74.

17.—(1) In section 20 of the Coast Protection Act 1949,—

(a) in subsections (1) to (4), for the words "county district", wherever occurring, there shall be substituted the words "maritime district";

(b) in subsection (5), for the words "county borough" there shall be substituted the word "district".

(2) In section 21(2) of that Act, for the words "the Seaford Urban District Council" there shall be substituted the words "a district council".

*Consumer protection*

1913 c. 17.

18.—(1) In section 5 of the Fabrics (Misdescription) Act 1913, in subsection (2), for the words following "means" there shall be substituted the words "the local weights and measures authority" and subsection (3) of that section shall be omitted.

1961 c. 40.

(2) In paragraph 7 of the Schedule to the Consumer Protection Act 1961, for the words from "as respects England" to the end of the paragraph there shall be substituted the words "means the local weights and measures authority".

*Explosives*

1875 c. 17.

19. In section 67 of the Explosives Act 1875 for paragraph (3) there shall be substituted the following:—

"(3) Outside Greater London, the council of a county; and" and paragraph (5) of that section shall be omitted.

*Gas*

1965 c. 36.

20.—(1) In paragraphs 4(2)(a), 7(3)(a), 12(1)(a) and 16(2)(a) of Schedule 2 to the Gas Act 1965, for the words "local authority", wherever occurring, there shall be substituted the words "every local authority who are not a local planning authority and every".

(2) Every application for a certificate under Schedule 3 to that Act with regard to planning permission for the carrying out of



controlled operations shall, outside Greater London, be made to the district planning authority, but shall be dealt with by the local planning authority who would have dealt with an application for planning permission for the carrying out of those operations, and the district planning authority shall, as soon as may be after they have received any application for such a certificate which falls to be dealt with by the county planning authority, send the application to the latter.

#### *Glebe land*

21.—(1) In section 4(2)(a) of the Glebe Lands Act 1888, for the words “county or municipal borough”, in both places where they occur, there shall be substituted the words “local authority”.

(2) In section 8(1) of that Act, for the words from “the sanitary authority” to “1887” there shall be substituted the words “any local authority for the area in which the land is situated or, in the case of a parish not having a parish council, to the parish meeting of that parish for the purpose of providing allotments under the Allotments Acts 1908 to 1950”.

#### *House to house and street collections*

22. In section 5 of the Police, Factories, &c. (Miscellaneous Provisions) Act 1916, in subsection (1) for the words “A police authority” there shall be substituted the words “Each of the authorities specified in subsection (1A) below” and for the words “the police” there shall be substituted the word “their”, and at the end of that subsection there shall be inserted the following subsection:—

“(1A) The authorities referred to in subsection (1) above are—

- (a) the Common Council of the City of London,
- (b) the police authority for the Metropolitan Police District,  
and
- (c) the council of each district;

but any regulations made by a district council under that subsection shall not have effect with respect to any street or public place which is within the Metropolitan Police District as well as within the district.”

23.—(1) In section 2 of the House to House Collections Act 1939, in subsection (1), for the word “police”, in the first place where it occurs, there shall be substituted the word “licensing” and the word “police”, in the second place where it occurs, shall be omitted.

(2) After that subsection there shall be inserted the following subsection:—

“(1A) In this section “licensing authority” means—

- (a) in relation to the City of London, the Common Council;
- (b) in relation to the Metropolitan Police District, the Commissioner of Police for the Metropolis; and

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(c) in relation to a district exclusive of any part thereof within the Metropolitan Police District, the district council."

(3) In that section, in the proviso to subsection (2) and in subsections (3), (4) and (6), for the word "police", wherever it occurs, there shall be substituted the word "licensing".

(4) In section 4(2)(e) of that Act the word "police" shall be omitted.

(5) In section 9 of that Act, in subsection (2), for the words from "said Commissioner" to the end of the subsection there shall be substituted the words "Commissioner of Police for the Metropolis by virtue of his being a licensing authority within the meaning of section 2 of this Act".

#### *Land drainage*

1930 c. 44.

24.—(1) In section 3(2) of the Land Drainage Act 1930, for the words "urban districts" and "urban and rural districts" there shall be substituted the word "districts".

(2) In section 32(2) of that Act for the words from "a local authority" to "county" there shall be substituted the words "the council of a county, of a London borough or of a district, the Greater London Council, the Common Council of the City of London, the Sub-Treasurer of the Inner Temple or the Under Treasurer of the Middle Temple".

(3) In section 38 of that Act, in subsection (2), the words "for the purposes of the Public Health Acts 1875 to 1926" shall be omitted and at the end of that subsection there shall be added the following subsection:—

"(3) In subsection (2) of this section "local authority" means the council of a district or of a London borough."

(4) In section 47(2) of that Act, for the words "county borough or county district" there shall be substituted the words "and district".

1961 c. 48.

25.—(1) In section 3(9) of the Land Drainage Act 1961 the words "county borough" shall be omitted, for the words "or county district" there shall be substituted the words "and of any district" and for the word "it" there shall be substituted the words "the county and of the district".

(2) In section 11 of that Act, in subsection (2), the words "county borough or" shall be omitted, after the word "district" there shall be inserted the words "or London borough" and at the end of that subsection there shall be added the following subsection:—

"(3) This section shall apply in relation to the City of London as if the City were a London borough and the Common Council of the City of London were the council of the borough."

(3) In section 30(8) of that Act for the words "or county borough" there shall be substituted the words "and of any district" and for the word "council" in the last place where it occurs there shall be substituted the words "district council (or in Greater London, in accordance with section 79 of the London Government Act 1963)."

1963 c. 33.

(4) In section 34 of that Act, in subsection (1) the words “county borough or” shall be omitted and after the word “district” there shall be inserted the words “or London borough or the Common Council of the City of London”; in subsection (2) of that section, after the word “district” there shall be inserted the words “or the Common Council of the City of London” and at the end of that subsection there shall be inserted the following subsection:—

“(2A) The functions exercisable under subsections (1) and (2) of this section by a district council shall also be exercisable as respects the metropolitan watercourses (within the meaning of Schedule 14 to the London Government Act 1963) by the Greater London Council, and accordingly references in those subsections to a district and the council thereof shall, in their application to the metropolitan watercourses, be construed as including references respectively to Greater London and the Greater London Council”.

(5) In Schedule 14 to the London Government Act 1963, in paragraphs 1 to 4, for the words “county borough”, in each place where they occur, there shall be substituted the word “county” and in paragraph 1 of that Schedule before the words “shall be exercisable” there shall be inserted the words “other than section 34 of the Act of 1961”.

#### *Land registration*

26.—(1) In section 100(5) of the Land Registration Act 1925 for the words following “includes” there shall be substituted the words “the Greater London Council”.

(2) In section 120 of that Act, subsections (4) and (5) (which become unnecessary in view of section 67 of this Act) shall be omitted.

#### *Licensing of places of entertainment*

27.—(1) In section 3(6) of the Home Counties (Music and Dancing) Licensing Act 1926 the words “the clerk of”, in both places where they occur, shall cease to have effect.

(2) In section 1(1) of the Private Places of Entertainment (Licensing) Act 1967, after the word “is”, in the first place where it occurs, there shall be inserted the words “for the time being”.

(3) In Part I of the Schedule to the said Act of 1967—

(a) in the second paragraph, for the word “county”, wherever occurring, there shall be substituted the word “district”; and

(b) in the fifth paragraph, in the first column, for the words from the beginning to the word “or” there shall be substituted the words “A county or district, or”.

#### *Mines and quarries (Tips)*

28. At the end of section 25 of the Mines and Quarries (Tips) Act 1969 there shall be added the following subsection—

“(6) Where, by virtue of Part VI of the Local Government Act 1972, a district council incurs any such expenditure as is referred to in subsection (1), grants under this section may be made to the district council and references to a local authority shall be construed accordingly.”

## SCH. 29

*New towns*

- 1965 c. 59. 29. In section 54(1) of the New Towns Act 1965, in the definition of "local authority", for the words "county borough" there shall be substituted the word "district" and for the words "or county district" there shall be substituted the words "parish or community".

*Nurses agencies*

- 1957 c. 16. 30. In section 2 of the Nurses Agencies Act 1957, in subsection (1), for the words following "in relation to", in the second place where they occur, there shall be substituted the words "a non-metropolitan county or London borough, the council of that county or borough, and in relation to a metropolitan district, the council of that district".

*Offices, shops and railway premises*

- 1963 c. 41. 31. In section 88 of the Offices, Shops and Railway Premises Act 1963, for the words "county borough" and the word "borough" there shall in each case be substituted the word "district".

*Petroleum spirit*

- 1928 c. 32. 32. In section 2(1)(c) of the Petroleum (Consolidation) Act 1928 for the words "the district council" there shall be substituted the words "the county council".

*Pharmacy and poisons*

- 1933 c. 25. 33. In section 29 of the Pharmacy and Poisons Act 1933, in the definition of "local authority" the words "and as respects a county borough the council of the borough" shall be omitted.

*Plant health*

- 1967 c. 8. 34. In section 5 of the Plant Health Act 1967, for subsection (3) there shall be substituted the following subsection:—

"(3) The local authorities for the purposes of this Act shall be the councils of non-metropolitan counties, metropolitan districts and London boroughs and the Common Council of the City of London".

*Police*

- 1967 c. 77. 35. In section 18 of the Police (Scotland) Act 1967, for the word "Cumberland", wherever occurring, there shall be substituted the word "Cumbria".

*Post and telegraph offices*

- 1953 c. 36. 36. In section 51 of the Post Office Act 1953, in subsection (2) for the words "borough or urban district" there shall be substituted the words "London borough", and the words "or district", in both places where they occur, shall be omitted; and in subsection (3) of that section the word "rural", in each place where it occurs, the word "contributory", in the first place where it occurs, and the words from "and any expenses" to the end of the subsection shall be omitted.

*Protection of birds*

- 1954 c. 30. 37.—(1) In section 12(4) of the Protection of Birds Act 1954 for the words "county or county borough", in the first place where they occur, there shall be substituted the words "non-metropolitan county,

metropolitan district or London borough or the Common Council of the City of London” and for the words “county or county borough”, in the second place where they occur, there shall be substituted the word “council”.

(2) In section 14(1) of that Act, in the definition of “administrative area” for the words “county or county borough” there shall be substituted the words “non-metropolitan county, a metropolitan district, a London borough or the City of London” and in the definition of “local authority” for the words from “county borough” to “rural district” there shall be substituted the words “district or London borough”.

(3) In section 10 of the Protection of Birds Act 1967 for the words “county, county borough” there shall be substituted the words “non-metropolitan county, metropolitan district”.

#### *Redistribution of seats*

38. In paragraph 4(1)(a) of Schedule 2 to the House of Commons (Redistribution of Seats) Act 1949 sub-paragraphs (ii) and (iv) shall be omitted.

#### *Redundant churches, etc.*

39. In section 90(1) of the Pastoral Measure 1968, for paragraph (a) of the definition of “local planning authority” there shall be substituted the following paragraph:—

“(a) outside Greater London, means the district planning authority”.

#### *Registration services*

40. In section 57(4) of the Marriage Act 1949, for the words following “the certified copy” there shall be substituted the words “and that sum shall be reimbursed to the superintendent registrar—

(a) in the case of a registration district in the City of London, the Inner Temple and the Middle Temple, by the Common Council of the City of London ;

(b) in any other case, by the council of the non-metropolitan county, metropolitan district or London borough in which his registration district is situated”.

41.—(1) In sections 5(1), 10(1) and 13(1) of the Registration Service Act 1953, for the words “county and county borough”, wherever occurring, there shall be substituted the words “non-metropolitan county and metropolitan district”.

(2) In sections 6(1) and (3), 7(3), 10(1) and (3), 13(2)(a) and (c) and (3)(b), 14(1), (2) and (5), 18(2), (4) and (5) and 21(1) of that Act, for the words “county or county borough” there shall be substituted the words “non-metropolitan county or metropolitan district”.

(3) In section 9(1) of that Act, for the words from “clerk of the county council” to the words “or county borough” there shall be substituted the words “proper officer of the non-metropolitan county or metropolitan district”.

(4) In sections 9(2) and 13(2)(h) and (3)(b) of that Act, for the words “clerk of the county council or town clerk of the county borough” there shall be substituted the words “proper officer of the non-metropolitan county or metropolitan district”.

SCH. 29 (5) In section 20(b) of that Act, for the words "clerks of county councils, town clerks of county boroughs" there shall be substituted the words "proper officers of non-metropolitan counties and metropolitan districts".

(6) In section 21(2)(b) of that Act, for the words "county borough", in both places where they occur, there shall be substituted the words "metropolitan district".

*Riding establishments*

1964 c. 70. 42. In section 6(4) of the Riding Establishments Act 1964 in the definition of "local authority", for the words "county borough" there shall be substituted the word "district" and the words from "as respects any non-county borough" to "of the county" shall be omitted.

*Shops*

1950 c. 28. 43. In section 73 of the Shops Act 1950, in subsection (1), for the words from "as respects any municipal borough" to the end of the subsection there shall be substituted the words—

"as respects any London borough, the council of the borough ;  
and  
elsewhere, the council of the district".

*Social services*

1948 c. 29. 44.—(1) In sections 47(12) and 50(2) of the National Assistance Act 1948, for the words "county boroughs and county districts" there shall be substituted the words "districts and London boroughs and the Common Council of the City of London".

1958 c. 49. (2) In section 1(5) of the Trading Representations (Disabled Persons) Act 1958 for the words "county borough or county district or a metropolitan borough" there shall be substituted the words "other than a metropolitan county, or of a district or London borough".

1963 c. 33. (3) In section 46(4) of the London Government Act 1963 for the words "county borough" there shall be substituted the words "London borough".

1970 c. 42. (4) In section 5(6) of the Local Authority Social Services Act 1970, for the words "section 59 of the Local Government Act 1933" there shall be substituted the words "section 80 of the Local Government Act 1972".

*War memorials*

1923 c. 18. 45. Section 2 of the War Memorials (Local Authorities' Powers) Act 1923 (limit on expenditure on war memorials) shall cease to have effect.

*Young persons (employment)*

1938 c. 69. 46. In section 6 of the Young Persons (Employment) Act 1938, for paragraphs (b) to (d) there shall be substituted the following paragraphs—

"(b) as respects any London borough, the council of the borough ; and

(c) elsewhere, the council of the district".

## SCHEDULE 30

Section 272.

## REPEALS

Chapter	Short Title	Extent of Repeal
16 Geo. 2. c. 18.	The Justices Jurisdiction Act 1742.	In section 1 the words "riding, city, liberty, franchise, borough or town-corporate". The whole Act.
7 & 8 Vict. c. 61.	The Counties (Detached Parts) Act 1844.	
7 & 8 Vict. c. 92.	The Coroners Act 1844.	In section 5, the words from "and shall reside" onwards. Sections 27 and 28. Section 135.
10 & 11 Vict. c. 34.	The Towns Improvement Clauses Act 1847.	
10 & 11 Vict. c. 65.	The Cemeteries Clauses Act 1847.	Section 10.
12 & 13 Vict. c. 18.	The Petty Sessions Act 1849.	Section 1.
15 & 16 Vict. c. 85.	The Burial Act 1852.	The whole Act, except sections 45, 48 and 51 and in section 52 the words "In this Act" and the definitions of "incumbent" and "churchwarden".
16 & 17 Vict. c. 134.	The Burial Act 1853.	In section 1, the words from "for the protection" to "prohibited, or that" and from "that no new burial" to "case may require)". Sections 6 to 8. The whole Act.
17 & 18 Vict. c. 87.	The Burial Act 1854.	
18 & 19 Vict. c. 128.	The Burial Act 1855.	Sections 3 to 7, 9, 11 to 17 and 19 to 21. Section 18 except in its application to the City. The whole Act except sections 10 and 23 to 25.
20 & 21 Vict. c. 81.	The Burial Act 1857.	In section 10 the words from "in any cemeteries" to "like burials". In section 23, the words "churchwardens or such other", and the words "churchwardens or other", wherever occurring. The whole Act.
23 & 24 Vict. c. 64.	The Burial Act 1860.	
34 & 35 Vict. c. 33.	The Burial Act 1871.	The whole Act.
38 & 39 Vict. c. 17.	The Explosives Act 1875.	In section 26, the words from "The fees payable to the local authority" to the end of the section. Section 67(5). Section 68.

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Chapter	Short Title	Extent of Repeal
38 & 39 Vict. c. 17— <i>cont.</i>	The Explosives Act 1875 — <i>cont.</i>	In section 70 the words “ In a borough the borough fund or borough rate ” and the words from “ In any place ” to “ within their district ”.
38 & 39 Vict. c. 55.	The Public Health Act 1875.	In section 108, the words from “ The expression ‘ borough ’ ” to “ deemed to be a county ”. In section 4, the definitions of “ local authority ” and “ surveyor ”. In section 148, the words “ or with the surveyor of any county bridge ” and “ or of any road over any county bridge and the approaches thereto ”, and the words “ or surveyor ”.
41 & 42 Vict. c. 77.	The Highways and Locomotives (Amendment) Act 1878.	Section 276. In Part III of Schedule 5, the paragraphs relating to the Acts 21 & 22 Vict. c. 98 and 29 & 30 Vict. c. 90 and in the paragraph relating to the Act 24 & 25 Vict. c. 61 the words “ constituted a burial board ”.
42 & 43 Vict. c. 31.	The Public Health (Interments) Act 1879.	In section 26 the words “ or county borough ” and “ or borough ”.
45 & 46 Vict. c. 49.	The Militia Act 1882.	The whole Act.
45 & 46 Vict. c. 50.	The Municipal Corporations Act 1882.	Sections 29, 48 and 49 and the Schedule.
48 & 49 Vict. c. 21.	The Burial Boards (Contested Elections) Act 1885.	Sections 170, 171 and 178 to 184.
49 & 50 Vict. c. 38.	The Riot (Damages) Act 1886.	The whole Act.
50 & 51 Vict. c. 55.	The Sheriffs Act 1887.	Section 5(3). In section 9, in paragraph (a) of the definition of “ compensation authority ”, the words “ or borough ”. In section 4, the words “ nor bailiff of a franchise ” and “ or bailiwick ”. Section 10(2). In section 14(1)(c), the words “ or franchise ”. In section 18(1), in subsection (1), the words “ or of the due execution of some writ ”, “ or by such writ ” and “ or receives such writ ”. In section 26, the words “ or borough ”. In section 29(1), the words “ whether within a franchise or without ”.



Chapter	Short Title	Extent of Repeal
50 & 51 Vict. c. 55— <i>cont.</i>	The Sheriffs Act 1887 — <i>cont.</i>	Section 34. Section 36.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	In section 38, the definition of “county”.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	In section 6(2) the words “if the said coroner is a coroner for a county” and the words from “or if he is” to “it adjoins”.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	Section 7(2) and (3).
50 & 51 Vict. c. 71.	The Coroners Act 1887.	In section 25, the words “or borough” and the words from “to be deposited” to “copy thereof”.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	In section 27(1), the words “or borough”.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	In section 29(4), the words “or borough”.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	Sections 30 to 33.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	Sections 38 to 40.
50 & 51 Vict. c. 71.	The Coroners Act 1887.	In section 41, paragraphs (a) and (b) and, in paragraph (c) the words “in the case of a county” and the words from “or rate” to the end.
51 & 52 Vict. c. 25.	The Railway and Canal Traffic Act 1888.	In section 54(1) the words from “and if such authority” onwards.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Section 3(x).
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Section 5.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Section 7.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Section 11(11) and (12).
51 & 52 Vict. c. 41.	The Local Government Act 1888.	In section 28(2), the words “in respect of”, in the last place where they occur, and “of the Explosives Act 1875 or”.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Sections 31 to 39.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	Sections 46 and 48.
51 & 52 Vict. c. 41.	The Local Government Act 1888.	In section 100, the definition beginning “The expression ‘main road’”.
53 & 54 Vict. c. 59.	The Public Health Acts Amendment Act 1890.	In section 2(2) (as amended by Schedule 11 to the London Government Act 1963) the words from “Parts Two” to the end.
53 & 54 Vict. c. 59.	The Public Health Acts Amendment Act 1890.	Sections 3 and 5.
53 & 54 Vict. c. 59.	The Public Health Acts Amendment Act 1890.	In section 11(3), the words from “‘local authority’” to “the expressions” the words “and ‘rural authority’”, the word “respectively”, in the first two places where it occurs, and the words “and a rural sanitary authority”, “and ‘rural sanitary dist- rict’”, “and a rural sanitary district” and “surveyor”.

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Chapter	Short Title	Extent of Repeal
55 & 56 Vict. c. 56.	The Coroners Act 1892.	In section 1(1), the words "whether for a county or a borough" and "or mayor, as the case may be"; in section 1(2), the words "or borough, as the case may be"; and section 1(7).
56 & 57 Vict. c. 73.	The Local Government Act 1894.	Section 7. In section 8(1), paragraph (b) and in paragraph (d) the words from the beginning to "public walks, and" and the word "accordingly". Sections 53 and 62. The whole Act.
60 & 61 Vict. c. 39.	The Yorkshire Coroners Act 1897.	The whole Act.
60 & 61 Vict. c. 40.	The Local Government (Joint Committees) Act 1897.	The whole Act.
62 & 63 Vict. c. 30.	The Commons Act 1899.	In section 1(1), the words "or rural". Section 4. Section 13.
62 & 63 Vict. c. 44.	The Small Dwellings Acquisition Act 1899.	In section 9, subsections (2) to (4) and (8).
62 & 63 Vict. c. 48.	The Lincolnshire Coroners Act 1899.	The whole Act.
63 & 64 Vict. c. 15.	The Burial Act 1900.	In section 1, in subsection (1), the words from "approved" onwards and subsection (2). Section 2(3). Sections 3, 5, 6 and 10.
2 Edw. 7. c. 8.	The Cremation Act 1902.	In section 9 the words "any such" and the words from "as may" to "Board". In section 12, the words "to be made or approved by the Secretary of State".
6 Edw. 7. c. 14.	The Alkali, &c. Works Regulation Act 1906.	In section 27, the definition of "sanitary authority".
6 Edw. 7. c. 44.	The Burial Act 1906.	The whole Act.
7 Edw. 7. c. 53.	The Public Health Acts (Amendment) Act 1907.	In section 2(2) (as amended by Schedule 11 to the London Government Act 1963) the words from "and all" to the end. Section 3. In section 13, the definitions of "local authority" and "district of the local authority" and the words from "The expressions 'clerk'" to "local authority" in the last place where they occur. In section 31 the words from "the Local Government

Chapter	Short Title	Extent of Repeal
7 Edw. 7. c. 53 —cont.	The Public Health Acts (Amendment) Act 1907 —cont.	Board ” to “ under this section and ”.
7 Edw. 7. c. xli.	The City of London (Union of Parishes) Act 1907.	In section 76(1), the words from the beginning to “ under this section ”.
8 Edw. 7. c. 16.	The Finance Act 1908.	Section 22.
8 Edw. 7. c. 36.	The Small Holdings and Allotments Act 1908.	In section 6, in subsection (2), the words from “ fix ” to “ transfer and may ”, and the words from “ The transfer under this section ” to “ any such adjustment ”.
9 Edw. 7. c. 30.	The Cinematograph Act 1909.	Section 24. Section 27(3). In section 32(1), the words “ with the sanction of the county council ”.
5 & 6 Geo. 5. c. 48.	The Fishery Harbours Act 1915.	In section 35(1), the words “ by the county council or ” and the words “ the county council or ”.
9 & 10 Geo. 5. c. 59.	The Land Settlement (Facilities) Act 1919.	Section 37. Section 53(2). Section 57(3).
9 & 10 Geo. 5. c. 75.	The Ferries (Acquisition by Local Authorities) Act 1919.	In section 61(1), the definition of “ county council ”.
12 & 13 Geo. 5. c. 11.	The Juries Act 1922.	Sections 5 and 6.
12 & 13 Geo. 5. c. 35.	The Celluloid & Cinematograph Film Act 1922.	In section 3(1) the words “ or rural ”.
12 & 13 Geo. 5. c. 51.	The Allotments Act 1922.	In Schedule 1, in paragraph 1, the words “ county fund or ” and the words “ county or ”.
12 & 13 Geo. 5. c. 51.	The Allotments Act 1922.	In section 1, in subsection (2) the words “ with the approval of the Minister of Transport ”, in each place where they occur, and in subsection (6) the words “ or other ” and “ or rural ”.
12 & 13 Geo. 5. c. 51.	The Allotments Act 1922.	The proviso to section 1(6).
12 & 13 Geo. 5. c. 51.	The Allotments Act 1922.	Section 11(3).
12 & 13 Geo. 5. c. 51.	The Allotments Act 1922.	In section 8(2), the words from “ or by the council of a county ” to the words “ Small Holdings and Allotments Act 1908 ”.
12 & 13 Geo. 5. c. 51.	The Allotments Act 1922.	Section 14. In section 20, the words “ county borough or ” and the words from “ and the provisions of section twenty-four ” to the end.

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Chapter	Short Title	Extent of Repeal
13 & 14 Geo. 5. c. 18.	The War Memorials (Local Authorities' Powers) Act 1923.	Section 2.
15 & 16 Geo. 5. c. 20.	The Law of Property Act 1925.	In proviso (d)(ii) to section 193(1) the words "or county borough". In section 194, in subsection (2) the words "or borough" and in paragraph (b) of the proviso to subsection (3) the words "or county borough".
15 & 16 Geo. 5. c. 21.	The Land Registration Act 1925.	In section 120, subsections (4) and (5) and in subsection (7) the words from "and includes" to the end of the subsection.
15 & 16 Geo. 5. c. 61.	The Allotments Act 1925.	Section 3(4).
15 & 16 Geo. 5. c. 71.	The Public Health Act 1925.	Section 12. Section 1(4). Section 2(2). Sections 3 to 5. In section 16, in subsection (1) the words from "in relation" to "county council or" and subsection (2). Section 18(5). Section 19(3). Section 70. In section 75, the proviso to subsection (2), and subsection (4). Schedules 2 and 3.
15 & 16 Geo. 5. c. 90.	The Rating and Valuation Act 1925.	Sections 9(1), 10, 48, 49, 52 and 54 and Schedule 6.
16 & 17 Geo. 5. c. 31.	The Home Counties (Music and Dancing) Licensing Act 1926.	In section 3, in subsection (6) the words "the clerk of", in both places where they occur, and subsection (14). Section 4.
16 & 17 Geo. 5. c. 52.	The Small Holdings and Allotments Act 1926.	In section 9, the words "borough or urban or rural", and the words "borough or" in each place where they occur.
16 & 17 Geo. 5. c. 59.	The Coroners (Amendment) Act 1926.	In section 1(1), the words "or a coroner of a borough (in this Act referred to as 'a borough coroner')", the words "or borough", in the first place where they occur, and the proviso; and in section 1(2), the word "mayor" in both places where it occurs, the words "or borough" in the first place where they occur and the words from "or borough",

Chapter	Short Title	Extent of Repeal
16 & 17 Geo. 5. c. 59— <i>cont.</i>	The Coroners (Amendment) Act 1926— <i>cont.</i>	<p>in the second place where they occur, to “ that council ”.</p> <p>In section 2, the words “ or borough ”, in each place where they occur.</p> <p>Sections 3 and 4.</p> <p>In section 5(1), the words “ or borough ”; and section 5(4).</p> <p>In section 6, the words “ or borough ”, in each place where they occur.</p> <p>In section 7, the words “ or borough ”.</p> <p>Section 8.</p> <p>In section 10, the words “ and borough ”.</p> <p>In section 11(1), the words “ or borough ”.</p> <p>In section 12(4), the words “ residence and ”.</p> <p>Sections 32 and 33.</p>
17 & 18 Geo. 5. c. 21.	The Moneylenders Act 1927.	In section 11, the proviso to subsection (1) and subsection (2).
18 & 19 Geo. 5. c. 19.	The Agricultural Produce (Grading and Marking) Act 1928.	<p>In section 4, in subsections (1), (2)(<i>bb</i>) and (2)(<i>c</i>) the words “ or county borough ”.</p> <p>In section 5 the words “ or county borough ”, in each place where they occur, the words “ in the case of a county council ”, the words from “ and in the case ” to “ borough rate ” and the words “ and county boroughs ”.</p>
19 & 20 Geo. 5. c. 17.	The Local Government Act 1929.	<p>Section 30(2) and (3).</p> <p>Section 31(5).</p> <p>In section 117, subsections (3) and (5) to (7).</p> <p>In section 134, the definition beginning “ county bridge ”.</p> <p>Schedule 1.</p>
20 & 21 Geo. 5. c. 43.	The Road Traffic Act 1930.	<p>In section 107, subsections (1)(<i>a</i>), (2)(<i>a</i>) and (3), so far as not otherwise repealed.</p> <p>In section 108(1), the words “ county borough or ”, in each place where they occur, the word “ a ”, in the last place where it occurs, and the words “ as the case may be ”</p>
20 & 21 Geo. 5. c. 44.	The Land Drainage Act 1930.	<p>In section 2(2) the words “ and county boroughs ”.</p> <p>In section 3, in subsection (2), the words “ and of the county boroughs ” in paragraph (<i>b</i>),</p>

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Chapter	Short Title	Extent of Repeal
20 & 21 Geo. 5. c. 44— <i>cont.</i>	The Land Drainage Act 1930— <i>cont.</i>	<p>and the words “and county boroughs”; and in subsection (3) the words “and of county boroughs” and the proviso.</p> <p>In section 4(2) the words “county borough”.</p> <p>In section 6(4) the words “county borough”.</p> <p>In section 10(4) the words “or county borough”, in each place where they occur.</p> <p>In section 12(1) the words “county borough”.</p> <p>In section 18 the words “or county borough”, in each place where they occur.</p> <p>In section 20, in subsection (1)(b) the words “and county boroughs”, and in subsection (4) the words “and county boroughs”.</p> <p>In section 21(5)(b) the words “or county borough”.</p> <p>In section 22, in subsection (1) the words “and county boroughs”, in subsection (2) the words “or county borough”, in each place where they occur; and the words “and county boroughs”, and in subsection (4) the words “or county borough”.</p> <p>Section 23(2).</p> <p>In section 38(2) the words “for the purposes of the Public Health Acts 1875 to 1926”.</p> <p>In section 49, in subsection (1), the words “or county borough”, and in subsection (5) the words “or county borough”.</p> <p>In section 50, in subsection (1), the words “or of a county borough” and “or county borough”, in subsection (2) the words “or of a county borough” and “or county borough”, and in subsection (4) the words “or county boroughs”.</p> <p>In section 51(1) the words “or county borough”.</p> <p>In section 53, in subsection (1) the words “or county borough”, in paragraph (a) the words “in the case of</p>

Chapter	Short Title	Extent of Repeal
20 & 21 Geo. 5. c. 44— <i>cont.</i>	The Land Drainage Act 1930— <i>cont.</i>	the council of a county” and “and”, and paragraph (b); in subsection (2) the words “or county borough”, and subsections (3) and (4). In section 54, the words “and county boroughs” and “or county borough”. In Schedule 2 in paragraph 1, the words “or county borough”.
20 & 21 Geo. 5. c. 51.	The Reservoirs (Safety Provisions) Act 1930.	In section 4(2) the words “county, municipal”. In section 9, the words “or district”, in paragraph (c) the words “or urban district” and paragraph (d).
21 & 22 Geo. 5. c. 16.	The Ancient Monuments Act 1931.	In section 11, the words “county borough” and the word “metropolitan”. In Schedule 1, paragraph 8.
21 & 22 Geo. 5. c. 17.	The Local Authorities (Publicity) Act 1931.	The whole Act.
21 & 22 Geo. 5. c. 41.	The Agricultural Land (Utilisation) Act 1931.	In section 11(3), the words “or any county council acting in default of such a council as aforesaid”. In section 14(1), the words “or to any county council acting in default of such a council as aforesaid”.
23 & 24 Geo. 5. c. 25.	The Pharmacy and Poisons Act 1933.	In section 27, the words “and, in the case of the council of a county borough, out of the general rate fund”. In section 29, in the definition of “Local authority”, the words from “and as respects” to the end of the definition.
23 & 24 Geo. 5. c. 51.	The Local Government Act 1933.	The whole Act.
26 Geo. 5 and 1 Edw. 8. c. 48.	The Health Resorts and Watering Places Act 1936.	The whole Act.
26 Geo. 5 & 1 Edw. 8. c. 49.	The Public Health Act 1936.	In section 3, the proviso to subsection (2), and subsection (3). In section 4, the proviso to subsection (1), and subsection (2). In section 7, the proviso to subsection (1) and subsection (2). Section 8. Sections 11 to 13. Section 70(1)(a) and (b). Section 71(b). In section 77(2)(b) the words from “or, in case of dispute” to the end.

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Chapter	Short Title	Extent of Repeal
26 Geo. 5 & 1 Edw. 8. c. 49— <i>cont.</i>	The Public Health Act 1936— <i>cont.</i>	<p>In section 108(1), the words “and if required by the Minister shall”.</p> <p>In section 126(4), the words from “or any five” to “rural district” and the words “or contributory place”, in the second place where they occur.</p> <p>In section 187(2) the words “or county borough”.</p> <p>In section 196(1), the words from “and for” to the end.</p> <p>Section 230(1).</p> <p>Sections 272 and 273.</p> <p>Section 306.</p> <p>Section 308.</p> <p>Sections 320 and 321.</p> <p>Schedule 1.</p>
1 Edw. 8 & 1 Geo. 6. c. 5.	The Trunk Roads Act 1936.	<p>In section 3, subsection (1) and in subsection (2) the words from “and of the said functions” onwards.</p> <p>In section 13(1) the definitions beginning “Borough”, “County” and “Local authority”.</p> <p>Part I of Schedule 3.</p>
1 Edw. 8 & 1 Geo. 6. c. 46.	The Physical Training and Recreation Act 1937.	<p>In section 4, subsection (2) and, in subsection (3) the words “A county council or” and “a county council or their county or”.</p>
1 & 2 Geo. 6. c. 6.	The Air-Raid Precautions Act 1937.	<p>In section 1, in subsection (2), the words “and county boroughs” and, in the proviso to that subsection, the word “county” in the second place where it occurs and the words “borough or urban” in each place where they occur; and, in subsection (3) the words from “boroughs (including” to “urban” and the words from “and the council” to the end of the subsection.</p> <p>In section 4, in subsection (1) the words from “nor shall functions” to the end of the subsection.</p> <p>Section 5.</p>
1 & 2 Geo. 6. c. 69.	The Young Persons (Em- ployment) Act 1938.	Section 6(3)



Chapter	Short Title	Extent of Repeal
2 & 3 Geo. 6. c. 31.	The Civil Defence Act 1939.	<p>In section 11, in subsection (1) the words "or county borough", in the proviso to that subsection, in paragraph (a) the words "borough or urban" and "borough or" and in paragraph (b) the word "county", in the second place where it occurs; and subsection (2).</p> <p>In section 25, the words "county borough or county".</p> <p>In section 35, the words "county borough or county".</p> <p>In section 64(1), the words "or county borough" and the word "county", in the next place where it occurs.</p>
2 & 3 Geo. 6. c. 44.	The House to House Collections Act 1939.	<p>In section 2, in subsection (1), the word "police", in the second place where it occurs.</p> <p>In section 4(2)(e) the word "police".</p> <p>Section 7(1).</p> <p>Section 9(1).</p>
7 & 8 Geo. 6. c. 26.	The Rural Water Supplies and Sewerage Act 1944.	<p>In section 1(6) the words "urban or rural".</p> <p>In section 2 the words "urban or rural" in both places where they occur.</p> <p>In section 6, the words from the beginning to "1936".</p>
7 & 8 Geo. 6. c. 31.	The Education Act 1944.	<p>In section 6(2) the words "and III".</p> <p>In section 68 the words from "or in accordance" to "1946".</p> <p>In section 88, the words "but a local education authority" onwards.</p> <p>Section 91.</p> <p>In Schedule 1, in Part II, paragraph 2 and, in the proviso to paragraph 7, the words from "or" to the end of the paragraph; and Part III.</p>
8 & 9 Geo. 6. c. 18.	The Local Authorities Loans Act 1945.	Section 8.
8 & 9 Geo. 6. c. 42.	The Water Act 1945.	<p>In section 3(4) the words "and county boroughs".</p> <p>In Schedule 3, in paragraph 1, the definition of "county district" and in the definition of "local authority", the words "or rural".</p>

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Chapter	Short Title	Extent of Repeal
9 & 10 Geo. 6. c. 20.	The Building Materials and Housing Act 1945.	In section 8(3), the words "county borough" and the word "metropolitan".
9 & 10 Geo. 6. c. 49.	The Acquisition of Land (Authorisation Procedure) Act 1946.	In section 8(1), in the definition of "local authority", the words "county borough, metropolitan". In Schedule 4, the amendments of the Local Government Act 1933.
9 & 10 Geo. 6. c. 50.	The Education Act 1946.	Section 10. Section 12. Section 13(2). Section 14(2). In section 16(1), the definitions of "divisional executive" and "scheme of divisional administration". In Schedule 2, in Parts I and II, the entries relating to Part III of Schedule 1 to the Education Act 1944.
9 & 10 Geo. 6. c. 81.	The National Health Service Act 1946.	In section 19(3), the words from "and the provisions of Part II" onwards. Section 22(4). Section 55(1). Part II of Schedule 4.
10 & 11 Geo. 6. c. 22.	The Civic Restaurants Act 1947.	In section 1, in subsection (1)(b) the words "county borough or county", subsection (2) and, in subsection (3), the words from "including" to "delegated powers". Section 2. Section 3(3). Section 4(3).
10 & 11 Geo. 6. c. 41.	The Fire Services Act 1947.	In the long title, the words "and county boroughs". In section 4, the words "and county borough". In section 5(2)(d), the words "(including a clerk to that authority and a treasurer of the combined fire services fund)". Section 6(1) proviso. In section 8, in subsection (3), the words "or county boroughs" and in subsection (4) the words "or county borough". In section 9, in subsection (2)(a) the words "or county boroughs" and in subsection

Chapter	Short Title	Extent of Repeal
10 & 11 Geo. 6. c. 41— <i>cont.</i>	The Fire Services Act 1947— <i>cont.</i>	(4) the words “and the council of any county borough”. In section 10, the words “county borough” in the second place where they occur. In Schedule 5, in paragraph 17(1) the words “and county boroughs”.
11 & 12 Geo. 6. c. 26.	The Local Government Act 1948.	Sections 111 to 117 and 129 to 132. In section 133(3), the words “two and”. Sections 134 to 136.
11 & 12 Geo. 6. c. 29.	The National Assistance Act 1948.	Section 21(3). In section 29, subsections (2) and (3). In section 33(1), the words “in Scotland”. Section 34. In section 35(2), the words from the beginning to “this Act”, in the first place where those words occur. Section 59.
11 & 12 Geo. 6. c. 43.	The Children Act 1948.	Section 49.
11 & 12 Geo. 6. c. 46.	The Employment and Training Act 1948.	Section 10(2)(b) and (c).
11 & 12 Geo. 6. c. 65.	The Representation of the People Act 1948.	Section 57. Schedule 6. In Schedule 10, in Part II, paragraphs 1(3) and 7(2)(b).
12, 13 & 14 Geo. 6. c. 5.	The Civil Defence Act 1948.	Section 2(2)(b).
12, 13 & 14 Geo. 6. c. 47.	The Finance Act 1949.	In section 15, subsection (1)(a); in subsection (3) the words “the Hawkers Act, 1888, or” and subsection (5).
12, 13 & 14 Geo. 6. c. 55.	The Prevention of Damage by Pests Act 1949.	In section 1(1) the words “county boroughs”.
12, 13 & 14 Geo. 6. c. 66.	The House of Commons (Redistribution of Seats) Act 1949.	In Schedule 2, in paragraph 4(1), in paragraph (a)(i) the words “county borough or” and sub-paragraphs (ii) and (iv) of paragraph (a), and in paragraph 4(2), the definitions of “county borough” and “county district”.
12, 13 & 14 Geo. 6. c. 67.	The Civil Aviation Act 1949.	Section 19(7). In section 63(1), in the definition of “local authority” the words “county borough”.

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Chapter	Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 68.	The Representation of the People Act 1949.	<p>Section 6(2).            In section 11(2) the words from "in England" to "registration officer and".</p> <p>Section 12(7).            Section 15(3).            Section 17(1).            Section 18(5).            Section 23(9).            Sections 26 to 29.            Section 34.</p> <p>In section 36(1), the words from the beginning to "district councillor and" and from "or in the case" to "district election rules".</p> <p>Section 37(3).            In section 41, subsection (3); and in subsection (5), the words "a county council".</p> <p>In section 43, in subsection (1), the words from "and there shall be paid" onwards; and subsections (4) and (6).            Section 44(2).            In section 139(3) the words "or of elective auditor".            Section 165(2) to (4).            In section 172(1) all the definitions except those of "electoral area", "local government Act", "local government area" and "local government election"; and in the definition of "local government area" the words "urban or rural"; subsection (2) and in subsection (3), in the proviso the words "the local election rules or".</p> <p>In Schedule 2, in the parliamentary elections rules, in rule 3(4) the words from "or in a constituency" to "London", in the second place where it occurs, and in rule 4(2) the words from "shall not" to "aforesaid", and the local elections rules; and in the Appendix the form of declaration to be made by the companion of a blind voter at a local government election.</p> <p>In Schedule 4, paragraph 1.            In Schedule 8, in paragraph 5(1), so much of the Table as relates to the Local Government Act 1933 and paragraph 5(2) and (3).</p>

Chapter	Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 74.	The Coast Protection Act 1949.	<p>In section 1(1), the words "county borough or county" in both places where they occur.</p> <p>In section 2, the words "county borough or county" and the words "local highway".</p> <p>Section 3.</p> <p>In section 8(8), the words "county borough or county".</p> <p>In section 17(1)(c) the word "highway".</p> <p>Section 21(1)(c).</p> <p>In section 22(2), the words "county borough or county".</p> <p>Section 29(3), (4), (5) and (6).</p> <p>In section 30, in subsection (1), the words from "an order under" to the word "Act"; in subsection (2) the words "and to an agreement setting up a joint committee", the word "respectively" and the words "and an agreement" and "or committee, as the case may be"; in subsection (3)(a), the words "or an agreement setting up a joint committee"; in subsection (3)(b), the words "or agreement" and the words "or committee" in both places where they occur; in subsection (3)(c) the words "or agreement" and the words "or committee" in both places where they occur; and subsection (3)(d).</p> <p>Section 42.</p> <p>In section 45(1)(b), the words "county borough, county".</p> <p>In section 49(1), the words "county borough or county" in both places where they occur.</p> <p>In Schedule 1, in paragraph 1(a), the words "county borough"; and in paragraph 1(c), the word "highway".</p>
12, 13 & 14 Geo. 6. c. 97.	The National Parks and Access to the Countryside Act 1949.	<p>Section 8.</p> <p>Section 10.</p> <p>Section 21(2) and (3).</p> <p>In section 28(3), the word "rural".</p> <p>Section 36.</p>

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Chapter	Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 97 — <i>cont.</i>	The National Parks and Access to the Country- side Act 1949— <i>cont.</i>	<p>In section 51(4), the words “ county borough council ”.</p> <p>In section 52(2), the words “ county borough council ”.</p> <p>In section 89, subsection (2A) and, in subsection (7), the words “ or county borough ”.</p> <p>Section 90(2).</p> <p>In section 99, in subsections (2) and (6), the words “ or county borough ”.</p> <p>Section 102.</p>
12, 13 & 14 Geo. 6. c. 101.	The Justices of the Peace Act 1949.	<p>In section 13(1), the words “ or borough ”.</p> <p>In section 16, subsections (3) and (6).</p> <p>In section 18, in subsection (10), the words from “ or by ” to the end of the subsection.</p> <p>Section 19(10).</p> <p>Section 20(6).</p> <p>In section 21(1)(a) the words “ or a borough ”.</p> <p>In section 25, in subsection (1), the words “ or borough ”, in the first place where they occur, and the words “ out of sessions ”.</p> <p>In section 27, in subsection (1), the words from “ and any enactment ” to “ have effect ”, and subsection (8).</p> <p>In section 28, in subsection (2), the words “ or borough ”, and in subsection (3) the words “ and borough ”.</p> <p>In section 29, in subsection (2), the words from “ and for any borough ” to “ peace ”, and subsections (9) and (12).</p> <p>In section 44(1), the definition of “ county ” and in the definition of “ magistrate ”, the words “ or a borough having a separate commission of the peace ”, the words “ or borough ” in the next two places where they occur and the words from “ (other than ” to “ of the peace) ”.</p> <p>In Schedule 2, in paragraph 10(3), the words “ residence and ”, and the proviso.</p> <p>Schedule 3.</p> <p>In Schedule 4, in paragraph 1(1), the words “ or borough ” in the last place where they</p>

Chapter	Short Title	Extent of Repeal
12, 13 & 14 Geo. 6. c. 101 —cont.	The Justices of the Peace Act 1949—cont.	occur; in paragraph 1(5), the words “or for a borough,” and “in the case of a county”; in paragraph 1(6), the words “or a county borough” and “or borough”; in paragraph 1(8), in paragraph (a), the words “or for a borough”, and in paragraph (b) the words from “and of the boroughs” to “paragraph”, the words “or borough” and the words from “(the number” onwards; paragraph 3; in paragraph 6, the words “3 or 4” and in paragraph 9(2), the words “borough or”.
14 Geo. 6. c. 28.	The Shops Act 1950.	Section 73(2) and (3).
14 Geo. 6. c. 36.	The Diseases of Animals Act 1950.	In section 59(2), in paragraph (a) the words from “and as respects” to “thousand” and in paragraph (b) the words “the residue of” and “administrative”. Section 60. Section 64(2). Sections 68 and 69. Schedule 4.
14 Geo. 6. c. 39.	The Public Utilities Street Works Act 1950.	In section 39(1), the definition of “appropriate local authority”. In Schedule 2, in paragraph 2, the words “county borough or”. In Schedule 7, paragraphs 5 and 7(1).
14 & 15 Geo. 6. c. 35.	The Pet Animals Act 1951.	In section 7(3), in the definition of “local authority”, the words “county borough or” and the word “metropolitan”.
14 & 15 Geo. 6. c. 63.	The Rag Flock and Other Filling Materials Act 1951.	In section 35, in the definition of “authorised officer” the words from “except” onwards and in the definition of “local authority” the words “of an urban or rural”.
15 & 16 Geo. 6 & 1 Eliz. 2. c. 31.	The Cremation Act 1952.	Section 3(2).
15 & 16 Geo. 6 & 1 Eliz. 2. c. 46.	The Hypnotism Act 1952.	In section 2(4)(b) the words “county borough, borough, or urban or rural”.
15 & 16 Geo. 6 & 1 Eliz. 2. c. 52.	The Prison Act 1952.	In section 19(1) the words “or borough” in each place where they occur.

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Chapter	Short Title	Extent of Repeal
15 & 16 Geo. 6. & 1 Eliz. 2. c. 54.	The Town Development Act 1952.	<p>In section 1, the word "county" in each place where it occurs in the expression "county district", and the word "such" where it appears in subsection (1).</p> <p>In section 2, subsections (1)(b) and (4).</p> <p>In section 5, the words "and if authorised in that behalf by the Minister".</p> <p>In section 8(1), in paragraph (b) the words "of a county borough or county district".</p> <p>In section 10(3) the words "with the approval of the Minister".</p> <p>Section 12.</p> <p>Section 13(2)(c).</p>
15 & 16 Geo. 6. & 1 Eliz. 2. c. 55.	The Magistrates' Courts Act 1952.	<p>In section 1, the words "or borough", in each place where they occur.</p> <p>In section 2, the words "or borough", in each place where they occur.</p> <p>Section 3(4).</p> <p>In section 77(1), the words "or borough", in each place where they occur.</p> <p>In section 92(1), the words "or borough", in each place where they occur.</p> <p>In section 116, in subsection (1), the words "or borough", and subsections (2) and (3).</p> <p>Section 117.</p> <p>In section 123(1), the words "not a borough".</p> <p>In section 126, in subsection (1) the definition of "county" and subsection (4).</p> <p>In Schedule 4, the entries relating to the Explosives Act 1875.</p>
1 & 2 Eliz. 2. c. 25.	The Local Government Superannuation Act 1953.	Section 25.
1 & 2 Eliz. 2. c. 26.	The Local Government (Miscellaneous Provisions) Act 1953.	<p>Sections 1 to 3.</p> <p>Section 14.</p> <p>In section 15, paragraph (a).</p> <p>Section 16.</p> <p>In section 18(3) the words "or county borough".</p>
1 & 2 Eliz. 2. c. 36.	The Post Office Act 1953.	<p>In section 51, in subsection (2), the words "or district", in both places where they occur, and in subsection (3) the</p>



Chapter	Short Title	Extent of Repeal
1 & 2 Eliz. 2. c. 36— <i>cont.</i>	The Post Office Act 1953 — <i>cont.</i>	word “rural”, in each place where it occurs, the word “contributory” in the first place where it occurs and the words from “and any expenses” to the end of the subsection.
1 & 2 Eliz. 2. c. 47.	The Emergency Laws (Miscellaneous Provisions) Act 1953.	In section 5(4)(b), the words “metropolitan” and “county borough”.
2 & 3 Eliz. 2. c. 23.	The Hill Farming Act 1954.	In section 2(1), the words “county borough or”.
2 & 3 Eliz. 2. c. 39.	The Agriculture (Miscellaneous Provisions) Act 1954.	Section 9(3).
2 & 3 Eliz. 2. c. 64.	The Transport Charges &c. (Miscellaneous Provisions) Act 1954.	In Schedule 1, in paragraphs 15 and 17(5), the words “county borough, non-county borough” and “or rural district”.
4 & 5 Eliz. 2. c. 16.	The Food and Drugs Act 1955.	<p>In section 51, the words “with the approval of the Minister of Housing and Local Government”.</p> <p>In section 52(1), the words from the beginning to “application of”, the words from “approve” to “and the authority”, the words from “either” to “Minister, or” and the word “less”.</p> <p>Sections 83 and 84.</p> <p>In section 86, subsections (2) and (3) and in subsection (4), paragraphs (a) to (c).</p> <p>In section 88, in subsection (2), the words “or section eight”, and the words from “or” at the end of paragraph (a) to the end of the subsection.</p> <p>Section 89(3).</p> <p>Section 129.</p> <p>In section 135 the definitions of “county” and “county district”.</p> <p>In Schedule 6 both columns of the entry beginning “councils”.</p> <p>In Part I of Schedule 9 the entries relating to sections 272, 273, 320 and 321 of the Public Health Act 1936.</p> <p>In section 1(1)(a) the words “county borough, non-county borough or urban district”.</p> <p>In section 3(1) the words “county borough or county district”.</p>
4 & 5 Eliz. 2. c. 20.	The Agriculture (Improvement of Roads) Act 1955.	<p>In section 1(1)(a) the words “county borough, non-county borough or urban district”.</p> <p>In section 3(1) the words “county borough or county district”.</p>

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Chapter	Short Title	Extent of Repeal
4 & 5 Eliz. 2. c. 34.	The Criminal Justice Administration Act 1956.	Section 17.
4 & 5 Eliz. 2. c. 36.	The Local Authorities (Expenses) Act 1956.	The whole Act.
4 & 5 Eliz. 2. c. 43.	The Local Government Elections Act 1956.	The whole Act.
4 & 5 Eliz. 2. c. 49.	The Agriculture (Safety, Health and Welfare Provisions) Act 1956.	In section 24, in the definition of "sanitary authority" the words "or rural".
4 & 5 Eliz. 2. c. 52.	The Clean Air Act 1956.	Section 31(5).
5 & 6 Eliz. 2. c. 16.	The Nurses Agencies Act 1957.	Section 5.
5 & 6 Eliz. 2. c. 19.	The Public Health Officers (Deputies) Act 1957.	The whole Act.
5 & 6 Eliz. 2. c. 20.	The House of Commons Disqualification Act 1957.	<p>In Part III of Schedule 1, both in its application to the House of Commons of the United Kingdom and in its application to the Senate and House of Commons of Northern Ireland, in the entry relating to local government officers, the following words:—</p> <p>(a) in the sub-entry beginning "Clerk or deputy clerk", the words "of the council of a county in England and Wales, of the Greater London Council or" and the words "England and Wales or"; and</p> <p>(b) in the sub-entry beginning "Town clerk or deputy town clerk", the words "of the City of London, of a borough in England and Wales or".</p>
5 & 6 Eliz. 2. c. 42.	The Parish Councils Act 1957.	<p>Section 1(3).            Section 3(2) to (6) and (8).            Section 6(3).            Section 8(2)(a).            Section 9.            Section 10.            Section 12.            Section 15.            Schedule 1.            Section 86.</p>
5 & 6 Eliz. 2. c. 56.	The Housing Act 1957.	<p>In section 108, in subsection (1), the words "subject to the approval of the Minister" and subsection (2).            In section 109, subsections (2) and (3).</p>

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Chapter	Short Title	Extent of Repeal
5 & 6 Eliz. 2. c. 56— <i>cont.</i>	The Housing Act 1957— <i>cont.</i>	<p>Sections 115 to 118. Section 135(1). In section 141, the words “subject to the approval of the Minister”.</p> <p>Section 145. Sections 147 and 148. Section 156.</p> <p>In section 157, in subsection (4), the words from “and includes also” to the end of the subsection.</p> <p>In section 160, the words “the medical officer of health or”.</p> <p>In section 161(b), the words “the medical officer of health or” and “of that officer or”.</p> <p>Sections 171 to 176. Section 181(2).</p> <p>In Schedule 9, in paragraph 1, the words “or in any parish in a rural district” and “or parish” and in paragraph 11(c), the words “or rural district”.</p>
6 & 7 Eliz. 2. c. 26.	The House of Commons (Redistribution of Seats) Act 1958.	In section 4(3) and (4) the words “or rural” in both places where they occur.
6 & 7 Eliz. 2. c. 30.	The Land Powers (Defence) Act 1958.	In section 17, in subsections (1) and (2)(a), the words “county borough, metropolitan”.
6 & 7 Eliz. 2. c. 33.	The Disabled Persons (Employment) Act 1958.	<p>In section 3, in subsection (3) the words from the beginning to “made thereunder”.</p> <p>In the Schedule, in paragraph 1(1)(e), the words “fifty-nine and”, and paragraph 3.</p>
6 & 7 Eliz. 2. c. 42.	The Housing (Financial Provisions) Act 1958.	In section 55(1), paragraphs (a) and (b).
6 & 7 Eliz. 2. c. 49.	The Trading Representations (Disabled Persons) Act 1958.	In section 1(5) (including that section as set out in the Schedule to the Trading Representations (Disabled Persons) Amendment Act 1972) the words “county borough”.
6 & 7 Eliz. 2. c. 55.	The Local Government Act 1958.	<p>Part II. Part III. Section 55.</p> <p>In section 56(2) the words from “of the council of a borough” to “applies or”.</p> <p>Sections 57 to 59. Section 60(1). Section 65. Schedule 7.</p>

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Chapter	Short Title	Extent of Repeal
6 & 7 Eliz. 2 c. 55— <i>cont.</i>	The Local Government Act 1958— <i>cont.</i>	In Schedule 8 paragraph 20 and in paragraph 31, sub-paragraph (1) and, in sub-paragraph (4), the words from “and in head (a)” to “Local Elections Rules”.
6 & 7 Eliz. 2. c. 69.	The Opencast Coal Act 1958.	In section 11(1), the words “county borough or”.
7 & 8 Eliz. 2. c. 8.	The Slaughter of Animals Act 1958.	In section 10, in the definition of “local authority” the words “or rural”.
7 & 8 Eliz. 2. c. 22.	The County Courts Act 1959.	In section 120(2), the words from “(whether within” to “1887”.
7 & 8 Eliz. 2. c. 25.	The Highways Act 1959	<p>In section 1, in subsection (2) the word “or” at the end of paragraph (a) and paragraph (b), and subsection (3).</p> <p>In section 2, the words “without prejudice to the provision of section four of this Act”.</p> <p>Section 4.</p> <p>Section 5.</p> <p>In section 8(2), in paragraphs (b) and (c), the words “that it shall not be exercisable by a county council in a borough or urban district, but, save as aforesaid”.</p> <p>In section 10, in subsection (1) the words “or with the council of an urban district” and the words “county borough” in the proviso to that subsection, and in subsection (4) the words “or urban district”.</p> <p>In section 13(6) the words “county borough”.</p> <p>Sections 21 to 25.</p> <p>In section 26, in the proviso to subsection (1), the words “(other than the council of a rural district)”.</p> <p>In section 29, subsections (1), (2), (4) and (5).</p> <p>In section 34(12) the words “a London borough or” and “in the case of the City of London”.</p> <p>In section 41 the words “borough or urban district”.</p> <p>Section 45.</p> <p>In section 48, subsection (2)(c), in subsection (5) and (6) the words “or county borough”, and in subsection (9) the</p>

Chapter	Short Title	Extent of Repeal
7 & 8 Eliz. 2. c. 25— <i>cont.</i>	The Highways Act 1959— <i>cont.</i>	<p>definitions beginning “trunk road bridge” and “trunk road”.</p> <p>Section 65(6).</p> <p>Section 67(7).</p> <p>In section 69, in subsection (1) the words from “in a borough” to “in any case a highway”; in subsection (3) the words “a road in a borough or urban district, being”; and subsection (4).</p> <p>In section 71(2) the words “and in section twenty-nine of this Act”.</p> <p>Sections 74 and 75.</p> <p>Section 76(4).</p> <p>In section 85, subsection (4)(b) and in subsection (5) the words “or county borough”.</p> <p>In section 92(5)(a), the words “county borough or”.</p> <p>In section 108(7)(a), the words “of the local planning authority (if not the applicants), and”.</p> <p>Section 108(10)(a).</p> <p>In section 112, the proviso to subsection (2), subsections (3) and (4).</p> <p>In section 116, in subsection (2), the words “as respects any county road in the county”, “as respects any highway in their area” and “road or” and subsections (7) and (8).</p> <p>In section 118, in subsection (1) the words “subject to the following subsection” and subsection (2).</p> <p>In section 119, in subsection (5A), the words from “are not” onwards.</p> <p>In section 120(4), the words “or a county road (other than a claimed county road)”.</p> <p>In section 131, in subsection (7) the words “Subject to subsection (10) of this section” and subsection (10).</p> <p>In section 132, in subsection (1) the words from “in a borough” to “of this Act” and subsections (7) and (9).</p> <p>Section 133.</p> <p>Section 134(4)(b).</p>

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Chapter	Short Title	Extent of Repeal
7 & 8 Eliz. 2. c. 25— <i>cont.</i>	The Highways Act 1959— <i>cont.</i>	<p>In section 146, the proviso to subsection (1).</p> <p>In section 154, in subsection (1) the words from “in any borough” to “that rural district”, and in subsection (6) the words from “the power conferred” to the end of the subsection.</p> <p>Section 157(3).</p> <p>In section 160, the words from “and, in the case” to “comprising the district”.</p> <p>In section 163, subsections (2) and (7).</p> <p>Section 165(4).</p> <p>Section 167(8).</p> <p>Section 173(2).</p> <p>In section 174(3), the words “at the offices of the authority”.</p> <p>In section 179(2), the words “at the offices of the authority”.</p> <p>Section 187.</p> <p>Sections 189 to 191.</p> <p>In section 200, the words “or the code of 1875”.</p> <p>In section 201, the words “or the code of 1875”.</p> <p>In section 204(1), the words from “situated” to “of this Act”.</p> <p>In section 205, the words from “or the code of 1875” to the end of the section.</p> <p>In section 206, in subsection (3), the words from “or in the case” to “code of 1875”, subsection (8), and in subsection (9) the definition of “appropriate council” and the word “borough” in the last two places where it occurs.</p> <p>In section 207(1), the words “or section one hundred and ninety”.</p> <p>In section 209(1), the words “or section one hundred and ninety”.</p> <p>In section 210, the words from “or the code of 1875” to “relating to such works”, in each place where they occur.</p> <p>In section 211(1), in paragraph (a) the words “or section one</p>

Chapter	Short Title	Extent of Repeal
7 & 8 Eliz. 2. c. 25— <i>cont.</i>	The Highways Act 1959 — <i>cont.</i>	<p>hundred and ninety” and the final word “or”, paragraph (b) and the words “as to the due execution of the works and” and “or the works were executed”.</p> <p>In section 213, in the proviso to subsection (1), the words from “and shall not” to the end of the proviso, and subsection (4).</p> <p>In section 214(7), paragraph (a) and in paragraph (b) the words “or county borough”.</p> <p>In section 223(2), paragraph (a) and in paragraph (b) the words “or county borough”.</p> <p>In section 226(3) the words from “or, in a case” onwards.</p> <p>In section 227(1) the words from “In this subsection” onwards.</p> <p>Section 232.</p> <p>In section 233(1) the words “borough or urban district”.</p> <p>Section 234.</p> <p>Section 239(3).</p> <p>Section 242.</p> <p>Section 245.</p> <p>Section 246(4).</p> <p>Section 247.</p> <p>In section 249(3) the words from “and where” onwards.</p> <p>In section 260 the word “county”, where it first occurs.</p> <p>In section 285, in subsection (1)(d) the words “twenty-four” and “subsection (4) of section forty-five” and in subsection (2)(b) the words from “paragraph 6” to “that Schedule or”.</p> <p>In section 286, in the proviso to subsection (2), the words from “sections twenty-one” to “forty-five” and the words “and two hundred and ninety”, and in subsection (4) the words “or a county road”, in each place where they occur, and the words “as the case may be”.</p> <p>Section 290.</p> <p>Section 292.</p> <p>In section 295(1), in subsection (1) the definitions of “claimed</p>

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Chapter	Short Title	Extent of Repeal
7 & 8 Eliz. 2. c. 25— <i>cont.</i>	The Highways Act 1959— <i>cont.</i>	<p>county road", "county bridge" and "county road", and in subsection (4) the words from the beginning to "respectively, and".</p> <p>In section 297 the words "such roads or".</p> <p>In section 312, subsections (5) and (7).</p> <p>In Schedule 1, in paragraph (i) of the Table in Part I, the words "(other than the council of a county district)" and the words from "and, in the case" to the end of the paragraph.</p> <p>Schedule 6.</p> <p>Schedule 8.</p> <p>In Schedule 12, paragraph 1(a). Part II of Schedule 14.</p> <p>In Schedule 17, paragraph 1 and in paragraph 6 the words "the code of 1875".</p> <p>In Schedule 18, in paragraph 1, the word "145" and in paragraph 2 the word "190".</p> <p>Schedule 19.</p> <p>Schedule 21.</p> <p>In Schedule 24, in paragraph 24, the words "the code of 1875 or" and "or the corresponding provisions of any local Act".</p> <p>Section 28.</p>
7 & 8 Eliz. 2. c. 53.	The Town and Country Planning Act 1959.	
7 & 8 Eliz. 2. c. 54.	The Weeds Act 1959.	In section 5 the words "or borough" in both the places where they occur.
7 & 8 Eliz. 2. c. 72.	The Mental Health Act 1959.	In section 9, in subsection (1), the words "as local health authority" and in subsection (3) the words "as a children authority".
8 & 9 Eliz. 2. c. 16.	The Road Traffic Act 1960.	<p>In section 135, in subsections (2) and (7) the words "county borough", in each place where they occur.</p> <p>In section 143(2), the words "county borough".</p> <p>In section 161(1), the words "county borough".</p>
8 & 9 Eliz. 2. c. 34.	The Radioactive Sub- stances Act 1960.	In section 19(1), in the definition of "local authority", the words "county borough, metropolitan".



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Chapter	Short Title	Extent of Repeal
8 & 9 Eliz. 2. c. 58.	The Charities Act 1960.	<p>In section 6(8), the words "county borough" and "or borough included in a rural district" and "metropolitan".</p> <p>In section 10, in subsection (4), the words from "and the council" to "any part of the county" and subsections (6) and (7).</p> <p>In section 11, in subsection (4), the words from "or the council" to the end of the subsection.</p> <p>In section 12(1), in the definition of "local council", the words "of a borough included in a rural district".</p> <p>In section 18, in subsection (12), the words from "but a parish" to the end of the subsection.</p> <p>In section 32, in subsection (3), the words from "This subsection" to the end of the subsection.</p> <p>In section 37, in subsection (1), the words from "and shall apply" to the end of the subsection; in subsection (2) the words from "This subsection" to the end of the subsection; and subsection (5) from the word "and", at the end of paragraph (a), onwards.</p> <p>Section 44(4).</p>
8 & 9 Eliz. 2. c. 62.	The Caravan Sites and Control of Development Act 1960.	<p>In section 29(1), in the definition of "local authority", the words "borough or urban or rural".</p> <p>In Schedule 2, the word "rural" wherever it appears.</p>
8 & 9 Eliz. 2. c. 67.	The Public Bodies (Admission to Meetings) Act 1960.	In the Schedule, paragraph 1(e).
8 & 9 Eliz. 2. c. 68.	The Noise Abatement Act 1960.	<p>In section 2(5)(a), the words "county borough" and "and the council of a borough included in a rural district".</p> <p>Section 1(2).</p>
9 & 10 Eliz. 2. c. 29.	The Rural Water Supplies and Sewerage Act 1961.	In section 47(1), the words "county borough".
9 & 10 Eliz. 2. c. 34.	The Factories Act 1961.	<p>In section 176(1), in the definition of "district council", the words "borough or county".</p>

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Chapter	Short Title	Extent of Repeal
9 & 10 Eliz. 2. c. 40.	The Consumer Protection Act 1961.	In section 6(3)(b) the words from "but as if" onwards.
9 & 10 Eliz. 2. c. 43.	The Public Authorities (Allowances) Act 1961.	Section 1.
9 & 10 Eliz. 2. c. 48.	The Land Drainage Act 1961.	<p>In section 3(9) the words "county borough".</p> <p>In section 11(2) the words "county borough or".</p> <p>In section 17 the words "county borough".</p> <p>In section 21(3)(b) the words "or county borough".</p> <p>In section 30, in subsection (3), the words "or county boroughs" and in subsection (9) the words "or county borough".</p> <p>In section 34, in subsection (1), the words "county borough or" and in subsection (2), the words "or rural".</p> <p>In section 38(3) the words "or county borough".</p>
9 & 10 Eliz. 2. c. 62.	The Trustee Investments Act 1961.	<p>In section 11(4)(a) the word "(including" and the words from "borough which" to "urban or rural".</p> <p>In Part IV of Schedule 1, in paragraph 4, in the definition of "local authority" the words "(including a borough which has been included in a rural district)".</p>
9 & 10 Eliz. 2. c. 63.	The Highways (Miscellaneous Provisions) Act 1961.	Section 14(2)(b)(iii).
9 & 10 Eliz. 2. c. 64.	The Public Health Act 1961.	<p>In section 2(3), the words "or rural".</p> <p>Section 16.</p> <p>In section 40(2), the words "on the advice of their medical officer of health".</p> <p>The proviso to section 51(1).</p> <p>Section 54(8).</p>
9 & 10 Eliz. 2. c. 65.	The Housing Act 1961.	<p>In section 16(2) the words from "who are not" to "another fire authority".</p>
10 & 11 Eliz. 2. c. 15.	The Criminal Justice Administration Act 1962.	Section 34.
10 & 11 Eliz. 2. c. 56.	The Local Government (Records) Act 1962.	<p>In section 2(6), the words "county borough".</p> <p>Section 3.</p> <p>In section 8(1), the words "county borough" and "or the council of a borough included in a rural district".</p>

Chapter	Short Title	Extent of Repeal
1963 c. 2.	The Betting, Gaming and Lotteries Act 1963.	<p>In Schedule 1, in paragraph 2, in the definition of "appropriate local authority" the words "county borough".</p> <p>In Schedule 2, paragraphs 1(3) and (4), in paragraph 1(6) the words from the beginning to "may be", and paragraphs 2 and 3.</p> <p>In Schedule 3, in paragraph 6(2), in the definition of "local authority", the words "county borough".</p> <p>In Schedule 7, in paragraph 1(2)(a), the words "county borough".</p>
1963 c. 29.	The Local Authorities (Land) Act 1963.	Section 1.
1963 c. 31.	The Weights and Measures Act 1963.	<p>Section 13.</p> <p>Section 34.</p> <p>In section 35, subsections (1) and (2).</p> <p>In section 37(1), the words "section 91 of the Local Government Act 1933 or".</p> <p>In section 40, in subsection (1), the words "borough or", in the last two places where they occur, and subsections (2) and (3).</p> <p>Section 47.</p>
1963 c. 33.	The London Government Act 1963.	<p>In section 1, subsections (4) and (7).</p> <p>In section 2, subsections (2) and (3), and in subsection (4), the words from "and the first" to the end of the subsection.</p> <p>Section 3.</p> <p>Section 6.</p> <p>Section 19(5).</p> <p>Section 44(1) to (3) and (7).</p> <p>In section 45, subsections (1), (2) and (5), in subsection (6) the words "and in paragraph 6 of Part II of Schedule 4 to that Act" and subsection (7).</p> <p>In section 46, subsections (1), (2) and (5) to (8).</p> <p>In section 47, subsections (1) and (3).</p> <p>Section 54(1)(a).</p> <p>Section 57(1).</p> <p>Section 58(2) and (3).</p> <p>In section 61, subsections (1) and (2).</p> <p>In section 62, in subsection (1), paragraphs (b) and (f), and subsection (4).</p>

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Chapter	Short Title	Extent of Repeal
1963 c. 33— <i>cont.</i>	The London Government Act 1963— <i>cont.</i>	<p>Section 69. Section 70. In section 71, in subsection (1), the words from “and without” to the end of the subsection. Section 74. Section 78(2)(c). In section 85(1), the words “6 or”. Section 86. Section 92(3). Part III of Schedule 1. In Schedule 2, paragraphs 1 to 9, 11 to 15 and 19 to 24 and paragraph 31(d) and (iii). In Schedule 3, Part I, except paragraph 16; in Part II, in paragraph 22, the words “the Local Government Elections Act 1956 and”, in paragraph 23, the words “and 1956” and in paragraph 24, the words from “and so far” to the end; Part III except paragraphs 27, 31, 32, 33 and 35. Schedule 4. In Schedule 6, paragraphs 3, 9, 10, 13(1), 14 to 17, 21 to 25, 29, 31 to 34, 38 to 41, 43, 46 to 52, 54, 57, 61, 63(2), 64, 65, 68(c) and 69 to 71. In Schedule 11, paragraphs 3 to 10, 15 and 39. In Schedule 13, paragraph 5. In Schedule 14, in paragraph 2, the words “and 34”. Schedule 16. In Schedule 17, paragraphs 5, 9(b), 13, 17, 18(a) and (b), 23 and 28(a).</p>
1963 c. 37.	The Children and Young Persons Act 1963.	In Schedule 2, in paragraph 8, the word “or”, in the last place where it occurs, and subparagraph (b).
1963 c. 41.	The Offices, Shops and Railway Premises Act 1963.	<p>In section 61(2)(c), the words “other than the council of a county borough”.</p> <p>In section 90(1), in the definition of “local authority”, the words “a county borough”.</p>
1963 c. 43.	The Animal Boarding Establishments Act 1963.	In section 5(2), in the definition of “local authority”, the words “county borough or” and “metropolitan”.

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Chapter	Short Title	Extent of repeal
1963 c. 46.	The Local Government (Financial Provisions) Act 1963.	Sections 1 to 4. Sections 6 to 11. In section 14, the words "4 and". Schedule 1.
1964 c. 21.	The Television Act 1964.	In section 9A(6) the words "county borough".
1964 c. 26.	The Licensing Act 1964.	In section 2(2), paragraph (b) and in paragraph (c) the words from "or if" onwards. Section 16(1)(a). In section 58(1)(a), the words "county borough". In section 193, in subsection (1), the words "county borough or borough having a separate commission of the peace"; and in subsection (2) the words "county borough or borough having a separate commission of the peace" and "or for that borough". In Schedule 3, paragraphs 1(3) and 11. In Schedule 8, paragraph 4; in paragraph 6(1), the words "in a county" and "in a county borough divided into wards the mayor", the words "or county borough", in the first two places where they occur, and the words from "except that" to the end of the sub-paragraph; in paragraph 6(2), the words "or county borough" and the words "or mayor" in both places where they occur; in paragraph 6(3), the words "or mayor" and "or county borough"; and in paragraph 7, the words "or county borough", "or mayor" and "or borough", in each place where they occur. In the Appendix to Schedule 8, in Form D, the words "[electoral division of the county of ] [county borough of ]", in each place where they occur.
1964 c. 42.	The Administration of Justice Act 1964.	Section 18(3). In section 19 in subsection (3) the words "and (b)" and the words from "shall have

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Chapter	Short Title	Extent of Repeal
1964 c. 42— <i>cont.</i>	The Administration of Justice Act 1964— <i>cont.</i>	effect” to “1887, but” and, in subsection (4), paragraph (b).
1964 c. 48.	The Police Act 1964.	<p>In Schedule 3, in paragraph 20, sub-paragraphs (3) and (4) and paragraph 31(1).</p> <p>In section 1, in subsection (1), the words “and county borough” and subsections (2) and (3).</p> <p>In section 2, in subsection (1), the words “or county borough”, “or borough”, “in the case of a county” and “and, in the case of a borough, as the watch committee”; subsection (3); in subsection (4), the words “or watch committee”, in both places where they occur; in subsection (5), the words “or watch committee” and “or county borough”.</p> <p>In section 8, the words “or county borough” wherever occurring; in subsection (4) the words “or borough” and subsection (5).</p> <p>In sections 9 and 10, the words “or county borough” wherever occurring.</p> <p>In section 11, the words “county borough”, in both places where they occur, and the word “or” in the last place where it occurs.</p> <p>Section 19(5).</p> <p>In section 21, in subsection (3), in paragraph (b), the words from “including a clerk” onwards, and paragraph (f); and subsection (4).</p> <p>In section 22(2)(a), the words “or county boroughs”.</p> <p>In section 23(2), in paragraph (a) the words “or county borough”, in paragraph (b), the words “or county borough”, in both places where they occur and, in paragraph (c), the words “or county borough”, wherever occurring, and sub-paragraph (ii).</p> <p>Section 25(1) to (4).</p> <p>In section 27 the definition of “consolidation agreement”,</p>

Chapter	Short Title	Extent of Repeal
1964 c. 48— <i>cont.</i>	The Police Act 1964— <i>cont.</i>	<p>in the definition of “constituent authority” the words “in the case of a county” and the words from “and, in the case” to “the borough”, and in the definition of “local fund” the words from “and” to the end of the definition.</p> <p>In section 31(1), the words “county borough police force”.</p> <p>In Schedule 1, the words “or county borough” wherever occurring and in paragraph 7(b), in paragraph (i) the words “or county boroughs” and paragraph (ii).</p> <p>In Schedule 3, in paragraph 2, the words “or county borough”.</p> <p>In Schedule 5, in paragraph 2(2), the entry in the Table beginning with the words “River Tyne”.</p> <p>In Schedule 8, the entry relating to county boroughs and the words “or a county borough”.</p> <p>In Schedule 9, in the amendments of section 5 of the Riot (Damages) Act 1886, the entry relating to section 5(3) of that Act and, in the amendment of section 195 of the 1933 Act, the words “or county borough” and the amendment of section 18 of the Local Government (Miscellaneous Provisions) Act 1953.</p> <p>In Schedule 11, paragraphs 7 to 13.</p>
1964 c. 56.	The Housing Act 1964.	<p>In section 12(1), in the definition of “local authority” the words “county borough”.</p> <p>In section 44(1), in the definition of “local authority” the words “county borough”.</p> <p>In section 96(5), in the definition of “local authority” the words “county borough”.</p> <p>Section 106(4).</p>
1964 c. 69.	The Scrap Metal Dealers Act 1964.	<p>In section 9(2), in the definition of “local authority” the words “county borough or county”.</p>
1964 c. 70.	The Riding Establishments Act 1964.	<p>In section 6(4), the words from “as respects any non-county borough” to “of the county”.</p>

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Chapter	Short Title	Extent of Repeal
1964 c. 75.	The Public Libraries and Museums Act 1964.	<p>Section 4(1).            Section 6(1) to (4).            In section 7(1) the words from "and for that purpose" to "requisite".            In section 10(2)(b), the words "with a population less than 40,000" wherever occurring.            In section 12, the proviso to subsection (1) and in subsection (2) the words "with the consent of the Secretary of State".            In section 14, the words from "being a library" to "section 12 above".            Section 15(4).            Section 18.            In section 21, in subsection (1), the words from "and expenses" onwards, and subsections (2) and (3)(b).            In section 25, the definitions of "local authority" and "population".            Section 26(3), (4) and (6).            In Schedule 2, in paragraph 2, in sub-paragraph (1) the words from "but except" onwards and sub-paragraphs (2) and (3), and paragraph 6.</p>
1964 c. 77.	The Local Government (Pecuniary Interests) Act 1964.	The whole Act.
1965 c. 16.	The Airports Authority Act 1965.	<p>In section 23(1), in the definition of "local authority" the words "county, county borough".            Section 27(4).</p>
1965 c. 36.	The Gas Act 1965.	Section 27(4).
1965 c. 42.	The Public Health (Notification of Births) Act 1965.	Section 1(1).
1965 c. 59.	The New Towns Act 1965.	<p>In section 1(4), the words "county borough or".            In section 9(1), the words "county borough or".            In section 54(1), the definition of "local planning authority".</p>
1965 c. 63.	The Public Works Loans Act 1965.	<p>Section 2(2).            In the Schedule, paragraphs 8 and 9.</p>
1965 c. 64.	The Commons Registration Act 1965.	<p>In section 2(1)(a) the words "or county borough" in both places where they occur.            In section 22(1), in the definition of "local authority",</p>



Chapter	Short Title	Extent of Repeal
1965 c. 64— <i>cont.</i>	The Commons Registration Act 1965— <i>cont.</i>	the words “ county borough ” and “ or the council of a borough included in a rural district ”.
1965 c. 75.	The Rent Act 1965.	Section 35(8).
1965 c. xx.	The Greater London Council (General Powers) Act 1965.	Section 7.
1965 c. xxxix.	The City of London (Various Powers) Act 1965.	In section 33, in subsection (1), the words “ 6 and ” and “ (2) and ” and subsection (2).
1966 c. 9.	The Rating Act 1966.	In section 11(1), in the definition of “ rating authority ” the words “ county borough ”.
1966 c. 38.	The Sea Fisheries Regulation Act 1966.	In section 1(1), the words “ or borough council ” and “ or borough ” in the next place where those words occur. In section 2(1), the words “ or of such borough council ”, “ councils, being ” and “ or borough councils ”. In section 3, the words “ or borough council ” and “ or borough, as the case may be ”. In section 19, the words “ or borough ”. In section 20(1), the definition of “ borough ”.
1966 c. 42.	The Local Government Act 1966.	Section 10(4).
1967 c. 5.	The London Government Act 1967.	Section 28(6).
1967 c. 9.	The General Rate Act 1967.	The whole Act.
		In section 2(2), the words “ of a borough included in the rural district or ” and “ borough or ”. In section 38(4), the words “ boroughs with a separate commission of the peace or boroughs having a separate court of quarter sessions ”. In section 44(2)(b), the words “ county borough ” and “ or borough included in a rural district ”. In section 85(2), the words “ county borough ”. In section 91(1)(b), the words “ or county borough ”. In section 91(4), the words from the beginning to “ county borough councils ”. In section 112, the words “ or urban district ”, “ or district ” and “ rural ”.

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Chapter	Short Title	Extent of Repeal
1967 c. 9.— <i>cont.</i>	The General Rate Act 1967— <i>cont.</i>	<p>Section 116(8).</p> <p>In section 116(9), the words from “and in paragraph 5(a)” to “urban parish”.</p> <p>In Schedule 1, in paragraph 15, the words “county borough”.</p> <p>In Schedule 4, in paragraph 1(6), the words “to each county borough” and the word “borough”, in the second and third places where it occurs.</p>
1967 c. 19.	The Private Places of Entertainment (Licensing) Act 1967.	<p>Section 6(2).</p> <p>In Part I of the Schedule, the words “borough or county”, wherever occurring.</p>
1967 c. 22.	The Agriculture Act 1967.	<p>In section 75(2), in the definition of “local authority”, the words “borough, including a county borough and a” and the words “urban or rural”.</p>
1967 c. 24.	The Slaughter of Poultry Act 1967.	<p>In section 8, in the definition of “local authority” the words “a county borough”.</p>
1967 c. 29.	The Housing Subsidies Act 1967.	<p>In section 27(1)(a)(i) the words “or rural”.</p>
1967 c. 69.	The Civic Amenities Act 1967.	<p>In section 18, in subsection (4), the words from “and without prejudice” to the end of the subsection.</p> <p>In section 23(3), paragraphs (b) and (c).</p> <p>In section 27(1), in the definition of “local authority” the words “county borough”.</p>
1967 c. 76.	The Road Traffic Regulation Act 1967.	<p>In section 1(2)(a), the words from “the council of a county borough” to “any other area”.</p> <p>Section 5(4).</p> <p>In section 15(8)(a), the words from “a county borough” to “as regards”, in the second place where those words occur, and the word “other”.</p> <p>In section 21, subsection (2) and in subsection (6), paragraph (c) and the words from “in relation to the council of a county in England” to “the county and”.</p> <p>In section 24, in subsection (2)(a), the words “or county borough” and in subsection (5), the words “or county</p>

Chapter	Short Title	Extent of Repeal
1967 c. 76— <i>cont.</i>	The Road Traffic Regulation Act 1967— <i>cont.</i>	<p>borough" and "or borough".</p> <p>In section 26(1), the words "borough or urban district".</p> <p>In section 28(6)(a) the words "subject to subsection (7) below".</p> <p>Section 49.</p> <p>Section 66(1).</p> <p>In section 69, in subsection (3), the words from "but, where" to the end of the subsection.</p> <p>In section 81(8), the words "or borough".</p> <p>In section 82(4) the words "or county borough, county district" and "borough included in a rural district".</p> <p>In section 104(1), in the definition of "highway authority" the words from "the council of a county borough" to "urban district".</p>
1967 c. 88.	The Leasehold Reform Act 1967.	In section 28(6)(a), the words "county borough".
1968 c. 23.	The Rent Act 1968.	<p>In section 5(2)(a) the words "or county borough".</p> <p>In section 39(1) the words "county boroughs".</p> <p>In section 57(5), the words "county borough".</p> <p>Section 68.</p> <p>In section 70, in subsection (1), the words from "and which" to the end of the subsection.</p> <p>In section 82(1)(a) the words "county borough".</p> <p>In section 89(9) the words "county borough".</p> <p>In section 107(4) the words "county boroughs".</p> <p>In Schedule 9, in paragraphs 15(2) and 20(2) the words "county borough".</p>
1968 c. 34.	The Agriculture (Miscellaneous Provisions) Act 1968.	In section 22(2)(a), the words "county boroughs".
1968 c. 41.	The Countryside Act 1968.	<p>In section 6, in subsection (2), the words "county borough"; in subsection (3), the words from "except" onwards; and subsections (4) to (7).</p> <p>Section 39.</p> <p>In section 49(3), the words from "and references" onwards.</p> <p>In Schedule 3, in Part I, the amendments of sections 27,</p>

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Chapter	Short Title	Extent of Repeal
1968 c. 41— <i>cont.</i>	The Countryside Act 1968 — <i>cont.</i>	28, 32, 110, 111 and 112(5) of the Highways Act 1959, and in Part II, in paragraph 2(2) the words “or county borough”.
1968 c. 46.	The Health Services and Public Health Act 1968.	Schedule 4. In section 12, subsection (6) and in subsection (7), paragraphs (b) and (c). Section 51.
1968 c. 52.	The Caravan Sites Act 1968.	In section 6(1) the words “county borough”.
1968 c. 61.	The Civil Aviation Act 1968.	Section 7(4). In section 12(1) the words “a county borough”.
1968 c. 65.	The Gaming Act 1968.	Section 7. In section 21(3), the words “county borough”.
1968 c. 67.	The Medicines Act 1968.	In section 28(3), in the definition of “local authority”, the words “county borough”.
1968 c. 69.	The Justices of the Peace Act 1968.	In section 44(3), the words “county borough”.
1968 c. 73.	The Transport Act 1968.	In Schedule 2, in paragraph 2(2), in paragraph (a) of the definition of “the appropriate local authority” the words “county borough”.
		In Schedule 9, in paragraph 1(b), the words “county borough”.
		In section 108(8), the words “or county borough”.
		In section 1(6) the words from “(including” to “rural district)” and “(within the meaning of the Local Government Act 1933)”.
		In section 9(1)(a), in sub-paragraph (i), the words “county boroughs” and “and” and sub-paragraph (ii). In section 34(1), the words “county borough”.
		In section 35(1)(b)(iii), the words “county borough”.
		In section 56(6)(a), the words “county borough”.
		In section 63(6)(a), the words “county borough”.
		In section 115(3)(a), the words “county borough”.
		Section 116(5). In section 123(2), the words “county borough”.

Chapter	Short Title	Extent of Repeal
1968 c. 73— <i>cont.</i>	The Transport Act 1968 <i>—cont.</i>	In section 124(4), the words “county borough”. In section 138(9)(b), the words “county borough”. In Part I of Schedule 5, in its application in England and Wales, in paragraph 1, subparagraph (b) and the words “with the approval of the Minister”. In Schedule 14, in Part IV, paragraph 4.
1969 c. 10.	The Mines and Quarries (Tips) Act 1969.	In section 11, in subsection (3) the words “subject to subsection (4)” and in paragraph (a) the words “county borough”, and subsection (4).
1969 c. 15.	The Representation of the People Act 1969.	Section 6(1). In section 8(4)(a) the words “or rural borough”. In section 11(3) the words “which adjoins the area” and “in an urban or rural”. In section 12(1), the words from “and of which” to “Wales”. In section 13(4) the words “in section 72(1)(a) of the Local Government Act 1933 and” and, in section 13(5), the words “rule 20 of the local elections rules”. In section 14 the words “and the local elections rules”. Sections 15 to 17. Section 18, except subsection (2). In section 19(2), the words from the beginning to “officer, and” and subsections (3) and (4). Section 24(3). Section 26(2). In Part I of Schedule 1, the amendments of the local elections rules. In Part II of Schedule 1, in paragraph 1(1), the words from “the English” to “1949 and”; in paragraph 4, the words “rule 16 of the English and Welsh rules”; in paragraph 6(1)(a), the words “as defined in rule 6(6) of the English and Welsh rules” and paragraph (c); paragraph 12(2); para-

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Chapter	Short Title	Extent of Repeal
1969 c. 15— <i>cont.</i>	The Representation of the People Act 1969— <i>cont.</i>	graph 13(1); in paragraph 13(2), the words from “and accordingly” to the end; and in paragraph 13(4) the words “and at the end of rule 46(1) of the English and Welsh rules”. In Schedule 2, paragraph 22; in paragraph 23, the words “and in rule 6(6) of the local elections rules in Schedule 2”; paragraphs 24 and 26(2); and in paragraph 30 the words “and rule 43(5) of the local elections rules in Schedule 2”.
1969 c. 19.	The Decimal Currency Act 1969.	In Schedule 2, paragraphs 5, 7, 8, 9, 10, 12, 20 and 23.
1969 c. 27.	The Vehicle and Driving Licences Act 1969.	In section 33(1), in the definition of “local authority” the words “the council of a county borough”.
1969 c. 33.	The Housing Act 1969.	In section 27, in the definition of “housing authority” the words “county borough”. In section 60(5) the words from “who are not” to “another fire authority”.
1969 c. 54.	The Children and Young Persons Act 1969.	Section 68.
1969 c. 57.	The Employers' Liability (Compulsory Insurance) Act 1969.	In Schedule 3, paragraph 2(1). In section 3(2), the words “county borough”.
1970 c. 29.	The Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970.	Section 5(1) and in section 5(2), the words from “burial authority” to “ground, and”.
1970 c. 39.	The Local Authorities (Goods and Services) Act 1970.	In section 1(4), in the definition of “local authority”, the words “county borough” and in the definition of “public body”, the words “council of a borough included in a rural district”.
1970 c. 40.	The Agriculture Act 1970.	Section 38(c) and (d). In section 48(1), the words “or county borough”. Section 57. In section 60(1)(a), the words “a county borough council”. In section 62(1)(a), the words “or county borough”. In section 67(1), the words “county borough”.

Chapter	Short Title	Extent of Repeal
1970 c. 42.	The Local Authority Social Services Act 1970.	Section 6(7). In section 7, subsections (2) and (3). Section 8. Section 10. In Schedule 2, paragraphs 2 to 4, 7 and 9.
1970 c. 44.	The Chronically Sick and Disabled Persons Act 1970.	In section 2, the words from "notwithstanding" to "section 29, but" and subsection (2). In section 21(8) the words "or county borough".
1970 c. lxi.	The City of London (Various Powers) Act 1970.	Section 7.
1971 c. 7.	The Local Authorities (Qualification of Members) Act 1971.	The whole Act.
1971 c. 23.	The Courts Act 1971.	In section 54, subsection (2), in subsection (3) the words "or as judge of a borough civil court" and subsection (4). In Schedule 7, paragraph 6. In Schedule 8, paragraph 15(2) and (3) and paragraph 23.
1971 c. 41.	The Highways Act 1971.	In section 19(3), the words "(4), (5) and" and "in each place where they occur". In section 26(7), the words "county borough". In section 27(7), the words "the council of a county borough". In section 57, in subsection (3)(a), the word "rural" and subsection (4). Section 59. Section 69. In section 76(1), the words "the code of 1875 or" and "or the corresponding provisions of any local Act". In Schedule 1, paragraphs 1 and 2.
1971 c. 62.	The Tribunals and Inquiries Act 1971.	Section 6.
1971 c. 75.	The Civil Aviation Act 1971.	In section 16(4), the words "county borough". In section 29(11), in the definition of "local authority", the words "county borough".
1971 c. 78.	The Town and Country Planning Act 1971.	Section 2. Section 3. Section 4.

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Chapter	Short Title	Extent of Repeal
1971 c. 78— <i>cont.</i>	The Town and Country Planning Act 1971— <i>cont.</i>	<p>Section 31(3)(c).</p> <p>In section 54(4), (6), (7) and (10), the words “county borough”.</p> <p>In section 112, subsection (3)(a) and in subsection (5) the words “county borough”.</p> <p>In section 114(1), the words “county borough”.</p> <p>In section 119(1), the words “county borough”.</p> <p>Section 121(3).</p> <p>In section 158, in subsections (4) and (5), the words “county borough”.</p> <p>In section 180(1), the words “county borough”.</p> <p>In section 188(1), the words “county borough”.</p> <p>In section 189(1), the words “county borough”.</p> <p>In section 213(5)(a), the words “county boroughs”.</p> <p>In section 215(8), the words “county borough” and the words “or of a borough included in a rural district”.</p> <p>In section 216(4) the words “or county borough”.</p> <p>In section 256, the words “county borough”.</p> <p>In section 290(1), in the definition of “authority possessing compulsory purchase powers” the words “or the council of a borough included in a rural district” and in the definition of “local authority” the words “county borough or”.</p> <p>Schedule 2.</p> <p>In Schedule 3, paragraphs 3(5), 5 and 6.</p> <p>In Schedule 20, in paragraph 1(3), the words “county borough council, a county”.</p> <p>In Schedule 24, paragraph 9.</p>
1971 c. lxxvii.	The Manchester Corpora- tion (General Powers) Act 1971.	<p>In section 65, in subsection (3), the words “and (3)”, where they first occur, the words from “and the directions” to “such charges” and the words from “and the said subsections” to the end of the subsection and subsection (4).</p>
1972 c. 5.	The Local Employment Act 1972.	<p>In section 8(3), the words “county borough”.</p> <p>In section 9(1), the words “county borough”.</p>



Chapter	Short Title	Extent of Repeal
1972 c. 20.	The Road Traffic Act 1972.	<p>In section 35(5), the words "and in this subsection 'county borough' includes a London borough".</p> <p>In section 55(7), the words "a county borough".</p> <p>In section 123, the words "county borough".</p> <p>In section 127(2), in the definition of "local authority" the words "county borough or county district".</p> <p>In section 144(2)(a), the words "county borough".</p> <p>In section 196(1), in the definition of "highway authority", the words from "the council", in the second place where they occur, to "urban district".</p> <p>In Schedule 3, in paragraph 1 the words "county borough or".</p>
1972 c. 42.	The Town and Country Planning (Amendment) Act 1972.	<p>Section 1.</p> <p>In the Schedule substituted for Schedule 4 to the Town and Country Planning Act 1971 by Schedule 1, paragraph 3; in paragraph 8, in sub-paragraph (3) paragraphs (b) and (c) and the words "(joint or other)", and sub-paragraph (4); paragraph 9(2); in paragraph 11(1) the words from "and also" to "planning authorities" and the words from "or, as" to the end; paragraph 13; in paragraph 14(2), the words "or, as the case may be, of paragraph 13(1)(a) to (c) above"; paragraph 15; in paragraph 16, in sub-paragraph (1), the words "(other than a joint local plan)" and the words from "and in relation" to the end, and sub-paragraphs (2) to (4); and paragraph 17(2).</p>
1972 c. 47.	The Housing Finance Act 1972.	Paragraph 21 of Schedule 1.
1972 c. 62.	The Agriculture (Miscellaneous Provisions) Act 1972.	Section 5(4).





# Criminal Justice Act 1972

## 1972 CHAPTER 71

An Act to make further provision with respect to the administration of criminal justice, the criminal courts and the penal system, and to the methods of dealing with offenders (including the provision of new methods); to amend the law about qualification for jury service, the summoning of jurors and the payment of allowances in respect of jury service; to increase the penalties for certain offences and amend section 21 of the Firearms Act 1968 and section 9 of the Public Order Act 1936; and for purposes connected with those matters. [26th October 1972]

**B** E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

### PART I

#### POWERS FOR DEALING WITH OFFENDERS

##### *Compensation orders*

1.—(1) Subject to the provisions of this Part of this Act, a court by or before which a person is convicted of an offence, in addition to dealing with him in any other way, may, on application or otherwise, make an order (in this Act referred to as “a compensation order”) requiring him to pay compensation for any personal injury, loss or damage resulting from that offence or any other offence which is taken into consideration by the court in determining sentence.

Compensation orders against convicted persons.

(2) In the case of an offence under the Theft Act 1968, 1968 c. 60, where the property in question is recovered, any damage to the property occurring while it was out of the owner's possession

**PART I** shall be treated for the purposes of subsection (1) above as having resulted from the offence, however and by whomsoever the damage was caused.

1968 c. 60.

(3) No compensation order shall be made in respect of loss suffered by the dependants of a person in consequence of his death, and no such order shall be made in respect of injury, loss or damage due to an accident arising out of the presence of a motor vehicle on a road, except such damage as is treated by subsection (2) above as resulting from an offence under the Theft Act 1968.

(4) In determining whether to make a compensation order against any person, and in determining the amount to be paid by any person under such an order, the court shall have regard to his means so far as they appear or are known to the court.

(5) The compensation to be paid under a compensation order made by a magistrates' court in respect of any offence of which the court has convicted the offender shall not exceed £400; and the compensation or total compensation to be paid under a compensation order or compensation orders made by a magistrates' court in respect of any offence or offences taken into consideration in determining sentence shall not exceed the difference (if any) between the amount or total amount which under the foregoing provisions of this subsection is the maximum for the offence or offences of which the offender has been convicted and the amount or total amounts (if any) which are in fact ordered to be paid in respect of that offence or those offences.

1870 c. 23.  
1911 c. 27.  
1948 c. 58.  
1952 c. 55.  
1971 c. 48.

(6) Section 4 of the Forfeiture Act 1870, section 4 of the Protection of Animals Act 1911, section 11(2) of the Criminal Justice Act 1948, section 34 of the Magistrates' Courts Act 1952 and section 8 of the Criminal Damage Act 1971 shall cease to have effect.

Appeals  
in the case of  
compensation  
orders.  
1968 c. 19.

2.—(1) A compensation order made on conviction on indictment shall be treated for the purposes of sections 30 and 42(1) and (2) of the Criminal Appeal Act 1968 (effect of appeals on orders for the restitution of property) as an order for the restitution of property; and where by reason of the quashing by the Court of Appeal of a person's conviction any such order does not take effect, and on an appeal to the House of Lords the conviction is restored by that House, the House may make any compensation order which could be made on his conviction by the court which convicted him.

(2) A compensation order made by a magistrates' court shall be suspended—

(a) in any case until the expiration of the period for the time being prescribed by law for the giving of notice of appeal against a decision of a magistrates' court;

(b) where notice of appeal is given within the period so prescribed, until the determination of the appeal.

(3) Where a compensation order has been made against any person in respect of an offence taken into consideration in determining his sentence—

- (a) the order shall cease to have effect if he successfully appeals against his conviction of the offence or, if more than one, all the offences, of which he was convicted in the proceedings in which the order was made ;
- (b) he may appeal against the order as if it were part of the sentence imposed in respect of the offence or, if more than one, any of the offences, of which he was so convicted.

3. At any time before a compensation order has been complied with or fully complied with, the magistrates' court for the time being having functions in relation to the enforcement of the order may, on the application of the person against whom it was made, discharge the order, or reduce the amount which remains to be paid, if it appears to the court—

Review of compensation orders.

- (a) that the injury, loss or damage in respect of which the order was made has been held in civil proceedings to be less than it was taken to be for the purposes of the order ; or
- (b) in the case of an order in respect of the loss of any property, that the property has been recovered by the person in whose favour the order was made.

4.—(1) This section shall have effect where a compensation order has been made in favour of any person in respect of any injury, loss or damage and a claim by him in civil proceedings for damages in respect thereof subsequently falls to be determined.

Effect of compensation order on subsequent award of damages in civil proceedings.

(2) The damages in the civil proceedings shall be assessed without regard to the order ; but where the whole or part of the amount awarded by the order has been paid, the damages awarded in the civil proceedings shall not exceed the amount (if any) by which, as so assessed, they exceed the amount paid under the order.

(3) Where there is an amount unpaid under the compensation order (whether the whole or part of the amount awarded) and the court awards damages in the civil proceedings, then, unless the person against whom the order was made has ceased to be liable to pay the amount unpaid (whether in consequence of

**PART I** an appeal, of his imprisonment for default or otherwise), the court shall direct that the judgment—

- (a) if it is for an amount not exceeding the amount unpaid under the order, shall not be enforced ; or
- (b) if it is for an amount exceeding the amount unpaid under the order, shall not be enforced as to a corresponding amount,

without the leave of the court.

Priority  
for sums  
awarded by  
compensation  
orders.  
1952 c. 55.

5. For the purposes of section 114 of the Magistrates' Courts Act 1952 (which sets out the manner in which the clerk to a magistrates' court is to apply moneys received by him on account of a sum adjudged to be paid by a summary conviction) the payment of compensation so adjudged to be paid to any person shall, instead of taking second place to the payment of any costs so adjudged to be paid to the prosecutor, take precedence over the payment of such costs.

#### *Restitution orders*

Restitution  
orders.  
1968 c. 60.

6.—(1) The following provisions of this section shall have effect with respect to section 28 of the Theft Act 1968 (which enables orders for restitution and certain other orders to be made in relation to stolen property).

(2) The powers conferred by—

- (a) subsection (1)(c) of the said section 28 (payment to owner of stolen goods out of money taken from the offender on his apprehension) ; and
- (b) subsection (3) of that section (payment to purchaser of, and lender on the security of, stolen goods out of money so taken),

shall be exercisable without any application being made in that behalf or on the application of any person appearing to the court to be interested in the property concerned.

(3) The powers conferred by the said section 28 shall be exercisable not only where a person is convicted of an offence with reference to the theft of the goods in question but also where, on the conviction of a person of any other offence, the court takes an offence with reference to the theft of those goods into consideration in determining sentence.

(4) Where an order is made under the said section 28 against any person in respect of an offence taken into consideration in determining his sentence—

- (a) the order shall cease to have effect if he successfully appeals against his conviction of the offence or, if more than one, all the offences, of which he was convicted in the proceedings in which the order was made ;

- (b) he may appeal against the order as if it were part of the sentence imposed in respect of the offence or, if more than one, any of the offences, of which he was so convicted.

(5) Any order under the said section 28 made by a magistrates' court shall be suspended—

- (a) in any case until the expiration of the period for the time being prescribed by law for the giving of notice of appeal against a decision of a magistrates' court ;
- (b) where notice of appeal is given within the period so prescribed, until the determination of the appeal ;

but this subsection shall not apply where the order is made under section 28(1)(a) or (b) and the court so directs, being of the opinion that the title to the goods to be restored or, as the case may be, delivered or transferred under the order is not in dispute.

#### *Criminal bankruptcy*

7.—(1) Where a person is convicted of an offence before the Crown Court and it appears to the court that—

Criminal  
bankruptcy  
orders against  
convicted  
persons.

- (a) as a result of the offence, or of that offence taken together with any other relevant offence or offences, loss or damage (not attributable to personal injury) has been suffered by one or more persons whose identity is known to the court ; and
- (b) the amount, or aggregate amount, of the loss or damage exceeds £15,000,

the court may, in addition to dealing with the offender in any other way (but not if it makes a compensation order against him), make a criminal bankruptcy order against him in respect of the offence or, as the case may be, that offence and the other relevant offence or offences.

(2) In subsection (1) of this section “ other relevant offence or offences ” means an offence or offences of which the person in question is convicted in the same proceedings or which the court takes into consideration in determining his sentence.

(3) A criminal bankruptcy order shall specify—

- (a) the amount of the loss or damage appearing to the court to have resulted from the offence or, if more than one, each of the offences ;
- (b) the person or persons appearing to the court to have suffered that loss or damage ;

## PART I

- (c) the amount of that loss or damage which it appears to the court that that person, or each of those persons, has suffered ; and
- (d) the date which is to be the operative date for the purposes of section 10 below, being the date appearing to the court making the order to be the earliest date on which the offence or, if more than one, the earliest of the offences, was committed.

(4) A criminal bankruptcy order may be made against two or more offenders in respect of the same loss or damage.

(5) Schedule 1 to this Act shall have effect in relation to criminal bankruptcy orders and the operation of the enactments relating to bankruptcy in a case where such an order has been made.

(6) The Secretary of State may by order made by statutory instrument direct that subsection (1) of this section shall be amended by substituting, for the amount specified in that subsection as originally enacted or as previously amended under this subsection, such amount as may be specified in the order ; and any order under this subsection may be revoked by a subsequent order and shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(7) In this Act "criminal bankruptcy proceedings" means proceedings pursuant to a criminal bankruptcy petition or a petition under section 130 of the Bankruptcy Act 1914 presented by virtue of Schedule 1 to this Act.

1914 c. 59.

Appeals  
in the case of  
criminal  
bankruptcy  
orders.

**8.—(1)** No appeal shall lie against the making of a criminal bankruptcy order.

(2) Where a person successfully appeals to the Court of Appeal against his conviction of an offence by virtue of which such an order was made, the Court of Appeal—

(a) shall rescind the order unless—

(i) he was convicted in the same proceedings of another offence of which he remains convicted ; and

(ii) a criminal bankruptcy order could have been made without reference to loss or damage caused by the offence in respect of which the conviction is quashed ;

(b) where by virtue of paragraph (a) above the court does not rescind the order, shall amend it by striking out so much of it as relates to loss or damage caused by the offence in respect of which the conviction is quashed.



(3) Where on an appeal by a person against his conviction of an offence by virtue of which a criminal bankruptcy order was made the Court of Appeal substitutes a verdict of guilty of another offence, the court shall—

- (a) rescind the order if a criminal bankruptcy order could not have been made against that person if he had originally been convicted of that other offence ;
- (b) in any other case, amend the order so far as may be required in consequence of the substitution of a verdict of guilty of the other offence.

(4) Where the Court of Appeal rescinds or amends a criminal bankruptcy order, the rescission or amendment shall not take effect—

- (a) in any case until the expiration of the time for applying for leave to appeal to the House of Lords against the Court of Appeal's decision on the appeal against conviction (disregarding any extension of time which may be granted under section 34 of the Criminal Appeal Act 1968 c. 19. Act 1968) ;
- (b) if an application for leave to appeal is made within that time, so long as an appeal to the House of Lords is pending ; and
- (c) if on such an appeal the conviction is restored by that House.

(5) For the purposes of this section an appeal to the House of Lords shall be treated as pending until any application for leave to appeal is disposed of and, if leave to appeal is granted, until the appeal is disposed of ; and for the purposes of this subsection an application for leave to appeal shall be treated as disposed of at the expiration of the time within which it may be made if it is not made within that time.

9.—(1) For the purpose of discharging the functions mentioned in subsection (2) of this section, in relation to cases in which a criminal bankruptcy order is made, there shall be an officer known as the Official Petitioner ; and the Director of Public Prosecutions shall, by virtue of his office, be the Official Petitioner.

(2) The functions of the Official Petitioner shall be—

- (a) to consider whether, in any such case as aforesaid, it is in the public interest that he should himself present a bankruptcy petition ;
- (b) to present a bankruptcy petition in any such case in which he determines that it is in the public interest that he should do so ;

## PART I

(c) to make payments, in such cases as he may determine, towards expenses incurred by other persons in connection with bankruptcy proceedings instituted by virtue of the making of a criminal bankruptcy order ;

(d) to exercise, so far as he considers it to be in the public interest to do so, any of the powers conferred on him by Schedule 1 to this Act.

(3) Neither the Official Petitioner nor any person acting under his authority shall be liable to any action or proceeding in respect of anything done or omitted in the discharge, or purported discharge, of the functions of the Official Petitioner under or by virtue of this Act.

(4) Any expenses of the Official Petitioner shall be defrayed out of moneys provided by Parliament.

Recovery of assets for benefit of criminal bankrupt's creditors.  
1914 c. 59.

**10.—**(1) Where a person is adjudged bankrupt in criminal bankruptcy proceedings, the official receiver (and not a person appointed under section 19 of the Bankruptcy Act 1914) shall in the bankruptcy be trustee of the property of the bankrupt ; and the following provisions of this section shall apply with respect to dispositions of property or any interest in property, made by the bankrupt, on or after the operative date, either by way of gift or for an under-value.

(2) On the application of the official receiver (in his capacity as trustee) the High Court may make orders requiring—

(a) the disponee under any such disposition ; or

(b) subject to the following subsection, any other person who by virtue of any subsequent disposition acquired (whether or not from the original disponee) the whole or any part of the property or any interest therein,

to transfer the whole or any part of the property, or such interest as the order may specify, to the trustee, or to make such payments to the trustee as the court thinks just with a view to making available to the creditors the full value of the property or interest disposed of by the bankrupt (including any increase in its value since the disposition was made).

(3) No order shall be made by virtue of subsection (2)(b) above against a person appearing to the court to have given full value for anything taken by him under a relevant disposition or to claim (directly or indirectly) through a person who gave full value.

(4) An order of the High Court under this section requiring a person to transfer any property or interest may include such consequential directions for giving effect to the order, and be made on such terms (including in particular terms allowing the person to retain or recover consideration given by him for any

relevant disposition) as the court thinks just in all the circumstances. PART I

(5) In this section “disposition” includes any conveyance or assurance of property of any description and “disponee” shall be construed accordingly.

(6) Nothing in this section is to be taken to prejudice any provision of the Bankruptcy Act 1914.

1914 c. 59.

### *Sentences of imprisonment*

**11.**—(1) Subsection (3) of section 39 of the Criminal Justice Act 1967 (which in general requires a court which passes a sentence of imprisonment for a term of not more than six months to suspend the sentence) shall cease to have effect. Suspended sentences.  
1967 c. 80.

(2) In the following provisions of the said Act of 1967, that is to say—

(a) section 39(1) (which provides that a court which passes a sentence of imprisonment for a term of not more than two years may suspend it for a period of not less than one year or more than three years);

(b) section 40(1)(c) (which enables a court in certain cases to vary the original period of suspension by substituting a period expiring not later than three years from the date of the variation),

for the words “three years” there shall be substituted the words “two years”.

(3) An offender shall not be dealt with by means of a sentence of imprisonment suspended under section 39 of the said Act of 1967 unless the case appears to the court to be one in which a sentence of imprisonment would have been appropriate in the absence of any power to suspend such a sentence.

**12.**—(1) Where a court sentences an offender for a single offence to imprisonment for a term of more than six months and makes an order suspending the sentence under section 39(1) of the Criminal Justice Act 1967, the court may make a suspended sentence supervision order (in this Act referred to as “a supervision order”) placing the offender under the supervision of a supervising officer for a period specified in the order not exceeding the period which under the said section 39(1) is the operational period in relation to the suspended sentence. Suspended sentence supervision orders.

(2) The Secretary of State may by order—

(a) direct that subsection (1) above be amended by substituting, for the number of months specified in the subsection as originally enacted or as previously amended under this paragraph, such other number (not more than six) as the order may specify; or

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(b) make in that subsection the repeals necessary to enable a court to exercise the powers of the subsection in the case of any suspended sentence, whatever the length of the term.

Orders under this subsection shall be made by statutory instrument subject to annulment by resolution of either House of Parliament; and an order under paragraph (a) may be revoked by a subsequent order under paragraph (a) or (b).

(3) A supervision order shall specify the petty sessions area in which the offender resides or will reside; and the supervising officer shall be a probation officer appointed for or assigned to that area.

(4) An offender in respect of whom a supervision order is in force shall keep in touch with the supervising officer in accordance with such instructions as he may from time to time be given by that officer and shall notify him of any change of address.

(5) The court by which a supervision order is made shall forthwith give copies of the order to a probation officer assigned to the court, and he shall give a copy to the offender and the supervising officer; and the court shall, except where it is itself a magistrates' court acting for the petty sessions area specified in the order, send to the clerk to the justices for the petty sessions area specified in the order a copy of the order, together with such documents and information relating to the case as it considers likely to be of assistance to that court in exercising its functions in relation to the order.

(6) If a magistrates' court acting for the petty sessions area specified in a supervision order is satisfied that the offender proposes to change, or has changed, his residence from that petty sessions area to another petty sessions area, the court may, and if application in that behalf is made by the supervising officer shall, amend the order by substituting the other petty sessions area for the area specified therein, and references in this Act to the area specified in a supervision order shall be construed accordingly.

(7) Where a supervision order is amended by a court under subsection (6) of this section the court shall send to the clerk to the justices for the area which is specified in the order in consequence of the amendment a copy of the order, together with such documents and information relating to the case as it considers likely to be of assistance to a court acting for that area in exercising its functions in relation to the order.

(8) A supervision order shall cease to have effect if before the end of the period specified in it—

- (a) a court orders under section 40 of the said Act of 1967 that a suspended sentence passed in the proceedings in which the order was made shall have effect ; or
- (b) the order is discharged or replaced under the subsequent provisions of this section.

(9) A supervision order may be discharged, on the application of the supervising officer or the offender, by the magistrates' court acting for the petty sessions area specified in the order except that, where the order was made by the Crown Court and includes a direction to that effect, the power conferred by this subsection shall be exercisable by the Crown Court and not by a magistrates' court.

(10) Where under paragraph (c) of subsection (1) of section 40 of the said Act of 1967 a court varies the operational period of a suspended sentence, or under paragraph (d) of that subsection makes no order with respect to such a sentence, the court may make a supervision order in respect of the offender—

- (a) in place of any such order made when the suspended sentence was passed ; or
- (b) if the court which passed the sentence could have made such an order but did not do so ; or
- (c) if that court had not the power to make such an order but would have had the power with subsection (1) of this section in force as it is at the time when the offender is dealt with under section 40(1).

(11) On making a supervision order the court shall in ordinary language explain its effect to the offender.

(12) In this section "suspended sentence" and "operational period" have the same meaning as in Part II of the said Act of 1967.

13.—(1) If at any time while a supervision order is in force in respect of an offender it appears on information to a justice of the peace acting for the petty sessions area specified in the order that the offender has failed to comply with any of the requirements of section 12(4) of this Act, the justice may issue a summons requiring the offender to appear at the place and time specified therein, or may, if the information is in writing and on oath, issue a warrant for his arrest.

Breach of requirements of suspended sentence supervision order.

(2) Any summons or warrant issued under this section shall direct the offender to appear or be brought before a magistrates' court acting for the petty sessions area specified in the supervision order.

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(3) If it is proved to the satisfaction of the court before which an offender appears or is brought under this section that he has failed without reasonable excuse to comply with any of the requirements aforesaid the court may, without prejudice to the continuance of the order, impose on him a fine not exceeding £50.

(4) A fine imposed under this section shall be deemed for the purposes of any enactment to be a sum adjudged to be paid by a conviction.

Restriction on imprisonment of persons who have not previously served prison sentences.

**14.—(1)** A court shall not pass sentence of imprisonment on a person who has attained the age of twenty-one and has not previously been sentenced to imprisonment unless the court is of opinion that no other method of dealing with him is appropriate; and for the purpose of determining whether any other method of dealing with any such person is appropriate the court shall obtain and consider information about the circumstances, and shall take into account any information before the court which is relevant to his character and his physical and mental condition.

(2) Where a magistrates' court sentences to imprisonment any such person as is mentioned in subsection (1) of this section, the court shall state the reason for its opinion that no other method of dealing with him is appropriate, and cause that reason to be specified in the warrant of commitment and to be entered in the register.

(3) In this section—

“previously sentenced to imprisonment” means previously sentenced to imprisonment by a court in any part of the United Kingdom, but for the purposes of this definition a sentence of imprisonment which has been suspended and which has not taken effect under section 40 of the Criminal Justice Act 1967 or under section 19 of the Treatment of Offenders Act (Northern Ireland) 1968 shall be disregarded;

“the register” has the same meaning as in the Magistrates' Courts Act 1952;

and for the purposes of this section, the age of a person shall be deemed to be that which it appears to the court to be after considering any available evidence.

(4) Subsection (1) of this section does not affect the power of a court to pass sentence on any person for an offence the sentence for which is fixed by law.

1967 c. 80.  
1968 c. 29.  
(N.I.)  
1952 c. 55.

(5) The First Offenders Act 1958 shall cease to have effect.

*Community service orders*

## PART I

**15.—(1)** Where a person who has attained the age of seventeen is convicted of an offence punishable with imprisonment, the court by or before which he is convicted may, instead of dealing with him in any other way (but subject to subsection (2) of this section), make an order (in this Act referred to as “a community service order”) requiring him to perform unpaid work in accordance with the subsequent provisions of this Act for such number of hours (being in the aggregate not less than forty nor more than two hundred and forty) as may be specified in the order.

Community service orders in respect of convicted persons.

**(2)** A court shall not make a community service order in respect of any offender unless the offender consents and the court—

**(a)** has been notified by the Secretary of State that arrangements exist for persons who reside in the petty sessions area in which the offender resides or will reside to perform work under such orders ; and

**(b)** is satisfied—

**(i)** after considering a report by a probation officer about the offender and his circumstances and, if the court thinks it necessary, hearing a probation officer, that the offender is a suitable person to perform work under such an order ; and

**(ii)** that provision can be made under the arrangements for him to do so.

**(3)** Where a court makes community service orders in respect of two or more offences of which the offender has been convicted by or before the court, the court may direct that the hours of work specified in any of those orders shall be concurrent with or additional to those specified in any other of those orders, but so that the total number of hours which are not concurrent shall not exceed the maximum in subsection (1) of this section.

**(4)** A community service order shall specify the petty sessions area in which the offender resides or will reside ; and the functions conferred by the subsequent provisions of this Act on the relevant officer shall be discharged by a probation officer appointed for or assigned to that area, or by a person appointed for the purposes of those provisions by the probation and after-care committee for that area.

**(5)** The court by which a community service order is made shall forthwith give copies of the order to a probation officer assigned to the court and he shall give a copy to the offender and to the relevant officer ; and the court shall, except where it is itself a magistrates’ court acting for the petty sessions area specified in the order, send to the clerk to the justices for the

## PART I

petty sessions area specified in the order a copy of the order, together with such documents and information relating to the case as it considers likely to be of assistance to that court in exercising its functions in relation to the order.

(6) The Secretary of State may by order direct that subsection (1) of this section shall be amended by substituting, for the maximum number of hours specified in that subsection as originally enacted or as previously amended under this subsection, such number of hours as may be specified in the order; but no such order shall be made unless a draft of it has been laid before, and approved by a resolution of, each House of Parliament.

(7) The power to make orders under subsection (6) of this section shall be exercisable by statutory instrument and includes power to revoke a previous order under that subsection.

(8) Nothing in subsection (1) of this section shall be construed as preventing a court which makes a community service order in respect of any offence from making an order for costs against, or imposing any disqualification on, the offender or from making in respect of the offence an order under the foregoing provisions of this Act, under section 23 or 24 thereof, or under section 28 of the Theft Act 1968.

1968 c. 60.

(9) Before making a community service order the court shall in ordinary language explain to the offender—

- (a) the purpose and effect of the order (and in particular the requirements of the order as specified in section 16 of this Act);
- (b) the consequences which may follow under section 17 if he fails to comply with any of those requirements; and
- (c) that the court has under section 18 the power to review the order on the application either of the offender or of a probation officer.

Obligations  
of person  
subject to  
community  
service order.

**16.—(1)** An offender in respect of whom a community service order is in force shall—

- (a) report to the relevant officer and subsequently from time to time notify him of any change of address; and
- (b) perform for the number of hours specified in the order such work at such times as he may be instructed by the relevant officer.

(2) Subject to section 18 of this Act, the work required to be performed under a community service order shall be performed during the period of twelve months beginning with the date of the order.



(3) The instructions given by a relevant officer under this section shall, so far as practicable, be such as to avoid any conflict with the offender's religious beliefs and any interference with the times, if any, at which he normally works or attends a school or other educational establishment.

17.—(1) If at any time while a community service order is in force in respect of an offender it appears on information to a justice of the peace acting for the petty sessions area specified in the order that the offender has failed to comply with any of the requirements of section 16 of this Act (including any failure satisfactorily to perform the work which he has been instructed to do), the justice may issue a summons requiring the offender to appear at the place and time specified therein, or may, if the information is in writing and on oath, issue a warrant for his arrest.

Breach of requirements of community service order.

(2) Any summons or warrant issued under this section shall direct the offender to appear or be brought before a magistrates' court acting for the petty sessions area specified in the community service order.

(3) If it is proved to the satisfaction of the court before which an offender appears or is brought under this section that he has failed without reasonable excuse to comply with any of the requirements aforesaid, the court may, without prejudice to the continuance of the order, impose on him a fine not exceeding £50 or may—

- (a) if the community service order was made by a magistrates' court, revoke the order and deal with the offender, for the offence in respect of which the order was made, in any manner in which he could have been dealt with for that offence by the court which made the order if the order had not been made ;
- (b) if the order was made by the Crown Court, commit him to custody or release him on bail until he can be brought or appear before the Crown Court.

(4) Where a magistrates' court deals with the case as provided in subsection (3)(b) of this section—

- (a) the court shall send to the Crown Court a certificate signed by a justice of the peace certifying that the offender has failed to comply with the requirements aforesaid in the respect specified in the certificate, together with such other particulars of the case as may be desirable, and a certificate purporting to be so signed shall be admissible before the Crown Court as evidence of the failure ; and

## PART I

(b) where the offender is brought or appears before the Crown Court and it is proved to the satisfaction of the court that he has failed to comply with any of the requirements aforesaid, that court may either—

(i) without prejudice to the continuance of the order, impose on him a fine not exceeding £50; or

(ii) revoke the order and deal with him, for the offence in respect of which the order was made, in any manner in which he could have been dealt with for that offence by the court which made the order if the order had not been made.

(5) A person sentenced under subsection (3)(a) of this section for an offence may appeal to the Crown Court against the sentence.

(6) In proceedings before the Crown Court under this section any question whether the offender has failed to comply with the requirements aforesaid shall be determined by the court and not by the verdict of a jury.

(7) A fine imposed under this section shall be deemed for the purposes of any enactment to be a sum adjudged to be paid by a conviction.

Amendment  
and revocation  
of community  
service orders.

**18.—**(1) Where a community service order is in force in respect of any offender and, on the application of the offender or the relevant officer, it appears to a magistrates' court acting for the petty sessions area specified in the order that it would be in the interests of justice to do so having regard to circumstances which have arisen since the order was made, the court may—

(a) extend, in relation to the order, the period of twelve months specified in section 16(2) of this Act; or

(b) if the order was made by a magistrates' court, revoke the order or revoke it and deal with the offender, for the offence in respect of which the order was made, in any manner in which he could have been dealt with for that offence by the court which made the order if the order had not been made.

(2) Where a community service order made by the Crown Court is in force in respect of any offender and, on the application of the offender or the relevant officer, it appears to a magistrates' court acting for the petty sessions area specified in the order that, having regard to circumstances which have arisen since the order was made, it is in the interests of justice that the order should be revoked or that the offender should be dealt with in some other manner for the offence in respect of which the order was made, the court may commit him to custody or release him on bail until he can be brought or appear before the Crown Court.

(3) Where a magistrates' court deals with the case as provided in subsection (2) of this section—

- (a) the court shall send to the Crown Court such particulars of the case as may be desirable ; and
- (b) where the offender is brought or appears before the Crown Court and it appears to the Crown Court to be in the interests of justice to do so, having regard to circumstances which have arisen since the order was made, the Crown Court may revoke the order or revoke the order and deal with the offender, for the offence in respect of which the order was made, in any manner in which he could have been dealt with for that offence by the court which made the order if the order had not been made.

(4) A person sentenced under subsection (1)(b) of this section for an offence may appeal to the Crown Court against the sentence.

(5) If a magistrates' court acting for the petty sessions area specified in a community service order is satisfied that the offender proposes to change, or has changed, his residence from that petty sessions area to another petty sessions area and—

- (a) the court has been notified that arrangements exist for persons who reside in that other area to perform work under community service orders ; and
- (b) it appears to the court that provision can be made under the arrangements for him to perform work under the order,

the court may, and if application in that behalf is made by the relevant officer shall, amend the order by substituting the other petty sessions area for the area specified therein, and references in this Act to the area specified in a community service order shall be construed accordingly.

(6) Where a community service order is amended by a court under subsection (5) of this section the court shall send to the clerk to the justices for the area which is specified in the order in consequence of the amendment a copy of the order, together with such documents and information relating to the case as it considers likely to be of assistance to a court acting for that area in exercising its functions in relation to the order.

(7) Where a magistrates' court proposes to exercise its powers under subsection (1) or (2) of this section otherwise than on the application of the offender it shall summon him to appear before the court and, if he does not appear in answer to the summons, may issue a warrant for his arrest.

**PART I**  
Community  
service rules.

**19.—(1)** The Secretary of State may make rules for regulating the performance of work under community service orders and the arrangements made under the subsequent provisions of this Act for persons to perform such work.

(2) Without prejudice to the generality of subsection (1) of this section, rules under this section may in particular—

- (a) limit the number of hours' work to be done by a person under such an order on any one day;
- (b) make provision as to the reckoning of time worked under such orders;
- (c) make provision for the payment of travelling and other expenses in connection with the performance of work under such orders;
- (d) provide for records to be kept of the work done by any person under such an order.

(3) The power to make rules under this section shall be exercisable by statutory instrument, and any statutory instrument containing such rules shall be subject to annulment in pursuance of a resolution of either House of Parliament.

*Probation orders*

**20.—(1)** Where a court makes a probation order in the case of an offender it may, subject to the provisions of this section, include in the order a requirement that he shall during the probation period attend at a day training centre specified in the order.

(2) A court shall not include such a requirement as aforesaid in a probation order unless—

- (a) it has been notified by the Secretary of State that a day training centre exists for persons of the offender's class or description who reside in the petty sessions area in which he resides or will reside; and
- (b) it is satisfied that arrangements can be made for his attendance at that centre;

and no such requirement shall be included in a probation order which includes a requirement under section 4 of the Criminal Justice Act 1948 (treatment of offender for mental condition).

(3) Section 3(5) of the said Act of 1948 (which provides that a court which proposes to make a probation order shall explain its requirements to the offender and shall not make the order unless the offender expresses his willingness to comply with the requirements) shall apply also in relation to any requirement proposed to be included in a probation order by virtue of this section.

Probation  
orders  
requiring  
attendance  
at day  
training  
centre.

1948 c. 58.

(4) A requirement included in a probation order by virtue of this section shall operate to require the probationer—

- (a) in accordance with instructions given by the probation officer responsible for his supervision, to attend on not more than sixty days at the centre specified in the order ;
- (b) while attending there to comply with instructions given by, or under the authority of, the person in charge of the centre.

(5) The Secretary of State may make rules for regulating the training given at day training centres and the provision and carrying on of such centres under the subsequent provisions of this Act ; and, without prejudice to the generality of the foregoing provision, such rules may in particular—

- (a) regulate the hours of attendance, and the reckoning of days of attendance, at such centres ;
- (b) provide for the keeping of records of such attendance ;
- (c) provide that no person shall be appointed to be in charge of such a centre unless the Secretary of State has consented to his appointment.

(6) The power to make rules under this section shall be exercisable by statutory instrument, and any statutory instrument containing such rules shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(7) References in this section to attendance at a day training centre include references to attendance elsewhere than at the centre for the purpose of receiving training in accordance with instructions given by, or under the authority of, the person in charge of the centre.

**21.**—(1) The maximum fine which may be imposed by a magistrates' court under section 6(3) of the Criminal Justice Act 1948, or by the Crown Court under section 54(5) of the Criminal Justice Act 1967, on a probationer who has failed to comply with any requirement of a probation order shall be £50 instead of £20. Penalties for breach of requirements of probation order.  
1948 c. 58.  
1967 c. 80.

(2) A court before which a probationer appears or is brought and which is satisfied that he has failed to comply with any of the requirements of a probation order may, subject to subsection (3) of this section and without prejudice to the continuance of the probation order, make a community service order in respect of the probationer instead of dealing with him as provided in the said section 6(3) or 54(5).

(3) Section 15(2) of this Act and, so far as applicable, the other provisions of this Act relating to community service

**PART I**

orders shall have effect in relation to an order under subsection (2) of this section as they have effect in relation to an order in respect of an offender, but as if the power conferred by sections 17 and 18 of this Act to deal with an offender for the offence in respect of which the order was made were a power to deal with the probationer for his failure to comply with the requirements in question.

*Other powers*

Deferment of sentence.

**22.**—(1) Subject to the provisions of this section, the Crown Court or a magistrates' court may defer passing sentence on an offender for the purpose of enabling the court to have regard, in determining his sentence, to his conduct after conviction (including, where appropriate, the making by him of reparation for his offence) or to any change in his circumstances.

(2) Any deferment under this section shall be until such date as may be specified by the court, not being more than six months after the date of the conviction; and where the passing of sentence has been deferred under this section it shall not be further deferred thereunder.

(3) The power conferred by this section shall be exercisable only if the offender consents and the court is satisfied, having regard to the nature of the offence and the character and circumstances of the offender, that it would be in the interests of justice to exercise the power.

(4) A court which under this section has deferred passing sentence on an offender may pass sentence on him before the expiration of the period of deferment if during that period he is convicted in Great Britain of any offence.

(5) Where a court which under this section has deferred passing sentence on an offender proposes to sentence him, whether on the date originally specified by the court or by virtue of subsection (4) of this section before that date, it may issue a summons requiring him to appear before the court, or may issue a warrant for his arrest.

1952 c. 55.

(6) Notwithstanding section 14(4) of the Magistrates' Courts Act 1952 (adjournment of trial), a magistrates' court shall not be obliged to remand an offender in whose case it defers the passing of sentence under this section.

(7) Nothing in this section shall affect the power of the Crown Court to bind over an offender to come up for judgment when called upon or the power of any court to defer passing sentence for any purpose for which it may lawfully do so apart from this section.

**23.—(1)** Where a person is convicted of an offence punishable on indictment with not less than two years' imprisonment and the court by or before which he is convicted is satisfied that any property which was in his possession or under his control at the time of his apprehension—

PART I  
Power to  
deprive  
offender of  
property used,  
or intended  
for use, for  
purposes of  
crime.

(a) has been used for the purpose of committing, or facilitating the commission of, any offence ; or

(b) was intended by him to be used for that purpose,  
the court may make an order under this section in respect of that property.

(2) An order under this section shall operate to deprive the offender of his rights, if any, in the property to which it relates, and the property shall (if not already in their possession) be taken into the possession of the police.

(3) The Police (Property) Act 1897 shall apply, with the following modifications, to property which is in the possession of the police by virtue of this section—

1897 c. 30.

(a) no application shall be made under section 1(1) of that Act by any claimant of the property after the expiration of six months from the date on which the order in respect of the property was made under this section ; and

(b) no such application shall succeed unless the claimant satisfies the court either that he had not consented to the offender having possession of the property or that he did not know, and had no reason to suspect, that the property was likely to be used for the purpose mentioned in subsection (1) of this section.

(4) In relation to such property as aforesaid, the power to make regulations under section 2(1) of the said Act of 1897 (disposal of property in cases where the owner of the property has not been ascertained and no order of a competent court has been made with respect thereto) shall include power to make regulations for disposal in cases where no application by a claimant of the property has been made within the period specified in subsection (3)(a) of this section or no such application has succeeded.

(5) In Scotland, where a person is convicted on indictment of an offence, and the court which passes sentence is satisfied, in regard to any property which was in his possession or under his control at the time of his apprehension, that the property has been used or was intended by him to be used for the purpose mentioned in subsection (1)(a) and (b) of this section,

## PART I

that property shall be liable to forfeiture, and any property forfeited under this section shall be disposed of as the court may direct.

(6) References in this section to facilitating the commission of an offence include references to the taking of any steps after it has been committed for the purpose of disposing of any property to which it relates or of avoiding apprehension or detection.

Driving dis-qualification where vehicle used for purposes of crime.

1952 c. 55.

1972 c. 20.

**24.—(1)** Where a person is convicted before the Crown Court of an offence punishable on indictment with not less than two years' imprisonment or, having been convicted by a magistrates' court of such an offence, is committed to the Crown Court for sentence under section 29 of the Magistrates' Courts Act 1952, the Crown Court, if satisfied that a motor vehicle was used (by that person or by anyone else) for the purpose of committing, or facilitating the commission of, the offence, may order that person to be disqualified, for such period as the court thinks fit, for holding or obtaining a licence to drive a motor vehicle granted under Part III of the Road Traffic Act 1972.

(2) In Scotland, where a person is convicted on indictment of an offence, and the court which passes sentence is satisfied that a motor vehicle was used (by that person or anyone else) for the purpose mentioned in the foregoing subsection, the court may make a like order as that under that subsection.

(3) A court which makes an order under this section disqualifying a person for holding or obtaining any such licence as is mentioned in subsection (1) of this section shall require him to produce any such licence held by him; and—

- (a) if he does not produce the licence as required he shall be guilty of an offence under section 101(4) of the Road Traffic Act 1972 (failure to produce licence for endorsement); and
- (b) if he applies under section 95 of that Act for the disqualification to be removed and the court so orders, subsection (4) of that section shall not have effect so as to require particulars of the order to be endorsed on the licence, but the court shall send notice of the order to the Secretary of State and section 105(5) of that Act (procedure) shall apply to the notice.

(4) Subsection (6) of section 23 of this Act shall apply for the purposes of this section as it applies for the purposes of that section.



## PART II

## JURY SERVICE

**25.**—(1) Subject to the following provisions, every person shall be qualified to serve as a juror and be liable accordingly to attend for jury service when summoned under Part V of the Act of 1971, if—

Qualification  
for jury  
service.

- (a) he is for the time being registered as a parliamentary or local government elector and is not less than eighteen nor more than sixty-five years of age ; and
- (b) he has been ordinarily resident in the United Kingdom, the Channel Islands or the Isle of Man for any period of at least five years since attaining the age of thirteen,

but not if he is for the time being ineligible or disqualified for jury service ; and the persons who are ineligible, and those who are disqualified, are those respectively listed in Parts I and II of Schedule 2 to this Act.

(2) A person summoned for jury service shall be entitled, if he so wishes, to be excused from jury service if he is among the persons listed in Part III of Schedule 2 to this Act, but (except as provided by that Part of the Schedule in the case of members of the Forces and others) a person shall not by this subsection be exempt from his obligation to attend if summoned, where the summons has not been withdrawn under section 31(6) of the Act of 1971 and he has not under section 34(2) of that Act been excused from attending.

(3) A written summons sent to any person under Part V of the Act of 1971 shall be accompanied by a notice informing him—

- (a) of the effect of subsections (1), (2), (4) and (5) of this section ; and
- (b) that he may make representations to the appropriate officer with a view to obtaining the withdrawal of the summons, if for any reason he is not qualified for jury service, or wishes or is entitled to be excused ;

and where a person attends in pursuance of such a summons or of a summons under section 33 of the Act of 1971 (summoning without notice in exceptional circumstances), the appropriate officer may put or cause to be put to him such questions as the officer thinks fit in order to establish whether or not the person is qualified for jury service.

(4) Where it appears to the appropriate officer, in the case of a person attending in pursuance of a summons for jury service, that on account of physical disability or insufficient understanding of English there is doubt as to his capacity to

## PART II

act effectively as a juror, the person may be brought before the judge, who shall determine whether or not he should act as a juror and, if not, shall discharge the summons; and for this purpose "the judge" means any judge of the High Court or any Circuit judge or Recorder.

(5) If any person—

- (a) having been summoned for jury service makes, or causes or permits to be made on his behalf, any false representation to the appropriate officer with the intention of evading jury service; or
- (b) makes or causes to be made on behalf of another person who has been so summoned any false representation to that officer with the intention of enabling the other to evade jury service; or
- (c) when any question is put to him in pursuance of subsection (3) above, refuses without reasonable excuse to answer, or gives an answer which he knows to be false in a material particular, or recklessly gives an answer which is false in a material particular; or
- (d) knowing that he is ineligible for jury service under Group A, B or C in Part I of Schedule 2 to this Act, or disqualified under Part II of that Schedule, serves on a jury,

he shall be liable on summary conviction to a fine of not more than £400 in the case of an offence of serving on a jury when disqualified and, in any other case, a fine of not more than £100.

(6) The fact that a person summoned to serve on a jury is not qualified to serve shall be a ground of challenge for cause; but subject to this nothing in this section affects the law relating to challenge of jurors.

1971 c. 23.

(7) In this section "the Act of 1971" means the Courts Act 1971; and that Act and the foregoing provisions of this section shall be construed and have effect as if this section were contained in Part V of that Act.

(8) Any enactment included among those repealed by this Act which would otherwise have any effect in relation to coroners' juries, or a person's qualification or liability to serve on such a jury, shall cease to have that effect.

Electoral register as basis of juror selection.

1949 c. 68.

**26.**—(1) In Schedule (4) to the Representation of the People Act 1949 (provisions which may be contained in regulations as to registration) the following paragraph shall be inserted after paragraph 2:—

"2A. Provisions imposing on registration officers the duty of requiring persons to give information required for the purpose of the officer's duty under section 26 of the Criminal Justice Act 1972";

and in paragraph 12(1) of that Schedule (power to make breaches of regulations punishable on summary conviction), after the words “ paragraph 2 ” there shall be inserted the words “ or 2A ”.

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(2) Every electoral registration officer under the said Act of 1949 shall as soon as practicable after the publication of any register of electors for his area deliver to such officer as the Lord Chancellor may designate such number of copies of the register as the Lord Chancellor's officer may require for the purpose of summoning jurors, and on each copy there shall be indicated those persons on the register whom the registration officer has ascertained to be, or to have been on a date also indicated on the copy, less than eighteen or more than sixty-five years of age.

(3) The reference in subsection (2) of this section to a register of electors does not include a ward list within the meaning of section 4(1) of the City of London (Various Powers) Act 1957 c. x. 1957.

27. In section 1 of the Juries Act 1949 (payments in respect of jury service), the following shall be substituted for subsection (1)— Payments in respect of jury service.

“ (1) Subject to the provisions of this Act, a person who serves as a juror shall be entitled, in respect of his attendance at court for the purpose of performing jury service, to receive payments, at the prescribed rates and subject to any prescribed conditions, by way of allowance— 1949 c. 27.

(a) for travelling and subsistence ; and

(b) for financial loss, where in consequence of his attendance for that purpose he has incurred any expenditure (otherwise than on travelling and subsistence) to which he would not otherwise be subject or he has suffered any loss of earnings, or of benefit under the enactments relating to national insurance, which he would otherwise have made or received.”

### PART III

#### MISCELLANEOUS PROVISIONS

28.—(1) The fourth column in Part I of Schedule 6 to the Firearms Act 1968 (which prescribes the maximum punishment by way of fine or imprisonment for offences under that Act) shall be amended as follows. Punishment for firearms offences. 1968 c. 27.

(2) In the entries prescribing the punishment for offences under section 16 (possession of firearm with intent to endanger life) and section 17(1) (use of firearms to resist arrest) for the words “ 14 years ” there shall be substituted the words “ life imprisonment ”.

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(3) In the entries prescribing the punishment for offences under section 17(2) (possessing firearm while committing certain offences) and section 18(1) (carrying firearms or imitation firearm with intent to commit indictable offence etc.) for the words “ 7 years ” and “ 10 years ” there shall be substituted the words “ 14 years ”.

(4) In the entry prescribing the punishment for an offence under section 3(5) (falsifying certificate etc. with view to acquisition of firearm), where the offender has been convicted on indictment, for the words “ a fine of £200 ” there shall be substituted the words “ a fine ”.

(5) In the entries prescribing the punishment for offences under the Act where the offender has been convicted summarily—

(a) for “ £20 ” there shall be substituted “ £50 ”;

(b) for “ £50 ” there shall be substituted “ £100 ”;

(c) for “ £100 ” there shall be substituted “ £200 ”; and

(d) for “ £200 ” there shall be substituted “ £400 ”.

(6) In relation to offences under sections 16, 17(1), 17(2) and 18(1) of the said Act of 1968 a court in Scotland shall have the like power as a court in England or Wales to impose both a sentence of imprisonment and a fine.

Possession of  
firearms by  
persons  
convicted of  
crime in  
Northern  
Ireland.  
1968 c. 27.  
1969 c. 12  
(N.I.)

**29.** In section 21 of the Firearms Act 1968 (possession of firearms and ammunition by persons previously convicted of crime) the following subsection shall be inserted after subsection (3)—

“ (3A) Where by section 19 of the Firearms Act (Northern Ireland) 1969, or by any other enactment for the time being in force in Northern Ireland and corresponding to this section, a person is prohibited in Northern Ireland from having a firearm or ammunition in his possession, he shall also be so prohibited in Great Britain at any time when to have it in his possession in Northern Ireland would be a contravention of the said section 19 or corresponding enactment ”;

and in subsection (6) of that section (application to court for removal of prohibition) for the words “ or (3) ” there shall be substituted the words “ (3) or “ (3A) ”.

**30.** In subsection (3) of section 30 of the Rent Act 1965 (which prescribes the maximum punishment for an offence under that section) for the words from “shall be liable on summary conviction” onwards there shall be substituted the words “shall be liable—

PART III

Punishment for unlawful eviction or harassment of tenants.

(a) on summary conviction, to a fine not exceeding £400 or to imprisonment for a term not exceeding six months or to both ;

1965 c. 75.

(b) on conviction on indictment, to a fine or to imprisonment for a term not exceeding two years or to both ”.

**31.** In sections 59(1), 64 and 67(5) of the Shops Act 1950 (which impose penalties for certain offences of trading or carrying on business on Sunday) for the words “five pounds” and “two pounds” (wherever occurring) there shall be substituted the words “£50”; and for the words “twenty pounds” (wherever occurring) there shall be substituted the words “£200”.

Punishment for certain offences of Sunday trading.

1950 c. 28.

**32.** In section 27(1) of the Housing Act 1957 (which prescribes the maximum punishment for the use of premises in breach of a closing order) for the words “twenty pounds” there shall be substituted the words “£100”; and for the words “five pounds” there shall in relation to any day after the coming into force of this section be substituted the words “£20”.

Punishment for use of premises in breach of closing order.

1957 c. 56.

**33.** For the definition of “Public place” in section 9(1) of the Public Order Act 1936 there shall be substituted—

Extension of definition of “public

“Public place” includes any highway and any other premises or place to which at the material time the public have or are permitted to have access, whether on payment or otherwise”.

place” in Public Order Act 1936. 1936 c. 6 (1 Edw. 8 &amp; 1 Geo. 6).

**34.—(1)** In any case in which a constable has power to arrest a person under any of the provisions mentioned in subsection (3) of this section the constable may, if he thinks fit, take him to any place approved for the purposes of this section by the Secretary of State as a medical treatment centre for alcoholics, and while a person is being so taken he shall be deemed to be in lawful custody.

Power of constable to take drunken offender to treatment centre.

(2) A person shall not by virtue of this section be liable to be detained in any such centre as aforesaid to which he has been taken, but the exercise in his case of the power conferred by this section shall not preclude his being charged with any offence.

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(3) The provisions referred to in subsection (1) of this section are—

- 1872 c. 94. (a) so much of section 12 of the Licensing Act 1872 as relates to persons guilty, while drunk, of riotous or disorderly behaviour ;
- 1902 c. 28. (b) section 1 of the Licensing Act 1902 (persons who are drunk and incapable) ;
- 1967 c. 80. (c) section 91(1) of the Criminal Justice Act 1967 (persons guilty, while drunk, of disorderly behaviour in public place).

Release on licence without recommendation of Parole Board.

**35.**—(1) If, in any case falling within such class of cases as the Secretary of State may determine after consultation with the Parole Board, a local review committee recommends the release on licence of a person to whom subsection (1) of section 60 of the Criminal Justice Act 1967 applies, the Secretary of State shall not be obliged to refer the case to the Parole Board before releasing him under that subsection and, unless he nevertheless refers it to the Board, may so release him without any recommendation by the Board.

(2) In this section “local review committee” means a committee established under section 59(6) of the said Act of 1967 ; and in the application of this section to Scotland for any reference to the Parole Board there shall be substituted a reference to the Parole Board for Scotland.

Reference to Court of Appeal of point of law following acquittal on indictment.

**36.**—(1) Where a person tried on indictment has been acquitted (whether in respect of the whole or part of the indictment) the Attorney General may, if he desires the opinion of the Court of Appeal on a point of law which has arisen in the case, refer that point to the court, and the court shall, in accordance with this section, consider the point and give their opinion on it.

(2) For the purpose of their consideration of a point referred to them under this section the Court of Appeal shall hear argument—

- (a) by, or by counsel on behalf of, the Attorney General ; and
- (b) if the acquitted person desires to present any argument to the court, by counsel on his behalf or, with the leave of the court, by the acquitted person himself.

(3) Where the Court of Appeal have given their opinion on a point referred to them under this section, the court may, of their own motion or in pursuance of an application in that behalf, refer the point to the House of Lords if it appears to the court that the point ought to be considered by that House.

(4) If a point is referred to the House of Lords under sub-section (3) of this section, the House shall consider the point and give their opinion on it accordingly; and section 35(1) of the Criminal Appeal Act 1968 (composition of House for appeals) shall apply also in relation to any proceedings of the House under this section. PART III  
1968 c. 19.

(5) Where, on a point being referred to the Court of Appeal under this section or further referred to the House of Lords, the acquitted person appears by counsel for the purpose of presenting any argument to the court or the House, he shall be entitled to his costs, that is to say to the payment out of central funds of such sums as are reasonably sufficient to compensate him for expenses properly incurred by him for the purpose of being represented on the reference or further reference; and any amount recoverable under this subsection shall be ascertained, as soon as practicable, by the registrar of criminal appeals or, as the case may be, such officer as may be prescribed by order of the House of Lords.

(6) Subject to rules of court made under section 1(5) of the Criminal Appeal Act 1966 (power by rules to distribute business of Court of Appeal between its civil and criminal divisions), the jurisdiction of the Court of Appeal under this section shall be exercised by the criminal division of the court; and references in this section to the Court of Appeal shall be construed accordingly as references to that division of the court. 1966 c. 31.

(7) A reference under this section shall not affect the trial in relation to which the reference is made or any acquittal in that trial.

**37.—**(1) A magistrates' court on summary conviction or the Crown Court on committal for sentence or on conviction on indictment shall not sentence to imprisonment, to Borstal training or to detention in a detention centre a person who is not legally represented in that court and has not been previously sentenced to that punishment, unless either—

- (a) he applied for legal aid and the application was refused on the ground that it did not appear his means were such that he required assistance; or
- (b) having been informed of his right to apply for legal aid and had the opportunity to do so, he refused or failed to apply.

(2) For purposes of this section a person is to be treated as legally represented in a court if, but only if, he has the assistance of counsel or a solicitor to represent him in the proceedings in that court at some time after he is found guilty and before he is sentenced, and in subsection (1)(a) and (b) above "legal aid" means legal aid for the purposes of proceedings in that court,

**PART III** whether the whole proceedings or the proceedings on or in relation to sentence ; but in the case of a person committed to the Crown Court for sentence or trial, it is immaterial whether he applied for legal aid in the Crown Court to, or was informed of his right to apply by, that court or the court which committed him.

(3) In this section “ previously sentenced ” means previously sentenced by a court in any part of the United Kingdom, but for the purposes of this section a person shall not be treated as having been previously sentenced to imprisonment by reason only of a sentence of imprisonment which has been suspended and which has not taken effect under section 40 of the Criminal Justice Act 1967 or section 19 of the Treatment of Offenders Act (Northern Ireland) 1968 ; and “ detention centre ” means in relation to Northern Ireland young offenders centre.

1967 c. 80.  
1968 c. 29  
(N.I.)

Legal aid for  
appeals under  
Part I of  
Criminal  
Appeal  
Act 1968.

1968 c. 19.

**38.** In section 73(5) of the Criminal Justice Act 1967 (under which the criminal division of the Court of Appeal may order legal aid for the purposes of some, but not all, appeals under Part I of the Criminal Appeal Act 1968) for the words from the beginning to “ sentence ” there shall be substituted the words “ Where a person desires to appeal to the Court of Appeal under Part I of the Criminal Appeal Act 1968 ”.

Costs on  
appeal.  
1971 c. 23.

**39.** The Criminal Appeal Act 1968 and the Courts Act 1971 shall have effect with the amendments shown in Schedule 3 to this Act (being amendments relating to the powers of the Court of Appeal and the House of Lords to award costs, enabling an award to be made in favour of the prosecutor and facilitating consolidation of the enactments relating to costs in criminal cases).

Power of  
Crown Court  
to allow  
time for  
payment, or  
payment by  
instalments,  
of costs and  
compensation.  
1970 c. 31.

**40.** Where the Crown Court makes any such order as is mentioned in Part I of Schedule 9 to the Administration of Justice Act 1970 (orders against accused for the payment of costs or compensation), the court may—

- (a) allow time for the payment of the sum due under the order ;
- (b) direct payment of that sum by instalments of such amounts and on such dates respectively as the court may specify.

Power of  
magistrates’  
court to  
re-open cases  
to rectify  
mistakes etc.

**41.—**(1) Subject to subsection (4) of this section, a magistrates’ court may vary or rescind a sentence or other order imposed or made by it when dealing with an offender ; and it is hereby declared that this power extends to replacing a sentence or order which for any reason appears to be invalid by another which the court has power to impose or make.



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(2) Where a person is found guilty by a magistrates' court in a case in which he has pleaded not guilty or the court has proceeded in his absence under section 15(1) of the Magistrates' Courts Act 1952, and it subsequently appears to the court that it would be in the interests of justice that the case should be heard again by different justices, the court may, subject to subsection (4) of this section, so direct. 1952 c. 55.

(3) Where a court gives a direction under subsection (2) of this section—

- (a) the finding of guilty and any sentence or other order imposed or made in consequence thereof shall be of no effect; and
- (b) section 14(4) of the Magistrates' Courts Act 1952 (remand where trial is adjourned) shall apply as if the trial of the person in question had been adjourned.

(4) The powers conferred by subsections (1) and (2) of this section shall be exercisable only within the period of fourteen days beginning with the day on which the sentence or order was imposed or made or the person was found guilty, as the case may be, and only—

- (a) by a court constituted in the same manner as the court by which the sentence or order was imposed or made or, as the case may be, by which the person in question was found guilty, or
- (b) where that court comprised three or more justices of the peace, by a court which consists of or comprises a majority of those justices.

(5) Where a sentence or order is varied under subsection (1) of this section, the sentence or other order, as so varied, shall take effect from the beginning of the day on which it was originally imposed or made, unless the court otherwise directs.

**42.**—(1) An offender dealt with for an offence before the Crown Court in a proceeding to which subsection (2) of section 10 of the Criminal Appeal Act 1968 applies (offender convicted otherwise than on indictment and committed or otherwise brought before the Crown Court to be dealt with) may appeal under that section to the Court of Appeal against sentence where the Crown Court makes in respect of him an order under section 12 of the Criminal Justice Act 1961 (return to borstal institution on re-conviction). Order for return to borstal institution on re-conviction. 1968 c. 19. 1961 c. 39.

(2) Where under subsection (4) of section 12 of the said Act of 1961 (adjournment to enable report to be made on offender's suitability for return to borstal institution) a magistrates' court remands the offender, it may, instead of remanding him in custody, remand him on bail; and that subsection shall not

PART III oblige a court to adjourn the hearing or remand the offender if it proposes to deal with him otherwise than by making an order under that section.

Release of  
young persons  
arrested  
without  
warrant.  
1969 c. 54.

**43.** Subsection (2) of section 29 of the Children and Young Persons Act 1969 (which provides that a child or young person arrested in pursuance of a warrant is not to be released by a police officer under subsection (1) of that section unless a recognizance is entered into for his attendance at the hearing of the charge) shall apply also to a person arrested without a warrant if the officer concerned has decided that an information should be laid in respect of an offence alleged to have been committed by him.

Committal  
for trial  
of young  
persons.  
1967 c. 80.

**44.** A person under the age of seventeen may, in a case falling within paragraph (a) or (b) of section 6(1) of the Children and Young Persons Act 1969 (cases in which persons under that age need not be tried summarily), be committed for trial in accordance with section 1 of the Criminal Justice Act 1967 (committal on written statements without consideration of evidence) in like manner as a person of or over that age.

Power to  
receive  
evidence in  
committal  
proceedings  
in absence of  
accused.  
1952 c. 55.

**45.** Notwithstanding section 4(3) of the Magistrates' Courts Act 1952 (which requires evidence given before examining justices to be given in the presence of the accused and entitles the defence to put questions to any witnesses), examining justices may allow evidence to be given before them in the absence of the accused if—

- (a) they consider that by reason of his disorderly conduct before them it is not practicable for the evidence to be given in his presence ; or
- (b) he cannot be present for reasons of health but is represented by counsel or a solicitor and has consented to the evidence being given in his absence.

Admissibility  
of written  
statements  
made outside  
England and  
Wales.

**46.—**(1) Sections 2 and 9 of the Criminal Justice Act 1967 (which respectively allow written statements to be used as evidence in committal proceedings and in other criminal proceedings) and section 89 of that Act (which punishes the making of false statements which are tendered in evidence under either of those sections) shall apply to written statements made in Scotland or Northern Ireland as well as to written statements made in England and Wales.

(2) The said section 2 shall apply also to written statements made outside the United Kingdom, but, in relation to such statements, that section shall have effect with the omission of subsections (2)(b), (3A) and (7).

**47.** In Schedule 1 to the Magistrates' Courts Act 1952 (indictable offences triable summarily with the consent of the accused when adult), for paragraph 2 there shall be substituted the following paragraph, in lieu of that substituted by section 7(1) of the Criminal Damage Act 1971:—

**“ 2. Offences under section 1(1) or section 1(1) and (3) of the Criminal Damage Act 1971 or under section 2 or 3 of that Act.”**

**PART III**  
Summary trial  
of certain  
offences of  
arson.

1952 c. 55.  
1971 c. 48.

**48.** Section 8 of the Sexual Offences Act 1967 (which provides that no proceedings shall be instituted except by or with the consent of the Director of Public Prosecutions against any man for gross indecency or certain other offences where any person involved is under twenty-one) shall not apply to proceedings under the Indecency with Children Act 1960.

Proceedings  
under  
Indecency with  
Children  
Act 1960.  
1967 c. 60.  
1960 c. 33.

**49.—(1)** In any case in which a magistrates' court has power under Part III of the Magistrates' Courts Act 1952 to issue a warrant of commitment for default in paying a sum adjudged to be paid by a conviction of a magistrates' court, the court may, subject to subsection (2) of this section, make a community service order in respect of the person in default instead of issuing a warrant of commitment.

Community  
service order  
in lieu of  
warrant of  
commitment  
for failure to  
pay fine etc.

(2) Sections 15(2) of this Act and, so far as applicable, the other provisions of this Act relating to community service orders shall have effect in relation to an order under this section as they have effect in relation to an order in respect of an offender except that—

- (a) so much of subsection (3) of section 17 as enables a court to impose a fine not exceeding £50 for a failure to comply with any such requirement as is there mentioned shall not apply; and
- (b) the power conferred by paragraph (a) of that subsection and by section 18(1)(b) of this Act to deal with an offender for the offence in respect of which the order was made shall be construed as a power to deal with the person in respect of whom the order was made for his default in paying the sum in question.

(3) Where a community service order has been made under this section for default in paying any sum—

- (a) on payment of the whole sum to any person authorised to receive it, the order shall cease to have effect;
- (b) on payment of a part of the said sum as aforesaid, the total number of hours for which the person in respect of whom the order was made is required to work under the order shall be reduced proportionately, that

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is to say by such number of complete hours as bears to the said total number the proportion most nearly approximating to, without exceeding, the proportion which the part paid bears to the said sum.

1967 c. 80.

(4) Section 47(3) of the Criminal Justice Act 1967 (under which a fine imposed by the Crown Court is treated for the purpose of enforcement as having been imposed on conviction by a magistrates' court) shall not apply for the purposes of this section.

Transfer of  
fine orders.  
1952 c. 55.

**50.** In section 72(1) of the Magistrates' Courts Act 1952 (which provides that, where a magistrates' court has, or is treated as having, adjudged a person by a conviction to pay a sum and it appears to the court that the person is residing in a different petty sessions area, the court may by order make payment of the sum enforceable in the petty sessions area in which he is residing) for the words "in which he is residing" there shall be substituted the words "in which it appears to the court that he is residing".

Execution  
of process  
between  
England and  
Wales and  
Scotland.  
1969 c. 54.

**51.—**(1) Where in any proceedings brought, or proposed to be brought, in respect of any person in pursuance of section 1 of the Children and Young Persons Act 1969 (care proceedings in juvenile court) it is, or is to be, alleged that the condition set out in subsection (2)(f) of that section is satisfied (guilty of an offence), any warrant issued under section 2(4) of that Act for the purpose of securing the attendance of that person before the court in which the proceedings are brought or proposed to be brought may, if it is endorsed with a statement that such an allegation as aforesaid is, or is to be, made in the proceedings, be executed in Scotland by any constable appointed for a police area in like manner as a warrant issued in Scotland for the arrest of a person charged with an offence.

1968 c. 49.

(2) Where a warrant is issued for the apprehension of a child in pursuance of Part III of the Social Work (Scotland) Act 1968, that warrant may be executed in England and Wales in like manner as a warrant issued in Scotland for the apprehension of a person charged with an offence, and section 39(1) of the Criminal Justice (Scotland) Act 1963 shall apply accordingly.

1963 c. 39.

1881 c. 24.

(3) Section 4 of the Summary Jurisdiction (Process) Act 1881 (execution of process of English courts in Scotland) shall apply to process issued under section 13, 17, 18(7) or 22 of this Act as it applies to process issued under the Magistrates' Courts Act 1952 by a magistrates' court.

(4) Section 4 of the said Act of 1881 shall have effect in relation to the service and execution in Scotland of process issued in England and Wales by a justices' clerk by virtue of section 5(1) of the Justices of the Peace Act 1968, as it has effect in relation to process issued in England and Wales by a court of summary jurisdiction as defined in the said Act of 1881. PART III  
1968 c. 69.

## PART IV

### ADMINISTRATIVE PROVISIONS

**52.—**(1) A probation and after-care committee may, with the approval of the Secretary of State, secure that arrangements for persons to perform work under community service orders are made for their area or, if it comprises more than one petty sessional division, for any of those divisions. Functions of probation and after-care committees in relation to community service orders.

(2) Where in pursuance of this section a probation and after-care committee secure the making of such arrangements as aforesaid, they shall appoint a sub-committee (to be known as the "community service committee") to superintend the working of the arrangements; and the community service committee shall consist of—

(a) such members of the probation and after-care committee; and

(b) such other persons (not being justices of the peace), as may be appointed by the probation and after-care committee, but so that the number of persons appointed under paragraph (b) of this subsection shall not exceed the number of those appointed under paragraph (a).

(3) For the purposes of any arrangements made pursuant to this section for the whole or any part of the area of a probation and after-care committee, that committee shall have power—

(a) to appoint such staff as the committee think requisite;

(b) to provide accommodation, equipment, materials and transport;

(c) to make payments to any society or body in respect of services rendered by them;

(d) to defray travelling and other expenses in connection with the performance of work by persons in respect of whom community service orders are in force.

(4) In paragraph 6 of Schedule 5 to the Criminal Justice Act 1948 (power of Secretary of State to make rules about probation and after-care committees and probation officers) references to those committees and to probation officers shall respectively include references to any community service committee and to staff appointed under this section. 1948 c. 58.

**PART IV**  
1949 c. 101.

(5) Section 36 of the Justices of the Peace Act 1949 (travelling and subsistence allowances etc.) shall have effect as if—

- (a) any person appointed to a community service committee under subsection (2)(b) of this section were a member of the probation and after-care committee by whom he is appointed ; and
- (b) duties performed by a person as a member of a community service committee were performed by him as a member of the probation and after-care committee by whom that committee is appointed.

Provision of  
day training  
centres, bail  
hostels,  
probation  
hostels etc.

**53.**—(1) A probation and after-care committee may, with the approval of the Secretary of State, provide and carry on day training centres, bail hostels, probation hostels, probation homes and other establishments for use in connection with the rehabilitation of offenders.

(2) The Secretary of State may approve bail hostels ; and in relation to hostels approved by him under this subsection—

1948 c. 58.

- (a) section 46(2) of the Criminal Justice Act 1948 (Secretary of State's power to make rules as to management etc.) shall apply as it applies in relation to approved probation hostels and approved probation homes ; and
- (b) section 47 of that Act (certain residential institutions to be subject to inspection by Secretary of State) shall apply as it applies in relation to the institutions mentioned in that section.

(3) The Secretary of State may, with the approval of the Treasury and subject to such conditions as he may with the like approval determine, make payments to a probation and after-care committee towards any expenditure of the committee in exercising their powers under this section in respect of bail hostels, probation hostels and probation homes.

(4) The conditions subject to which any payments are made to a probation and after-care committee under subsection (3) of this section may include conditions for securing the repayment in whole or in part of the sums received by the committee if the hostel or home in question ceases to be used as such.

(5) Subsection (3)(b) of section 77 of the said Act of 1948 (contribution out of moneys provided by Parliament towards expenditure of any society or person in respect of approved probation hostels or homes) shall have effect as if references to approved probation hostels or homes included references to bail hostels ; and subsection (5) of that section (provisions as to conditions imposed in relation to grants under the said subsection (3)(b)) shall, in relation to any grant made by virtue

of this subsection, have effect as if the reference to an approved probation hostel or home ceasing to be approved were a reference to a bail hostel ceasing to be used as such.

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(6) In this section—

“day training centres” means premises at which persons may be required to attend by a probation order containing a requirement under section 20 of this Act;

“bail hostels” means premises for the accommodation of persons remanded on bail;

“probation homes” means premises for the accommodation of persons who may be required to reside there by a probation order, not being such persons as are mentioned below in the definition of “probation hostels”;

“probation hostels” means premises for the accommodation of persons who may be required to reside there by a probation order, being persons who are employed outside the premises or are awaiting such employment.

**54.** In the case of persons attending at day training centres, the Secretary of State may with the approval of the Treasury provide for the making of payments towards the cost of the maintenance of such persons and their dependants; and any expenses incurred by the Secretary of State under this section shall be paid out of moneys provided by Parliament.

Maintenance of persons attending day training centres.

**55.—(1)** In any case in which a local authority would be liable under paragraph 5(1) or (2) of Schedule 5 to the Criminal Justice Act 1948 to defray all or part of the expenses incurred by a probation and after-care committee in providing any accommodation, the local authority may, subject to the provisions of this section, itself provide the accommodation in question for the use of the committee.

Provision of accommodation for probation service.  
1948 c. 58.

(2) A local authority shall not by virtue of this section provide any accommodation for the use of a probation and after-care committee except with the agreement—

(a) of the committee; and

(b) if the expenses of the committee in providing the accommodation would have fallen to be defrayed partly by that local authority and partly by one or more other local authorities, of the other local authority or authorities.

(3) Where in accordance with subsection (2)(b) of this section a local authority provides accommodation with the agreement of one or more other local authorities, that authority shall be entitled to receive from the other authority or authorities such

**PART IV** contribution to its expenditure in providing the accommodation as may be agreed upon between them or, in default of agreement, as may be determined by the Secretary of State.

(4) Any expenditure of a local authority under this section shall be treated for the purposes of section 77(3)(a) of the said Act of 1948 (contribution to expenditure out of moneys provided by Parliament) as expenditure under Schedule 5 to that Act.

Financial and other provisions as to probation and after-care committees.

**56.**—(1) Where a probation and after-care committee arrange for a person in another committee's area to perform work under a community service order, the probation and after-care committee for the other area shall make to the first-mentioned committee such payments in respect of that person and the arrangements made for him as may be agreed between the committees concerned or as in default of agreement may be determined by the Secretary of State.

(2) Such a committee shall, in respect of any person under the supervision of a probation officer for their area who attends at a day training centre carried on by another committee, make to the other committee such payments as may be agreed between the committees concerned or as in default of agreement may be determined by the Secretary of State.

(3) Such a committee—

(a) shall make such payments and to such persons as may be prescribed by the Secretary of State's rules under Schedule 5 to the Criminal Justice Act 1948 in respect of persons accommodated in probation hostels, probation homes and bail hostels ; and

(b) may, in such cases and in such manner as may be so prescribed, give financial and other assistance to persons remanded on bail.

(4) Paragraph 5 of Schedule 5 to the said Act of 1948 (expenses of probation and after-care committees to be defrayed by local authorities) shall have effect as if any expenses incurred by such a committee—

(a) under section 52 of this Act ;

(b) in providing and carrying on day training centres or such establishments (other than probation hostels and homes and bail hostels) as are referred to in section 53(1) ; or

(c) under the foregoing provisions of this section,

were expenses incurred by the committee under that Schedule ; and section 77(3)(a) of that Act (contribution out of moneys provided by Parliament towards expenditure of local authorities on probation system) and section 22(4) of the Administration of Justice Act 1964 (committee's expenses in the inner London area to be paid out of metropolitan police fund) shall have effect accordingly.

1948 c. 58.

1964 c. 42.



(5) Section 77(3) of the Criminal Justice Act 1948 shall have effect without the proviso (which limits grants under paragraph (a) of the subsection to 50 per cent. of expenditure). PART IV  
1948 c. 58.

**57.**—(1) The Lord Chancellor may, if he thinks fit, appoint—

- (a) one or more judges of the Crown Court (being judges of the High Court, Circuit judges or Recorders); and
- (b) one or more justices with experience of sitting as members of the Crown Court,

Membership of probation and after-care committees and delegation of their functions.

to be members of the probation and after-care committee for any area, and any person so appointed shall hold office in accordance with the terms of his appointment.

(2) A probation and after-care committee (“the principal committee”) may, with the approval of the Secretary of State, delegate all or any of their functions to a sub-committee consisting of members of the principal committee and such other persons (if any) as may be co-opted to be members of the sub-committee; but so that the number of co-opted members of the sub-committee shall not exceed the number of its members who are members of the principal committee.

**58.** In section 1(1) of the Police (Property) Act 1897 (which makes provision for the disposal of property which has come into the possession of the police in connection with any criminal charge) for the words “with any criminal charge” there shall be substituted the words “with their investigation of a suspected offence”. Amendment of Police (Property) Act 1897.  
1897 c. 30.

**59.** Section 38 of the Prison Act 1952 (which gives local authorities the right to buy back at a fixed price prisons taken over under the Prison Act 1877 if they are subsequently closed) shall not apply where any prison is closed after the coming into force of this section unless the Secretary of State has before 10th November 1971 informed the appropriate authority of his intention to close it after that date. Abolition of duty to re-convey certain prisons to local authorities.  
1952 c. 52.  
1877 c. 21.

**60.**—(1) Any person authorised in writing by the Secretary of State may enter any land and survey it for the purpose of enabling the Secretary of State to determine whether to exercise his powers under section 36 of the Prison Act 1952 (acquisition of land for prisons) in respect of that land. Power of entry in connection with acquisition of land for prisons.

(2) The power conferred by this section to survey land shall be construed as including power to search and bore for the purpose of ascertaining the nature of the subsoil.

PART IV

(3) A person authorised under this section to enter any land shall, if so required, produce evidence of his authority before entering, and shall not—

(a) demand admission as of right to any land which is occupied unless fourteen days' notice of the intended entry has been given to the occupier; or

(b) carry out any works authorised by subsection (2) of this section unless notice of his intention to do so is included in the notice required by the foregoing paragraph.

(4) Where any land is damaged in the exercise of powers conferred by this section, compensation in respect of that damage may be recovered by any person interested in the land from the Secretary of State.

(5) Any question of disputed compensation under this section shall be referred to and determined by the Lands Tribunal; and, in relation to the determination of any such question, the provisions of sections 2 and 4 of the Land Compensation Act 1961 shall apply subject to any necessary modifications.

1961 c. 33.

(6) Any person who wilfully obstructs a person acting in the exercise of his powers under this section shall be guilty of an offence and liable on summary conviction to a fine not exceeding £50.

Grants by Secretary of State for magistrates' courts purposes.

1949 c. 101.

61.—(1) Any sum received by the Secretary of State under subsection (1) of section 27 of the Justices of the Peace Act 1949 (fines etc. imposed by magistrates' courts and other sums received by justices' clerks to be paid to the Secretary of State) shall be paid by him into the Consolidated Fund.

(2) For subsections (2) to (4) of the said section 27 (which oblige the Secretary of State to repay to the responsible authorities the net cost to them of their functions in respect of magistrates' courts up to the amount received by him under subsection (1) after deducting Exchequer moneys, and enable him to make up two-thirds of any deficiency) there shall be substituted—

“(2) The Secretary of State may pay to the responsible authorities grants towards the net cost to them in any year—

(a) of their functions under Parts III and IV of this Act or Schedule 3 to the Local Government Superannuation Act 1953 or any regulations made thereunder, or made under the Superannuation Act 1972 for the same purposes as those of that Schedule or, in the case of the receiver of the metropolitan police district, his corresponding functions;

1953 c. 25.

1972 c. 11.

(b) of making payments under section 8 of this Act PART IV  
or section 27 of the Administration of Justice Act 1964 c. 42,  
1964.

(3) The amount of any grant under subsection (2) of this section shall not exceed 80 per cent. of the expenditure in respect of which it is made.”

(3) Subsections (10)(a) and (11) of the said section 27 (which become unnecessary in consequence of the foregoing provisions of this section) shall cease to have effect.

**62.**—(1) The Secretary of State may provide courses of instruction for justices’ clerks and their staffs. Justices’  
clerks and  
their staff.  
1949 c. 101.

(2) Section 28 of the Justices of the Peace Act 1949 (which requires the responsible authorities to make good to the Secretary of State or other person entitled thereto any sums not duly paid to him by a justices’ clerk or person employed to assist a justices’ clerk) shall cease to have effect.

(3) The Secretary of State may, if he thinks fit, pay to any person any money due to him which he has not received because of the default of a justices’ clerk or person employed to assist a justices’ clerk.

(4) In this section “justices’ clerk” has the same meaning as in section 27 of the said Act of 1949.

## PART V

### SUPPLEMENTARY

**63.**—(1) Subject to subsection (2) of this section, the Parliament of Northern Ireland shall have power, notwithstanding anything in the Government of Ireland Act 1920, to enact laws for purposes corresponding to any of the purposes of this Act. Powers of  
Parliament  
of Northern  
Ireland.  
1920 c. 67.

(2) Subsection (1) of this section shall not extend to the enactment of laws corresponding to so much of this Act as relates to appeals and references to the House of Lords, but Her Majesty may by Order in Council make provision in relation to Northern Ireland for corresponding purposes; and any Order under this section may be varied or revoked by a further Order.

(3) Without prejudice to the foregoing provisions of this section, there shall be inserted at the beginning of Part IV of the Criminal Appeal (Northern Ireland) Act 1968, as a new section 1968 c.21(N.I.)  
48A, the section set out in Schedule 4 to this Act (being a provision corresponding to section 36 of this Act).

**PART V**  
Minor and consequential amendments and repeals.

**64.**—(1) The enactments specified in Schedule 5 to this Act shall have effect subject to the amendments there specified, being minor amendments and amendments consequential on the provisions of this Act.

(2) The enactments specified in Schedule 6 to this Act (which include certain spent provisions) are hereby repealed to the extent specified in the third column of that Schedule.

Expenses and receipts.

**65.** There shall be defrayed out of moneys provided by Parliament any expenses of the Secretary of State under this Act and any increase attributable to this Act in the sums payable out of such moneys under any other Act; and any sums received by the Secretary of State in consequence of this Act shall be paid into the Consolidated Fund.

Citation, interpretation, commencement and extent.

**66.**—(1) This Act may be cited as the Criminal Justice Act 1972.

(2) In this Act “court” does not include a court-martial; “sentence of imprisonment” does not include a committal in default of payment of any sum of money, or for want of sufficient distress to satisfy any sum of money, or for failure to do or abstain from doing anything required to be done or left undone or a committal or attachment for contempt of court, and “sentence of imprisonment” shall be construed accordingly.

(3) References in this Act to an offence punishable with imprisonment, or so punishable on indictment, shall be construed without regard to any prohibition or restriction imposed by or under any other Act on the imprisonment of young offenders.

(4) For the purposes of this Act a compensation order, supervision order or community service order made on appeal from a decision of a magistrates’ court or the Crown Court shall be treated as if it had been made by a magistrates’ court or the Crown Court, as the case may be.

(5) Except where the context otherwise requires, any reference in this Act to any enactment shall be construed as a reference to that enactment as amended, and as including a reference thereto as extended or applied, by or under any other enactment, including this Act.

(6) This Act shall come into force on such day as the Secretary of State may appoint by order made by statutory instrument, and different days may be so appointed for different provisions:

Provided that—

(a) sections 28, 30, 31 and 32 shall not affect the punishment for an offence completed before those sections come into force; and

(b) neither section 36 nor the corresponding section referred to in section 63(3) shall come into force until provision has been made by rules of court with a view to preventing or restricting the disclosure of the identity of the acquitted person in references under that section. PART V

**(7) In this Act—**

- (a) sections 23, 24, 28, 29, 30, 33, 35, 51 and this section, section 31 so far as it relates to section 67(5) of the Shops Act 1950, section 64(1) and Schedule 5 so far as they relate to the Road Traffic Act 1972 and section 64(2) and Schedule 6 so far as they relate to the Summary Jurisdiction (Scotland) Act 1908 and the Firearms Act 1968, extend to Scotland ;
- (b) section 63 and this section extend to Northern Ireland ;
- (c) section 64(1) and Schedule 5 so far as they relate to the Petty Sessions (Ireland) Act 1851 extend to Scotland, Northern Ireland, the Channel Islands and the Isle of Man ;

but, save as aforesaid, this Act extends to England and Wales only.

## SCHEDULES

Sections 7 and 9.

### SCHEDULE 1

#### CRIMINAL BANKRUPTCY ORDERS

##### *Interpretation*

1. In this Schedule—

1914 c. 59.

“the Act of 1914” means the Bankruptcy Act 1914; and

“criminal bankruptcy petition” means a bankruptcy petition presented by virtue of paragraph 2 of this Schedule.

##### *Act of bankruptcy*

2. Subject to the provisions of this Schedule, where a criminal bankruptcy order is made against any person he shall be treated as a debtor who has committed an act of bankruptcy on the date on which the order is made.

##### *Creditors and debts*

3.—(1) A person specified in a criminal bankruptcy order as having suffered loss or damage of any amount shall be treated, for the purposes of any ensuing criminal bankruptcy proceedings, as a creditor for a debt of that amount provable in the bankruptcy of the person against whom the order was made.

(2) For the purpose of proving any such debt in the proceedings, a copy of the criminal bankruptcy order shall, subject to paragraph 6 of this Schedule, be treated as sufficient evidence of the debt unless it is shown by any party to the proceedings that the amount of the relevant loss or damage is greater or less than the amount specified in the order, or that the loss or damage did not in fact result from any offence specified in the order; and if it is shown as aforesaid that the amount of the relevant loss or damage is greater than that specified in the order, sub-paragraph (1) of this paragraph shall have effect as if the greater amount had been specified in the order.

(3) This paragraph is without prejudice to the proof in criminal bankruptcy proceedings of debts other than those made provable by this paragraph.

(4) Nothing in sub-paragraph (2) of this paragraph shall be construed as entitling any person to contend that the offence or offences specified in a criminal bankruptcy order were not committed by the person against whom the order was made.

##### *Bankruptcy petition*

4.—(1) A criminal bankruptcy petition shall be presented to the High Court, but without prejudice to any power of transferring bankruptcy proceedings to any other court.

(2) No criminal bankruptcy petition shall be presented by the person who under paragraph 2 of this Schedule is the debtor; and, in relation to such a petition presented by a creditor, section 4 of the Act of 1914 shall have effect with the following modifications—

- (a) subsections (1)(a) and (b) and (2) (conditions as to nature of debt) shall not apply to any such debt as is mentioned in paragraph 3 of this Schedule; and
- (b) subsection (1)(d) (domicile of debtor) shall be omitted.

*Bankruptcy proceedings otherwise than by virtue  
of this Schedule*

5. Where a criminal bankruptcy order has been made against any person and a bankruptcy petition has been presented in respect of him before the order was made, or is presented in respect of him thereafter otherwise than by virtue of paragraph 2 of this Schedule, the court having jurisdiction in relation to the bankruptcy may, on the application of the Official Petitioner, dismiss the petition, rescind any receiving order made in pursuance thereof or, if that person has been adjudicated bankrupt, annul the adjudication, on such terms, if any, as the court thinks fit.

*Receiving order*

6. For the purposes of section 5(2) and (3) of the Act of 1914 (matters to be proved before receiving order is made) the act of bankruptcy which a person is treated by this Schedule as having committed and any such debt as is mentioned in paragraph 3 of this Schedule shall be treated as conclusively proved by the production of a copy of the criminal bankruptcy order in question, and subsections (5) and (6) of that section shall not apply in relation to any such debt.

7. Section 12 of the Act of 1914 (power to rescind receiving order to enable bankruptcy proceedings to proceed in Scotland or Northern Ireland) shall not apply to a receiving order made on a criminal bankruptcy petition.

*Administration in bankruptcy of deceased offender's estate*

8. Paragraph 4(1) of this Schedule shall apply to any petition under section 130 of the Act of 1914 (administration in bankruptcy of estate of deceased debtor) which is presented by virtue of any such debt as is mentioned in paragraph 3 of this Schedule as it applies to a criminal bankruptcy petition; and so much of subsection (4) of that section as enables the creditors to appoint a trustee shall not apply where an order is made under that section on a petition presented as aforesaid.

*Functions of Official Petitioner*

9.—(1) The Official Petitioner may present a criminal bankruptcy petition, and a receiving order may be made on that petition.

(2) Section 4 of the Act of 1914, as modified by paragraph 4(2) of this Schedule, shall apply to a criminal bankruptcy petition

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presented by the Official Petitioner as it applies to a petition presented by a creditor, but the High Court may allow the petition to be presented later than required by subsection (1)(c) of that section.

(3) A criminal bankruptcy petition presented by the Official Petitioner shall be served in the manner prescribed by rules made under the Act of 1914.

(4) Subsections (2), (3) and (7) of section 5 of the Act of 1914 (making of receiving order on, and withdrawal of, creditor's petition) shall apply also in relation to a criminal bankruptcy petition presented by the Official Petitioner but as if any reference to the debt of the petitioning creditor were a reference to any such debt as is mentioned in paragraph 3 of this Schedule ; and paragraph 6 of this Schedule shall have effect in relation to the said subsections (2) and (3) where they apply by virtue of this paragraph.

10.—(1) The Official Petitioner may present a petition under section 130 of the said Act of 1914 in any case in which a creditor could do so by virtue of this Schedule, and an order may be made under that section on that petition.

(2) Subsection (2) of the said section 130 shall have effect in relation to a petition presented by the Official Petitioner as if the reference to the petitioner's debt were a reference to any such debt as is mentioned in paragraph 3 of this Schedule.

11.—(1) In the case of criminal bankruptcy proceedings, the Official Petitioner shall be entitled—

- (a) to attend any meeting of creditors and, before the meeting, to receive any notice or other document required to be sent before such a meeting to any creditor ;
- (b) to be a member of any committee of inspection appointed under section 20 of the said Act of 1914, but not so as to count towards the number of members mentioned in subsection (2) or (9), or to be subject to removal under subsection (7), of that section ;
- (c) to be a party to any such proceedings before any court.

(2) In the case of criminal bankruptcy proceedings the provisions of the Act of 1914 mentioned in sub-paragraph (3) of this paragraph shall have effect as if any reference to a creditor, or to a creditor who has proved or tendered a proof, included a reference to the Official Petitioner.

(3) The said provisions are sections 10 (appointment of special manager), 14(2) and (4) (debtor's statement of affairs), 15(4) and (8) (public examination of debtor), 16(5), (6) and (8) (compositions and schemes of arrangement), 26(7) (discharge of bankrupt), 37 (relation back of trustee's title), 74(1)(e) (report to creditors of debtor's proposal), 80 (appeal to court against act or decision of trustee) and 130(8) (administration in bankruptcy of deceased debtor's estate).

(4) Any functions of the Official Petitioner under or by virtue of this Act may be discharged on his behalf by any person acting with his authority.



*Effect of appeal against conviction*

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12.—(1) Subject to the provisions of this paragraph, the fact that an appeal is pending against any conviction by virtue of which a criminal bankruptcy order was made shall not preclude the taking of any proceedings by virtue of this Schedule in consequence of the making of the order.

(2) Where a person is adjudged bankrupt in criminal bankruptcy proceedings, no property shall be distributed by his trustee in bankruptcy and no order shall be made by the High Court under section 10 of this Act so long as an appeal is pending against his conviction of any offence by virtue of which the criminal bankruptcy order was made.

(3) For the purposes of this paragraph an appeal against a conviction is pending—

- (a) in any case until the expiration of the period of twenty-eight days beginning with the date of conviction ;
- (b) if notice of appeal to the Court of Appeal is given during that period and during that period the appellant notifies the official receiver thereof, until the determination of the appeal and thereafter for so long as an appeal to the House of Lords is pending within the meaning of section 8(5) of this Act.

(4) Where in consequence of an appeal a criminal bankruptcy order is rescinded—

- (a) any bankruptcy petition based on the order shall lapse and any receiving order or adjudication of bankruptcy made in consequence thereof shall cease to have effect, but without prejudice to anything previously done thereunder ;
- (b) where any such adjudication ceases to have effect, the property of the person who was adjudicated bankrupt shall revert to him for all his estate or interest therein ; and
- (c) the court which had jurisdiction in relation to the bankruptcy may, on his application or on the application of the official receiver, by order give such directions, if any, as appear to the court to be necessary or desirable in consequence of the foregoing provisions of this paragraph.

(5) Where in consequence of an appeal a criminal bankruptcy order is amended by the deletion of any amount specified therein as the loss or damage suffered by any person, paragraph 3(1) of this Schedule shall not thereafter apply to that loss or damage but without prejudice to anything done before the amendment takes effect.

*Rules*

13. For the purposes of section 132 of the Act of 1914 (power to make general rules for carrying the objects of that Act into effect) this Schedule shall be deemed to be part of that Act.

Section 25.

## SCHEDULE 2

INELIGIBILITY AND DISQUALIFICATION FOR AND EXCUSAL FROM,  
JURY SERVICE

## PART I

## PERSONS INELIGIBLE

## GROUP A

*The Judiciary*

1876 c. 59.

Holders of high judicial office within the meaning of the Appellate Jurisdiction Act 1876.

Circuit judges and Recorders.

Masters of the Supreme Court.

Registrars and assistant registrars of any court.

Metropolitan and other stipendiary magistrates.

Justices of the peace.

The Chairman or President, the Vice-Chairman or Vice-President, and the registrar and assistant registrar of any Tribunal.

A person who has at any time been a person falling within any description specified above in this Group.

## GROUP B

*Others concerned with administration of justice*

Barristers and solicitors, whether or not in actual practice as such.

Solicitors' articled clerks.

Barristers' clerks and their assistants.

Legal executives in the employment of solicitors.

The Director of Public Prosecutions and members of his staff.

Officers employed under the Lord Chancellor and concerned wholly or mainly with the day-to-day administration of the legal system or any part of it.

Officers and staff of any court, if their work is wholly or mainly concerned with the day-to-day administration of the court.

Coroners, deputy coroners and assistant coroners.

Justices' clerks and their assistants.

1964 c. 42.

Clerks and other officers appointed under section 15 of the Administration of Justice Act 1964 (Inner London magistrates courts administration).

Active Elder Brethren of the Corporation of Trinity House of Deptford Strond.

A shorthandwriter in any court.

Governors, chaplains, medical officers and other officers of penal establishments; members of boards of visitors for penal establishments. SCH. 2

("Penal establishment" for this purpose means any prison, remand centre, detention centre or borstal institution.)

The warden or a member of the staff of a probation home, probation hostel or bail hostel (as defined in section 53 of this Act).

Probation officers and persons appointed to assist them.

Members of the Parole Board; members of local review committees established under the Criminal Justice Act 1967. 1967 c. 80.

A member of any police force (including a person on central service under section 43 of the Police Act 1964); special constables; a member of any constabulary maintained under statute; a person employed in any capacity by virtue of which he has the powers and privileges of a constable. 1964 c. 48.

A member of a police authority within the meaning of the Police Act 1964; a member of any body (corporate or other) with responsibility for appointing members of a constabulary maintained under statute.

Inspectors of Constabulary appointed by Her Majesty; assistant inspectors of constabulary appointed by the Secretary of State.

Civilians employed for police purposes by a police authority; members of the metropolitan civil staffs within the meaning of section 15 of the Superannuation (Miscellaneous Provisions) Act 1967 (persons employed under the Commissioner of Police of the Metropolis, Inner London justices' clerks, etc.). 1967 c. 28.

A person in charge of, or employed in, any forensic science laboratory.

A person who at any time within the last ten years has been a person falling within any description specified above in this Group.

#### GROUP C

##### *The clergy, etc.*

A man in holy orders; a regular minister of any religious denomination.

A vowed member of any religious order (whether of men or of women) living in a monastery, convent or other religious community.

#### GROUP D

##### *The mentally ill*

(Expressions used in this Group are to be construed in accordance with the Mental Health Act 1959) 1959 c. 72.

A person who suffers or has suffered from mental illness, subnormality, severe subnormality or psychopathic disorder and on account of that condition either—

- (a) is resident in a hospital or other similar institution; or
- (b) regularly attends for treatment by a medical practitioner.

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1959 c. 72.

A person who, under Part VIII of the Mental Health Act 1959, has been determined by a judge to be incapable, by reason of mental disorder, of managing and administering his property and affairs.

A person for the time being in guardianship under section 33 of the Mental Health Act 1959.

## PART II

### PERSONS DISQUALIFIED

A person who has at any time been sentenced in the United Kingdom, the Channel Islands or the Isle of Man—

- (a) to imprisonment for life or for a term of five years or more ; or
- (b) to be detained during Her Majesty's pleasure or during the pleasure of the Governor of Northern Ireland.

A person who at any time in the last ten years has, in the United Kingdom or the Channel Islands or the Isle of Man—

- (a) served any part of a sentence of imprisonment or detention, being a sentence for a term of three months or more ; or
- (b) been detained in a borstal institution.

## PART III

### PERSONS EXCUSABLE AS OF RIGHT

#### *Parliament*

Peers and peeresses entitled to receive writs of summons to attend the House of Lords.

Members of the House of Commons.

Officers of the House of Lords.

Officers of the House of Commons.

#### *The Forces*

Full-time serving members of—

any of Her Majesty's naval, military or air forces,  
the Women's Royal Naval Service,

Queen Alexandra's Royal Naval Nursing Service, or  
any Voluntary Aid Detachment serving with the Royal Navy.

(A person excusable under this head shall be under no obligation to attend in pursuance of a summons for jury service if his commanding officer certifies to the officer issuing the summons that it would be prejudicial to the efficiency of the service if the person were required to be absent from duty.)

*Medical and other similar professions*

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The following, if actually practising their profession and registered (including provisionally or temporarily registered), enrolled or certified under the enactments relating to that profession—

- medical practitioners,
- dentists,
- nurses,
- midwives,
- veterinary surgeons and veterinary practitioners,
- pharmaceutical chemists.

## SCHEDULE 3

Section 39.

AMENDMENTS OF ENACTMENTS RELATING TO  
COSTS ON APPEAL*The Criminal Appeal Act 1968*

In the Criminal Appeal Act 1968—

1968 c. 19.

(1) In section 24 (award of costs on determination of appeal to Court of Appeal) substitute the following for subsection (2)—

“(2) The Court of Appeal may, on determining an appeal or application for leave to appeal, make an order for costs in favour of the prosecutor.

(3) An order for costs under this section in favour of any person is for the payment to him out of central funds of such sums as appear to the court to be reasonably sufficient to compensate him for any expenses properly incurred by him in the appeal or application (including any proceedings preliminary or incidental thereto) or in any court below.”

(2) In section 28 (supplementary provisions about costs), in subsection (2) for “the appellant’s” substitute “a person’s”.

(3) In section 31 (powers of Court of Appeal which are exercisable by single judge), in subsection (2)(g) for “section” substitute “section 24 or”.

(4) For section 39 (award of costs on appeal, or application for leave to appeal, to House of Lords) substitute—

“Costs out of central funds. 39.—(1) The Court of Appeal on dismissing an application for leave to appeal to the House of Lords, and that House on determining an appeal or application for leave to appeal, may make an order for costs in favour of the defendant or the prosecutor.

(2) An order for costs under this section in favour of any person is for the payment to him out of central funds of such sums as appear to the Court of Appeal or the House of Lords (as the case may be) reasonably sufficient

## SCH. 3

to compensate him for any expenses properly incurred by him in the case being—

- (a) where the order is made (whether by the Court of Appeal or by the House of Lords) on the dismissal of an application for leave to appeal, any expenses of the application, and
- (b) where the order is made by the House of Lords on the determination of an appeal, any expenses of the appeal (including any application for leave to appeal) or incurred in any court below."

(5) In section 41 (general provisions as to costs under Part II of the Act), in subsection (2), for "the defendant's" substitute "a person's" and for "his application" substitute "an application".

(6) In section 44 (powers of Court of Appeal under Part II which are exercisable by single judge), after paragraph (c) insert—

"(d) to make an order for costs under section 39".

1952 c. 48.  
1971 c. 23.

(7) In Schedule 2, paragraph 3 (costs where retrial results in acquittal), for the words "section 1 of the Costs in Criminal Cases Act 1952" substitute "section 47 of the Courts Act 1971" and for "39(2)" substitute "39".

*The Courts Act 1971*

In section 49 of the Courts Act 1971 (costs on appeal to Divisional Court and further appeal to House of Lords) for subsection (3) substitute the following—

"(3) The House of Lords on determining an appeal from a decision of a Divisional Court of the Queen's Bench Division in a criminal cause or matter may make an order for costs in favour of the accused or the prosecutor; and an order under this subsection is for the payment to that person out of central funds of such sums as appear to the House reasonably sufficient to compensate him for any expenses properly incurred by him in the appeal to the House (including any application for leave to appeal), or in any court below."

and in subsection (4), for "the accused's" substitute "a person's".

Section 63(3).

SCHEDULE 4

SECTION TO BE INSERTED IN THE CRIMINAL APPEAL  
(NORTHERN IRELAND) ACT 1968 (C. 21)

Reference to  
Court of  
Criminal Appeal  
of point of law  
following  
acquittal on  
indictment.

48A.—(1) Where a person tried on indictment has been acquitted (whether in respect of the whole or part of the indictment) the Attorney General may, if he desires the opinion of the Court of Criminal Appeal on a point of law which has arisen in the case, refer that point to the Court, and the Court shall, in accordance with this section, consider the point and give their opinion on it.

(2) For the purpose of their consideration of a point referred to them under this section, the Court of Criminal Appeal shall hear argument—

- (a) by, or by counsel on behalf of, the Attorney General; and
- (b) if the acquitted person desires to present any argument to the Court, by counsel on his behalf or, with the leave of the Court, by the acquitted person himself.

(3) Where the Court have given their opinion on a point referred to them under this section, the Court may, of their own motion or in pursuance of an application in that behalf, refer the point to the House of Lords if it appears to the Court that the point ought to be considered by that House.

(4) If a point is referred to the House of Lords under subsection (3) of this section, the House shall consider the point and give their opinion on it accordingly; and section 38(1) of this Act shall apply also in relation to any proceedings of the House under this section.

(5) Where on a point being referred to the Court under this section or further referred to the House of Lords the acquitted person appears by counsel for the purpose of presenting any argument to the Court or the House, he shall be entitled to his costs, that is to say to the payment out of moneys appropriated from the Exchequer of Northern Ireland of such sums as are reasonably sufficient to compensate him for his expenses properly incurred for the purpose of being represented on the reference or further reference; and any amount recoverable under this subsection shall be ascertained as soon as practicable by the Registrar or, as the case may be, such officer as may be prescribed by order of the House of Lords.

(6) A reference under this section shall not affect the trial in relation to which the reference is made or any acquittal in that trial.

(7) In this section "the Attorney-General" means the Attorney-General for Northern Ireland.

## SCHEDULE 5

Section 64(1).

### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *The Petty Sessions (Ireland) Act 1851*

In the Petty Sessions (Ireland) Act 1851—

1851 c. 93

- (a) in sections 27 and 29 for the words "county inspector" (wherever occurring) there shall be substituted the words "chief superintendent of police"; and
- (b) in section 44, for the words from "'county inspector' shall" to "rank of county inspector" there shall be substituted the words "'chief superintendent of police' means an officer of the Royal Ulster Constabulary having the rank of chief superintendent".

#### *The Theatrical Employers Registration Act 1925*

In section 6(2) of the Theatrical Employers Registration Act 1925 c. 50. for the words "until seven days after it is made, or if an appeal has been entered" there shall be substituted the words "until the expiration of the period within which notice of appeal to the Crown Court may be given against the order, or if notice of appeal is given".

#### *The Children and Young Persons Act 1933*

In section 55(1) of the Children and Young Persons Act 1933 c. 12. for the words "a fine, damages or costs may be imposed", "the imposition of a fine, damages or costs" and "the fine, damages or costs awarded" there shall be substituted respectively the words "a fine

**SCH. 5** or costs may be imposed or a compensation order may be made under section 1 of the Criminal Justice Act 1972”, “the imposition of a fine or costs or the making of such an order” and “the fine, compensation or costs awarded”.

*The Incitement to Disaffection Act 1934*

1934 c. 56. In section 2(4) of the Incitement to Disaffection Act 1934 for the words from “and subject as aforesaid” onwards there shall be substituted the words “and, in relation to property which has come into the possession of the police under this section, the Police (Property) Act 1897 (which makes provision with respect to the disposal of property in the possession of the police) shall have effect subject to the foregoing provisions of this subsection and to the provisions of this Act conferring powers on courts dealing with offences”.

1897 c. 30.

*The Dogs Amendment Act 1938*

1938 c. 21. In section 1(2) of the Dogs Amendment Act 1938 for the words “fourteen days from the date of the order” there shall be substituted the words “the period within which notice of appeal to the Crown Court may be given against the order”.

*The Criminal Justice Act 1948*

1948 c. 58. In section 3(3) of the Criminal Justice Act 1948 for the words “subsection (2) of section eleven of this Act” there shall be substituted the words “section 1 of the Criminal Justice Act 1972”.

In section 4(1) of the said Act for the words “for such period not extending beyond twelve months from the date of the order as may be specified therein” there shall be substituted the words “during the whole of the probation period or such part as may be specified in the order”.

In Schedule 1 to the said Act, in paragraph 3, after the words “sections three and four of this Act” there shall be inserted the words “or of section 20 of the Criminal Justice Act 1972”.

In Schedule 5 to the said Act, in paragraph 3(6) (duty of case committees to review work of probation officers), the words “in individual cases” shall be omitted.

*The Reserve and Auxiliary Forces (Training) Act 1951*

1951 c. 23. In section 6(5) of the Reserve and Auxiliary Forces (Training) Act 1951 for the words from “and subject as aforesaid” onwards there shall be substituted the words “and, in relation to property which has come into the possession of the police under this section, the Police (Property) Act 1897 (which makes provision with respect to the disposal of property in the possession of the police) shall have effect subject to the foregoing provisions of this subsection and to the provisions of this section conferring powers on courts dealing with offences”.

*The Costs in Criminal Cases Act 1952*

1952 c. 48. In section 14 of the Costs in Criminal Cases Act 1952 for subsection (4) there shall be substituted—

“(4) This Act shall apply to proceedings under section 13, 17 or 18 of the Criminal Justice Act 1972 (suspended sentence



supervision orders and community service orders) as if the offender had been tried in those proceedings for the offence in respect of which the order was made.” SCH. 5

In section 17 of the said Act (interpretation), the definition of “prosecutor” in subsection (1), and subsection (4), shall be omitted.

#### *The Magistrates' Courts Act 1952*

In section 7(3) of the Magistrates' Courts Act 1952 (power of magistrates to grant bail to a person committed in custody to await trial), for the words “the first sitting of the court before which he is to be tried”, there shall be substituted the words “his first appearance before the Crown Court” 1952 c. 55.

In section 114(1) of the said Act of 1952 for paragraphs (a) and (b) there shall be substituted—

“(a) in the first place in payment of any compensation adjudged by the conviction to be paid to any person ;

(b) in the second place in payment of any costs so adjudged to be paid to the prosecutor ;”.

#### *The Prevention of Fraud (Investments) Act 1958*

For subsection (11) of section 14 of the Prevention of Fraud (Investments) Act 1958 there shall be substituted— 1958 c. 45.

“(11) In relation to property which has come into the possession of the police in consequence of a seizure under this section, the Police (Property) Act 1897 (which makes provision with respect to the disposal of property in the possession of the police) shall have effect subject to the provisions of the last two preceding subsections.” 1897 c. 30.

#### *The Criminal Justice Act 1961*

In section 12(4) of the Criminal Justice Act 1961 for the words “the court shall” there shall be substituted the words “then, unless the court proposes to deal with him otherwise than by making an order under this section, the court shall” and after the words “in custody” there shall be inserted the words “or on bail” 1961 c. 39.

#### *The Criminal Justice Act 1967*

In the Criminal Justice Act 1967— 1967 c. 80.

(a) in section 18(7) for the words from “inform him” to the end of the subsection there shall be substituted the words—

“(a) in a case of committal, inform him that he may apply to a judge of the High Court, or to the Crown Court, to be admitted to bail, and

(b) in any other case, inform him that he may apply to a judge of the High Court for that purpose.”.

(b) in section 53, after subsection (2), there shall be inserted—

“(2A) Where an application under this section is made by the probation officer, it may be heard in the absence of the probationer if the officer produces to the court a

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statement by him that he understands the effect of an order under this section and consents to the application being made.”;

- (c) in section 60(2) the words “between conviction and sentence” shall be omitted;
- (d) in section 67(1), after the words “probation order” there shall be inserted the words “a community service order”;
- (e) after subsection (8) of section 73 there shall be inserted—
  - “(8A) Where a person makes an application to a magistrates’ court under section 3 of the Criminal Justice Act 1972 (review of compensation orders) the court may order that he shall be given legal aid for the purpose of the proceedings before the court.”;
- (f) in the definition of “dealt with” in section 74(12) after “1948” there shall be inserted the words “under section 13, 17 or 18(1) or (2) of the Criminal Justice Act 1972”;
- (g) in the definition of “committed for sentence” in section 84(1) after “1959” there shall be inserted the words “section 17 or 18(2) of the Criminal Justice Act 1972”.

*The Criminal Appeal Act 1968*

1968 c. 19.

In section 10(3) of the Criminal Appeal Act 1968, after paragraph (c) there shall be inserted—

“or

1961 c. 60.

- (d) where the court makes in respect of him an order under section 12 of the Criminal Justice Act 1961 (return to borstal institution on re-conviction).”

*The Theft Act 1968*

1968 c. 60.

For subsections (1) to (3) of section 28 of the Theft Act 1968 there shall be substituted—

“(1) Where goods have been stolen, and either a person is convicted of any offence with reference to the theft (whether or not the stealing is the gist of his offence) or a person is convicted of any other offence but such an offence as aforesaid is taken into consideration in determining his sentence, the court by or before which the offender is convicted may on the conviction exercise any of the following powers—

- (a) the court may order anyone having possession or control of the goods to restore them to any person entitled to recover them from him; or

- (b) on the application of a person entitled to recover from the person convicted any other goods directly or indirectly representing the first-mentioned goods (as being the proceeds of any disposal or realisation of the whole or part of them or of goods so representing them), the court may order those other goods to be delivered or transferred to the applicant; or

(c) the court may order that a sum not exceeding the value of the first-mentioned goods shall be paid, out of any money of the person convicted which was taken out of his possession on his apprehension, to any person who, if those goods were in the possession of the person convicted, would be entitled to recover them from him.

(2) Where under subsection (1) above the court has power on a person's conviction to make an order against him both under paragraph (b) and under paragraph (c) with reference to the stealing of the same goods, the court may make orders under both paragraphs provided that the person in whose favour the orders are made does not thereby recover more than the value of those goods.

(3) Where under subsection (1) above the court on a person's conviction makes an order under paragraph (a) for the restoration of any goods, and it appears to the court that the person convicted has sold the goods to a person acting in good faith, or has borrowed money on the security of them from a person so acting, the court may order that there shall be paid to the purchaser or lender, out of any money of the person convicted which was taken out of his possession on his apprehension, a sum not exceeding the amount paid for the purchase by the purchaser or, as the case may be, the amount owed to the lender in respect of the loan."

#### *The Children and Young Persons Act 1969*

For paragraph (a) of section 3(6) of the Children and Young Persons Act 1969 there shall be substituted— 1969 c. 54.

"(a) section 1 of the Criminal Justice Act 1972 (which relates to compensation for personal injury and loss of or damage to property) shall apply as if the finding were a finding of guilty of the offence and as if the maximum amount which could be ordered to be paid under that section in respect of that offence were £100 ;".

In section 6(1) of the said Act of 1969 for the words "the court shall, if it is of opinion that there is sufficient evidence to put the accused on trial, commit him for trial" there shall be substituted the words "the court shall commit the accused for trial if either it is of opinion that there is sufficient evidence to put him on trial or it has power under section 1 of the Criminal Justice Act 1967 so to commit him without consideration of the evidence" 1967 c. 80.

In section 7(8) of the said Act of 1969 for the words from "decides to deal with the case" to the end of the subsection there shall be substituted the words "is of the opinion that the case is one which can properly be dealt with by means of—

- (a) an order discharging him absolutely or conditionally ; or
- (b) an order for the payment of a fine ; or
- (c) an order requiring his parent or guardian to enter into a recognisance to take proper care of him and exercise proper control over him,

with or without any other order that the court has power to make when absolutely or conditionally discharging an offender."

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*The Administration of Justice Act 1970*

1970 c. 31.

In Part I of Schedule 9 to the Administration of Justice Act 1970—

- (a) at the end of paragraph 9 there shall be added the words “or under section 14(4) of the said Act of 1952 (proceedings relating to suspended sentence supervision orders and community service orders).”; and
- (b) for paragraphs 9A, 10 and 11 there shall be substituted—
  - “10. Where under section 1 of the Criminal Justice Act 1972 a court orders the payment of compensation.”.

*The Courts Act 1971*

1971 c. 23.

In the Courts Act 1971, the following amendments shall be made—

- (a) in section 31(4), for the words “recorded in the juror’s book” there shall be substituted the words “shown in the electoral register”;
- (b) in section 33(1), for the words from “and who” to the end of the subsection there shall be substituted the words “to be summoned (without any written notice) for jury service up to the number needed (after allowing for any who may not be qualified under section 25(1) of the Criminal Justice Act 1972, and for refusals and challenges) to make up a full jury”;
- (c) in section 34(2), for the words from “notwithstanding” onwards there shall be substituted the words “excuse him from so attending (whether or not he is a person entitled to be excused under section 25(2) of the Criminal Justice Act 1972)”;
- (d) in section 40(2)(b), for the words “included in the relevant juror’s book or jury list” there shall be substituted the words “qualified in accordance with section 25(1) of the Criminal Justice Act 1972”;
- (e) in Schedule 4—

in paragraph 3, for sub-paragraph (2) there shall be substituted the following sub-paragraph—

1825 c. 50.

“(2) In section 29 of the Juries Act 1825 for the words “any of the courts herein-before mentioned” substitute “the Crown Court”;

at the end of paragraph 6, there shall be inserted the words “or in consequence of section 25 of the Criminal Justice Act 1972”.

*The Immigration Act 1971*

1971 c. 77.

In section 6(3)(b) of the Immigration Act 1971 for the words “first offenders” there shall be substituted the words “persons who have not previously been sentenced to imprisonment”.

*The Road Traffic Act 1972*

1972 c. 20.

In section 105(2) of the Road Traffic Act 1972 after the words “for the purpose of endorsement” there shall be inserted the words “(or its production to comply with section 24(3) of the Criminal Justice Act 1972 in the case of disqualification under that section)”.

## SCHEDULE 6

Section 64(2).

## REPEALS

## PART I

## JURIES

Chapter	Short Title	Extent of Repeal
31 Geo. 3. c. 32.	The Roman Catholic Relief Act 1791.	In section 8 the words "from serving upon any jury or".
6 Geo. 4. c. 50.	The Juries Act 1825.	Sections 1, 27 and 50.
33 & 34 Vict. c. 77.	The Juries Act 1870.	Sections 4, 5, 7 to 10, 25 and the Schedule.
53 & 54 Vict. c. 21.	The Inland Revenue Regulation Act 1890.	In section 8, the words "or on any jury or inquest whatsoever".
53 & 54 Vict. c. ccxliii.	The London Council (General Powers) Act 1890.	Section 26.
7 Edw. 7. c. cxl.	The City of London (Union of Parishes) Act 1907.	Section 26.
9 & 10 Geo. 5. c. 71.	The Sex Disqualification (Removal) Act 1919.	In section 1 the words "and a person shall not be exempted by sex or marriage from the liability to serve as a juror". In section 4(2) the words from "and any enactment relating to juries" onwards.
9 & 10 Geo. 5. c. 92.	The Aliens Restriction (Amendment) Act 1919.	Section 8.
12 & 13 Geo. 5. c. 11.	The Juries Act 1922.	The whole Act.
19 & 20 Geo. 5. c. 17.	The Local Government Act 1929.	Section 79(1).
11 & 12 Geo. 6. c. 65.	The Representation of the People Act 1948.	In Schedule 10, Part II, paragraph 7(2).
12, 13 & 14 Geo. 6. c. 86.	The Electoral Registers Act 1949.	Section 3(1).
14 & 15 Geo. 6. c. 53.	The Midwives Act 1951.	Schedule 2. Section 22.
15 & 16 Geo. 6. & 1 Eliz. 2. c. 44.	The Customs and Excise Act 1952.	In section 2(1) the words "or on any jury whatsoever".
1 & 2 Eliz. 2. c. 50.	The Auxiliary Forces Act 1953.	In section 39(3) the words "and shall be exempt from serving on any jury"; and the proviso.
2 & 3 Eliz. 2. c. 70.	The Mines and Quarries Act 1954.	Section 144(5).
3 & 4 Eliz. 2. c. 18.	The Army Act 1955.	Section 183.
3 & 4 Eliz. 2. c. 19.	The Air Force Act 1955.	Section 183.
5 & 6 Eliz. 2. c. 28.	The Dentists Act 1957.	In section 32, in subsection (1), the words "serving on all juries and inquests whatsoever and from"; subsection (2).

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Chapter	Short Title	Extent of Repeal
9 & 10 Eliz. 2. c. 34.	The Factories Act 1961.	Section 145(5).
10 & 11 Eliz. 2. c. xlii.	The British Transport Commission Act 1962.	Section 43(2).
1964 c. 42.	The Administration of Justice Act 1964.	Section 21. Schedule 3 paragraph 13.
1964 c. 48.	The Police Act 1964.	In Schedule 9, the entry relating to the Juries Act 1870.
1965 c. 16.	The Airports Authority Act 1965.	Section 10(5).
1966 c. 36.	The Veterinary Surgeons Act 1966.	Section 24(1).
1967 c. 80.	The Criminal Justice Act 1967.	Sections 14 to 16.
1968 c. xxxii.	The Port of London Act 1968.	Section 154(4). In Schedule 2, Part I, para- graph 14.
1970 c. 9.	The Taxes Management Act 1970.	Section 5(2).
1971 c. 23.	The Courts Act 1971.	In section 31, in subsection (3), the words from "and in section 1" onwards; and subsection (7). Section 33(3). In Schedule 4, paragraphs 1 and 2. In Schedule 8, paragraphs 11 and 50.

## PART II

## OTHER REPEALS

Chapter	Short Title	Extent of Repeal
33 & 34 Vict. c. 23.	The Forfeiture Act 1870.	Section 4.
8 Edw. 7. c. 65.	The Summary Jurisdic- tion (Scotland) Act 1908.	In section 77(4) the words "forty-four".
1 & 2 Geo. 5. c. 27.	The Protection of Animals Act 1911.	Section 4.
16 & 17 Geo. 5. c. 60.	The Legitimacy Act 1926.	In the Schedule, in paragraph 6 the words from "and any sum" onwards.
11 & 12 Geo. 6. c. 58.	The Criminal Justice Act 1948.	Section 11(2). Section 14(2). In section 77(3), the proviso. In section 80(6) the word "damages". In Schedule 1, in paragraph (b) of the proviso to paragraph 3, the words "or to submit to treatment for his mental con- dition".

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Chapter	Short Title	Extent of Repeal
11 & 12 Geo. 6. c. 58— <i>cont.</i>	The Criminal Justice Act 1948— <i>cont.</i>	In Schedule 5, in paragraph 2(1)(a), the words from “and, if the order so provides” onwards; paragraph 3(4); and in paragraph 3(6) the words “in individual cases”.
12, 13 & 14 Geo. 6. c. 101.	The Justices of the Peace Act 1949.	In section 27, in subsection (5) the words “and any question whether expenditure was properly incurred shall also be so determined”; and subsections (10)(a) and (11). Section 28.
15 & 16 Geo. 6. & 1 Eliz. 2. c. 48.	The Costs in Criminal Cases Act 1952.	In section 17, in subsection (1), the definition of “prosecutor” and subsection (4).
16 & 17 Geo. 6. & 1 Eliz. 2. c. 52.	The Prison Act 1952.	Section 38 except as provided in section 59 of this Act.
15 & 16 Geo. 6. c. 55.	The Magistrates’ Courts Act 1952.	Section 34.
1 & 2 Eliz. 2. c. 20.	The Births and Deaths Registration Act 1953.	Section 38(2).
2 & 3 Eliz. 2. c. 70.	The Mines and Quarries Act 1954.	Section 167.
3 & 4 Eliz. 2. c. 18.	The Army Act 1955.	Section 221.
3 & 4 Eliz. 2. c. 19.	The Air Force Act 1955.	Section 219.
5 & 6 Eliz. 2. c. 53.	The Naval Discipline Act 1957.	Section 100(3).
6 & 7 Eliz. 2. c. 31.	The First Offenders Act 1958.	The whole Act.
7 & 8 Eliz. 2. c. 22.	The County Courts Act 1959.	Section 181.
8 & 9 Eliz. 2. c. 16.	The Road Traffic Act 1960.	Section 247(1).
9 & 10 Eliz. 2. c. 15.	The Post Office Act 1961.	Section 24(2).
9 & 10 Eliz. 2. c. 34.	The Factories Act 1961.	In section 164(6) the words from the beginning to “Exchequer; and”.
9 & 10 Eliz. 2. c. 39.	The Criminal Justice Act 1961.	Section 8(4).
1963 c. 39.	The Criminal Justice (Scotland) Act 1963.	In Schedule 5 the amendment of the First Offenders Act 1958.
1964 c. 42.	The Administration of Justice Act 1964.	Section 22(2)(a). In Schedule 3, paragraph 19(4) and in paragraph 20(7) the words from “and in section 27(2)” onwards.
1965 c. 24.	The Severn Bridge Tolls Act 1965.	Section 20(4).
1967 c. 10.	The Forestry Act 1967.	Section 46(6).
1967 c. 58.	The Criminal Law Act 1967.	In Schedule 2, paragraph 9.

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Chapter	Short title	Extent of repeal
1967 c. 76.	The Road Traffic Regulation Act 1967.	Section 94(1).
1967 c. 80.	The Criminal Justice Act 1967.	Section 39(3) to (6). In section 47(10) the words "and as being Exchequer moneys". In section 54(5) the words from "and the maximum fine" onwards. In section 60(2), the words "between conviction and sentence".
1967 c. 83.	The Sea Fisheries (Shellfish) Act 1967.	Section 19(3).
1968 c. 27.	The Firearms Act 1968.	In Schedule 6, in column 4 of Part I, in the entries relating to sections 16, 17(1) and (2) and 18(1), the words "in England or Wales".
1968 c. 60.	The Theft Act 1968.	Section 26(4).
1969 c. 54.	The Children and Young Persons Act 1969.	In Schedule 5, paragraph 1.
1970 c. 31.	The Administration of Justice Act 1970.	Section 50(a). In Schedule 9, in paragraph 12, the word "damages".
1971 c. 10.	The Vehicles (Excise) Act 1971.	Section 35(1).
1971 c. 23.	The Courts Act 1971.	Section 53(2)(b). In Schedule 8 paragraph 43(2) and, in paragraph 48(a), the reference to section 73(5).
1971 c. 48.	The Criminal Damage Act 1971.	Section 7(1).
1971 c. 77.	The Immigration Act 1971.	Section 8. In Schedule 2, in paragraph 23(3) the words "and as being Exchequer moneys", and the same words in paragraph 31(4).
1972 c. 20.	The Road Traffic Act 1972.	Section 185(1).





# National Health Service (Family Planning) Amendment Act 1972

## 1972 CHAPTER 72

An Act to secure the provision, as part of the National Health Service, by local health authorities of voluntary vasectomy services on the same basis as the contraception services provided under the National Health Service (Family Planning) Act 1967.

[26th October 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by authority of the same, as follows:—

**1.**—(1) From the commencement of this Act voluntary vasectomy services may be provided by local health authorities in England and Wales on the same basis as the contraception services provided under section 1 of the National Health Service (Family Planning) Act 1967, and accordingly section 1 of that Act shall be amended by the insertion after subsection (2) of the following new subsections:—

Provision of voluntary vasectomy services.  
1967 c. 39.

“(2A) A local health authority in England or Wales may, with the approval of the Secretary of State, and to such extent as he may direct shall, make arrangements for the giving of advice on voluntary vasectomy, the medical examination of persons seeking advice on voluntary vasectomy for the purpose of determining what advice to give and for treatment for voluntary vasectomy.

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(2B) A local health authority may, with the approval of the Secretary of State, recover from persons to whom advice is given, or treatment provided, under subsection (2A) above or from such persons of any class or description such charges (if any) as the authority consider reasonable, having regard to the means of those persons”

(2) It shall be the duty of any local health authority providing voluntary vasectomy services by virtue of this section to make to the Secretary of State, at such times as he may require, periodical reports as to those services, and the report for any period—

- (a) shall show how many patients received treatment in the period, and categorise them by age; and
- (b) shall state the expenditure of public money incurred by the authority in the provision of those services during the period; and
- (c) shall give such other information possessed by or available to the authority as the Secretary of State may request with respect to those services or to the persons who have at any time applied for or received treatment;

and for that purpose a local health authority shall keep such records as the Secretary of State may from time to time direct.

Expenses  
and receipts.

**2.—(1)** There shall be defrayed out of moneys provided by Parliament any increase attributable to the provisions of this Act in the sums payable out of moneys so provided under any other enactment.

1967 c. 39.

(2) All sums received, by virtue of the National Health Service (Family Planning) Act 1967 as amended by this Act, by the Secretary of State shall be paid into the Consolidated Fund.

Short title.

**3.** This Act may be cited as the National Health Service (Family Planning) Amendment Act 1972.



# Museums and Galleries Admission Charges Act 1972

## 1972 CHAPTER 73

An Act to remove impediments to the making of charges for admission to the national museums and galleries in Great Britain. [26th October 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1.—(1) Notwithstanding anything in any enactment, the Liberty to trustees or other governing body of any of the institutions charge for mentioned below may make such charges for admission to any admission. museum or gallery as they may determine.

The institutions to which this subsection applies are—

- (a) the British Museum;
- (b) the British Museum (Natural History);
- (c) the National Museum of Antiquities of Scotland;
- (d) the National Galleries of Scotland.

(2) In so far as the provisions of any enactment, contract, trust deed or other instrument are, in the opinion of the Secretary of State, inconsistent with the making of charges for admission to—

- (a) the National Museum of Antiquities of Scotland;
- (b) the National Galleries of Scotland;
- (c) any museum or gallery in Scotland for which he is responsible;

he may by order vary or revoke such provisions:

Provided that before making an order under this subsection the Secretary of State shall consult the governing body concerned.

**(3) The power to make orders under subsection (2) above shall be exercisable by statutory instrument; and any instrument containing such an order shall be subject to annulment in pursuance of a resolution of either House of Parliament.**

Short title.

**2. This Act may be cited as the Museums and Galleries Admission Charges Act 1972.**



# Counter-Inflation (Temporary Provisions) Act 1972

1972 CHAPTER 74

An Act to authorise measures to counter  
inflation. [30th November 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1.—(1) Subject to the provisions of this Act, section 2 of this Act shall cease to have effect at the expiration of a period of ninety days beginning with the date on which this Act is passed. Duration of section 2.

(2) Her Majesty may by Order in Council made not later than thirty days before the date on which the said section 2 would otherwise cease to have effect, substitute for the ninety days mentioned in subsection (1) above such longer period, not exceeding one hundred and fifty days, as may be specified in the Order.

(3) An Order in Council under subsection (2) above shall cease to have effect at the expiration of a period of twenty-eight days beginning with the date on which it is made, unless before the end of that period the Order has been approved by a resolution of each House of Parliament.

2.—(1) Prices or charges to which this section applies, and which are for transactions effected by a person at a time when this section applies to the prices or charges, shall not exceed Prices, pay, dividends and rents.

the prices or charges for transactions of the same description effected by the same person in the course of business before 6th November 1972.

(2) An employer shall not pay remuneration to which this section applies for work for any period during which this section applies to the remuneration at a rate which exceeds the rate of remuneration paid by him for the same kind of work before 6th November 1972.

(3) A company to which this section applies shall not declare an ordinary dividend which exceeds the corresponding ordinary dividend declared by that company in the previous calendar year, and shall not declare an ordinary dividend which does not correspond to any ordinary dividend declared in the previous calendar year.

(4) The appropriate Minister may by order provide for preventing increases of rent over rent payable before 6th November 1972.

(5) The appropriate Minister may apply this section—

- (a) to any prices for the sale of goods, and to any charges for the performance of services, including charges for the application of any process to goods, being prices or charges in the course of business, and
- (b) to remuneration under contracts of employment for any kind of work to be performed wholly or substantially within the United Kingdom, or on British ships or aircraft, and
- (c) to companies incorporated under the law of the United Kingdom,

and where subsection (1) of this section, as applied to any prices or charges, is contravened, the liability for the contravention attaches to the person selling the goods or performing the services.

(6) The power conferred by subsection (5) above shall be exercisable by order, or by notice given to the person, or each of the persons, to whom this section is to apply.

(7) There is no contravention of subsections (1), (2) or (3) of this section if what has been done is authorised by the order or notice applying this section, or by the consent of a Minister given in writing.

Existing contracts of employment: modification while section 2 is in force.

3.—(1) The terms of any agreement which was entered into by an employer and an employee before 6th November 1972, and which governs the rate of remuneration both for work before that date and for work when section 2 of this Act is in force, shall be modified in accordance with subsection (2) below.

(2) The rate at which remuneration is payable under the agreement to the employee for work for any period when section 2 of this Act is in force shall not exceed the highest rate at which remuneration was payable under the agreement to him for the same kind of work before 6th November 1972.

(3) This section shall not apply to an increase in remuneration which is in respect of age, or length of service, or length of service in employment of a particular kind, or in employment in a particular grade.

(4) This section shall not apply to remuneration for work other than work to be performed wholly or substantially within the United Kingdom or on British ships or aircraft.

4.—(1) The appropriate Minister may for the purposes of this Act by notice require any person engaged or employed in any business, or any organisation of employers, or any officer of an organisation of employers— Power to obtain information.

(a) to furnish to the appropriate Minister such estimates, returns or other information as may be specified or described in the notice, or

(b) to produce to an officer of the appropriate Minister, duly authorised for the purpose, any documents so specified or described,

and may in the notice specify the way in which the notice is to be complied with and, in the case of a notice relating to documents, the facilities to be afforded for making extracts from, or taking copies of, the documents.

(2) No person shall be compelled, in complying with any such notice, to give any information which he could not be compelled to give in evidence in proceedings before the High Court.

5.—(1) If a person contravenes any of the provisions of section 2 of this Act he shall be liable— Offences.

(a) on summary conviction to a fine not exceeding £400, and

(b) on conviction on indictment to a fine.

(2) If an organisation of workers or organisation of employers, or any other organisation or person, takes, or threatens to take, any action with a view to compel, induce or influence a person to contravene any of the provisions of section 2 of this Act, he shall be liable—

(a) on summary conviction to a fine not exceeding £400, and

(b) on conviction on indictment to a fine.

(3) A person who—

(a) refuses or wilfully neglects to comply with a notice under section 4 of this Act, or

(b) in furnishing any estimate, return or other information in compliance with such a notice makes any statement which he knows to be false in a material particular, or recklessly makes any statement which is false in a material particular, or

(c) with intent to deceive, produces in compliance with such a notice a document which is false in a material particular,

shall be liable on summary conviction to a fine not exceeding £100.

(4) Where an offence is alleged to have been committed under this Act by an organisation of workers or organisation of employers, or by any other organisation, being an unincorporated body—

(a) proceedings for the offence shall be brought in the name of that body (and not in that of any of its members),

(b) for the purpose of any such proceedings any rules of court relating to the service of documents shall have effect as if that body were a corporation, and

(c) any fine imposed on conviction shall be payable out of the funds of that body.

(5) Where an offence mentioned in subsection (4) above is an offence punishable on conviction on indictment, section 33 of the Criminal Justice Act 1925 and Schedule 2 to the Magistrates' Courts Act 1952, shall have effect as if the said body were a corporation.

1925 c. 86.  
1952 c. 55.

(6) Where an offence under this Act committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate or any person who was purporting to act in any such capacity, he as well as the body corporate shall be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

(7) Nothing in this section shall apply to a contravention of section 2(4) of this Act.

(8) Nothing contained in or made under this Act, and nothing made illegal by this section, shall give rise to any criminal or tortious liability for conspiracy, to any other liability in tort or to any liability under the Industrial Relations Act 1971 in respect of an unfair industrial practice.

1971 c. 72.

(9) Proceedings for an offence under this Act shall not be instituted in England or Wales except by or with the consent of the Attorney General.



**6.—(1)** This Act in its application to Scotland shall have effect subject to the provisions of this section. Application to Scotland.

(2) For any reference to the High Court there shall be substituted a reference to the Court of Session.

(3) In relation to any proceedings on indictment for an offence alleged to have been committed under this Act by a body such as is mentioned in section 5(4) of this Act, section 40 of the Criminal Justice (Scotland) Act 1949 (proceedings on indictment against bodies corporate) shall have effect as if the said body were a body corporate. 1949 c. 94.

(4) Section 5(8) above shall not apply except in relation to any unfair industrial practice but, where any act is prohibited by subsection (2) of that section, or by or under any other provision of this Act, the fact that it is so prohibited shall be treated as irrelevant for the purposes of any civil proceedings.

(5) For any reference to the Hire-Purchase Act 1965 there shall be substituted a reference to the Hire-Purchase (Scotland) Act 1965. 1965 c. 66.  
1965 c. 67.

**7.—(1)** This Act shall, in its application to Northern Ireland, have effect subject to the provisions of this section. Application to Northern Ireland.

(2) For any reference to the High Court there shall be substituted a reference to the High Court in Northern Ireland.

(3) Where an offence mentioned in section 5(4) of this Act is an offence punishable on conviction on indictment, section 18 of the Criminal Justice Act (Northern Ireland) 1945 and Schedule 5 to the Magistrates' Courts Act (Northern Ireland) 1964 (procedure on charge of an offence against a corporation) shall have effect as if the body there mentioned were a corporation. 1945 c. 15 (N.I.).  
1964 c. 21 (N.I.).

(4) Proceedings for an offence under this Act shall not be instituted in Northern Ireland except by or with the consent of the Attorney General for Northern Ireland.

(5) For any reference to the Hire-Purchase Act 1965 there shall be substituted a reference to the Hire-Purchase Act (Northern Ireland) 1966. 1966 c. 42 (N.I.).

**8.—(1)** In this Act, unless the context otherwise requires— Interpretation.

“ the appropriate Minister ” means the Treasury, the Secretary of State or the Minister of Agriculture, Fisheries and Food ;

“ business ” includes any trade, profession or vocation, and the expression “ in the course of business ” shall be construed accordingly ;

“employee” means an individual who has entered into or works under a contract with an employer, whether the contract be for manual labour, clerical work or otherwise, be expressed or implied, oral or in writing, and whether it be a contract of service or of apprenticeship; and cognate expressions shall be construed accordingly;

“goods” includes ships and aircraft, minerals, substances and animals (including fish);

1971 c. 72. “organisation of workers” and “organisation of employers” have the meanings given by sections 61(1) and 62(1) of the Industrial Relations Act 1971;

“price” includes a charge of any description.

(2) Any reference in this Act to an offence under this Act includes a reference to an offence under an order made under this Act.

(3) Any reference in this Act to any other enactment shall, except so far as the context otherwise requires, be construed as a reference to that enactment as amended or applied by or under any other enactment, including this Act.

(4) This Act shall apply in relation to—

(a) a conditional sale agreement, and

(b) a hire-purchase agreement,

as if the agreement were a sale of the goods to which the agreement relates for an amount equal to the total purchase price or hire-purchase price, with a fair reduction where the consideration for receipt of that price includes the installation, maintenance or repair of the goods or the performance of other services apart from the giving of credit.

1965 c. 66. This subsection shall be construed in accordance with the Hire-Purchase Act 1965.

Administrative expenses. 9. Any administrative expenses incurred by a government department in consequence of the provisions of this Act shall be paid out of money provided by Parliament.

Short title and supplemental provisions. 10.—(1) This Act may be cited as the Counter-Inflation (Temporary Provisions) Act 1972.

(2) The Schedule to this Act shall have effect for supplementing this Act.

## SCHEDULE

Section 10.

### SUPPLEMENTAL PROVISIONS

#### *Contents of orders and notices under section 2*

1.—(1) An order or notice under section 2 of this Act may be framed in any way whatsoever, may prescribe any method of comparing prices, charges, rates of remuneration, dividends or rents, and may define any expression used in those sections (other than an expression defined by section 8 of this Act).

(2) Any such order or notice concerning remuneration may take account of any terms or conditions of employment, and may determine whether remuneration becoming payable after the period for which it is payable is to be taken into account in making any comparison.

(3) Any such order concerning dividends or rents (as defined in the order) may contain any kind of supplemental or incidental provisions, including provisions creating criminal offences, and, in the case of an order concerning rents, provisions for the recovery of rent overpaid.

(4) Any provisions made in pursuance of sub-paragraph (3) above shall, if the order so provides, continue in force after section 2 of this Act ceases to have effect.

#### *Validity of transactions*

2.—(1) The appropriate Minister may by order prescribe the degree to which anything made illegal by section 2 of this Act, or by an order under this Act, is to be invalid either at the time when section 2 of this Act is in force, or later.

(2) Where in accordance with an order made under this paragraph a contract to pay any remuneration remains invalid after the said time, the order may further provide that the provisions of section 5 of this Act shall continue to apply in relation to the implementation of the contract as if section 2 of this Act was still in force.

#### *Consequences of expiration of section 2 of this Act*

3. On the expiration of section 2 of this Act, section 38(2) of the Interpretation Act 1889 (effect of repeals) shall apply as if that 1889 c. 63. section had been repealed by another Act.

#### *Legislation passed before this Act*

4.—(1) This Act, and any provision made under this Act, shall have effect notwithstanding anything in any other Act or statutory provision passed or made before this Act.

(2) The appropriate Minister may by order provide that any Act passed before this Act, or any provision having effect under any such Act, which relates to prices, charges, remuneration, dividends or

rents shall, while section 2 of this Act is in force, have effect subject to such exceptions, modifications or adaptations as may be specified in the order.

*Variation of orders and notices*

5.—(1) An order made or notice given under this Act may be varied or revoked by a subsequent order or notice so made or given.

(2) The variation or revocation of the order or notice shall not affect liability for any offence committed before the variation or revocation takes effect.

*Parliamentary control of orders*

6. An order under this Act shall be contained in a statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament.

*Giving of notices*

7. The appropriate Minister may by regulations in a statutory instrument subject to annulment in pursuance of a resolution of either House of Parliament prescribe the manner in which any notice is to be given under this Act, and the evidence which is to be sufficient evidence of its having been given.

*Crown servants*

8.—(1) Although this Act does not bind the Crown, an order may be made under this Act so as, without imposing any obligation on the Crown as an employer or otherwise, to apply (either expressly or impliedly) to persons employed by or under the Crown, and section 5(2) of this Act shall apply accordingly.

(2) Section 3 of this Act shall apply, where a person employed by or under the Crown has any enforceable claim to remuneration for that employment, as it applies in the case of an employee of a private person.

(3) For the purposes of this Act employment by any such body as is specified in Schedule 3 to the Redundancy Payments Act 1965 (national health service employers) and corresponding employments in Northern Ireland shall (if it would not otherwise be so regarded) be regarded as employment by or under the Crown.

(4) In the application of this paragraph to Northern Ireland references to the Crown include references to the Crown in right of the Government of Northern Ireland.



# Pensioners and Family Income Supplement Payments Act 1972

## 1972 CHAPTER 75

An Act to make provision for payments to pensioners and further provision with respect to family income supplements; and for connected purposes.

[30th November 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1.—(1) Any person who—

- (a) has attained pensionable age not later than the end of the relevant week;
- (b) is ordinarily resident in the United Kingdom at any time during that week; and
- (c) is entitled to a payment of a qualifying benefit in respect of a period including a day in that week, not being a payment which could have been obtained by him before the beginning of that week,

Lump sum  
payments  
to  
pensioners.

shall, subject to section 2 below, be entitled to payment by the Secretary of State of a sum of £10; and any such person whose spouse satisfies the conditions mentioned in paragraphs (a) and (b) above and who is entitled in respect of that spouse to an increase in that payment of benefit shall, subject to that section, be entitled to payment by the Secretary of State of a further sum of £10.

(2) In this section and section 2 below—

“pensionable age” means—

- (a) in the case of a man, the age of 65;

**c. 75 Pensioners and Family Income Supplement  
Payments Act 1972**

(b) in the case of a woman, the age of 60;

“the relevant week” means the week beginning with 4th December, 1972.

(3) In this section and section 2 below “qualifying benefit” means—

(a) any of the following benefits under the National Insurance Acts 1965 to 1972 or the National Insurance Acts (Northern Ireland) 1966 to 1972, namely—

(i) a retirement pension;

(ii) an invalidity pension;

(iii) a widow’s allowance, widowed mother’s allowance or widow’s pension;

(b) an attendance allowance;

(c) an unemployability supplement or allowance;

(d) a war widow’s pension;

(e) a widow’s pension under the National Insurance (Industrial Injuries) Acts 1965 to 1972 or the National Insurance (Industrial Injuries) Acts (Northern Ireland) 1966 to 1972;

(f) a widower’s pension under those Acts;

(g) a supplementary pension under section 4(1)(a) of the Ministry of Social Security Act 1966 or section 3(1)(a) of the Supplementary Benefits &c. Act (Northern Ireland) 1966.

1966 c. 20.  
1966 c. 28  
(N.I.).

(4) In subsection (3) above—

“attendance allowance” has the meaning assigned to it by any regulations for the time being in force under the Family Income Supplements Act 1970 or the Family Income Supplements Act (Northern Ireland) 1971;

1970 c. 55.  
1971 c. 8  
(N.I.).

“unemployability supplement or allowance” has the meaning assigned to it by section 1(3) of the National Insurance Act 1972;

1972 c. 57.

“war widow’s pension” means any widow’s pension or allowance granted in respect of a death due to service or war injury and payable by virtue of an enactment mentioned in head (a) of the definition of “special widow’s pension” in paragraph 9(5) of Schedule 3 to the Housing Finance Act 1972 or in Scotland the Housing (Financial Provisions) (Scotland) Act 1972 or a pension or allowance for a widow granted under any scheme mentioned in head (b) of that definition;

1972 c. 47.  
1972 c. 46.

and each of the following, that is to say, “attendance allowance”, “unemployability supplement or allowance” and “war widow’s pension” includes any payment which the Secretary of State accepts as being analogous to it.

(5) Two persons who are cohabiting as man and wife shall be treated as spouses for the purposes of this section if—

- (a) the qualifying benefit to which the man is entitled is a supplementary pension under the Ministry of Social Security Act 1966 or the Supplementary Benefits &c. Act (Northern Ireland) 1966; and
- (b) their requirements and resources fall to be aggregated under paragraph 3(1) of Schedule 2 to either of those Acts;

and in its application to a man so entitled section 1(1) above shall have effect as if for the words “who is entitled in respect of that spouse to an increase in that payment of benefit” there were substituted the words “whose requirements and resources are aggregated with those of that spouse in determining the amount of that payment of benefit”.

(6) Sums payable under this section shall not be treated as benefit for the purposes of any Act or instrument under which the payment of qualifying benefit was made; and the fact that a person has been paid or may have a right to be paid such a sum shall be disregarded for the purposes of any enactment or instrument under which regard is had to a person's means and, in particular but without prejudice to the generality of the foregoing, for the purposes of the Income Tax Acts, the Rating Act 1966, the General Rate Act 1967, the Housing Finance Act 1972 and the Housing (Financial Provisions) (Scotland) Act 1972.

1966 c. 9.  
1967 c. 9.  
1972 c. 47.  
1972 c. 46.

2.—(1) A determination by the competent authority that a person is entitled or not entitled to payment of a qualifying benefit in respect of a period including a day in the relevant week shall be conclusive for the purposes of this Act; and in this subsection “competent authority” means, in relation to a payment of any description of qualifying benefit, an authority who ordinarily determines whether a person is entitled to such a payment.

Lump sum  
payments:  
supple-  
mentary.

(2) Any question arising under section 1 above, other than one mentioned in subsection (1) above, shall be determined by the Secretary of State, whose decision shall, except as provided by subsection (3) below, be final.

(3) The Secretary of State may reverse a decision under subsection (2) above on new facts being brought to his notice, or if he is satisfied that the decision was given in ignorance of, or was based on a mistake as to, some material fact.

(4) Only one sum shall be payable under section 1 above in respect of any person.

(5) The Secretary of State may—

- (a) require any person to make a claim in writing for a payment under section 1 above;
- (b) require such information and evidence to be furnished by a person who has applied for a payment under that section as may in the opinion of the Secretary of State be necessary for the determination whether that person is or was entitled to such a payment.

(6) The Secretary of State may make any payment under this section at any time and in any manner that he thinks appropriate and, in particular, may make such a payment to someone other than the person entitled to it, but on that person's behalf, if in the circumstances of the case he considers it appropriate so to do.

(7) The right of any person to payment of any sum under section 1 above shall be extinguished if payment is not obtained within twelve months, or such longer period as the Secretary of State may in any particular case allow, from the date which the Secretary of State determines to be the date on which that person was entitled to that payment.

Alteration  
of period  
for which  
family  
income  
supplement  
is payable.  
1970 c. 55.  
1971 c. 8  
(N.I.).

3.—(1) For section 6(2) of the Family Income Supplements Act 1970 and of the Family Income Supplements Act (Northern Ireland) 1971 (determination of right to family income supplement and period and rate of payment) there shall be substituted the following subsections:—

“(2) Unless regulations otherwise provide, any such question shall be determined as at the date when the claim to the family income supplement is made.

(3) Any family income supplement determined by the Commission to be payable shall be payable for a period of fifty-two weeks, or such other period as may be prescribed by regulations, beginning with the said date or some other date so prescribed and, subject to any provision of regulations, the rate at which it is payable shall not be affected by any change of circumstances during that period.”

(2) Regulations having effect by virtue of the said section 6 as originally enacted shall have effect by virtue of that section as amended by this section, but as if for any reference to twenty-six weeks there were substituted a reference to fifty-two weeks.

(3) Subsections (1) and (2) above shall come into force on 3rd April 1973, but shall apply to a family income supplement which before that date has been determined to be payable if the right to receive the supplement subsists on that date.



**4. There shall be paid out of moneys provided by Parliament— Expenses.**

- (a) any sums payable by the Secretary of State under section 1 above;
- (b) any expenses of the Secretary of State attributable to this Act; and
- (c) any increase attributable to section 3 above in the sums payable under any other Act out of moneys provided by Parliament.

**5.—(1)** This Act may be cited as the Pensioners and Family Income Supplement Payments Act 1972. Supplementary.

(2) For the purposes of section 6 of the Government of Ireland Act 1920 this Act shall, so far as it relates to matters within the powers of the Parliament of Northern Ireland, be deemed to be an Act passed before the appointed day within the meaning of that section. 1920 c. 67.

(3) In this Act “enactment” includes an enactment of the Parliament of Northern Ireland.

(4) In this Act, except where the context otherwise requires, references to any enactment shall be construed as a reference to that enactment as amended, extended or applied by or under any other enactment, including any enactment contained in this Act.



# Northern Ireland (Financial Provisions) Act 1972

## 1972 CHAPTER 76

An Act to increase the limit on loans under section 35 of the Finance Act 1970, and to make temporary provision for grants in aid to Northern Ireland and for the laying before the House of Commons of certain accounts and reports. [7th December 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Loans for capital purposes.  
1970 c. 24.

1. Section 35 of the Finance Act 1970 (loans to Northern Ireland) shall have effect as if in subsection (2) for the words from "is £50 million" to "not exceeding £50 million" (which refer to the initial limit and subsequent increases) there were substituted the words "is £350 million, but the Treasury may, on not more than one occasion, by order made by statutory instrument increase that limit by such sum not exceeding £100 million".

Grants in aid.  
1972 c. 22.

2. While section 1 of the Northern Ireland (Temporary Provisions) Act 1972 is in force the Secretary of State may from time to time pay out of moneys provided by Parliament into the Exchequer of Northern Ireland such sums by way of grant as he may with the consent of the Treasury determine.

Laying of certain Northern Ireland accounts and reports.  
1921 c. 2 (N.I.).

3. There shall be laid before the House of Commons of the Parliament of the United Kingdom copies of such of the accounts and reports required by section 10, 11, 19, 21 or 22 of the Exchequer and Audit Act (Northern Ireland) 1921 to be laid before (or presented or made to) the House of Commons of the Parliament of Northern Ireland as relate to a financial year

ending after the coming into force of section 1 of the Northern 1972 c. 22. Ireland (Temporary Provisions) Act 1972 and before the expiry of that section.

**4.** This Act may be cited as the Northern Ireland (Financial Short title. Provisions) Act 1972.



# Northern Ireland (Border Poll) Act 1972

1972 CHAPTER 77

An Act to provide for the holding in Northern Ireland  
of a poll with respect to the border.

[7th December 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Holding of  
border poll in  
Northern  
Ireland.

1.—(1) With a view to enabling the people of Northern Ireland as a whole to make known their wishes, a poll with respect to the border shall be held in Northern Ireland in accordance with the following provisions:—

- (a) the poll shall be held on such date as the Secretary of State may by order direct, and those entitled to vote on the poll shall be those who would be entitled to vote on polls held on that date at a general election to the Parliament of Northern Ireland;
- (b) the questions to be asked of those voting on the poll shall be the alternative questions in the form set out in the Schedule to this Act, and the front of the ballot paper shall be in that form;
- (c) save as provided by or under this section, the poll shall be conducted, and the cost shall be defrayed, as if (on the dissolution of the present Parliament of the United Kingdom) polls were being held throughout Northern Ireland at a general election to the Parliament of the United Kingdom with that polling day.

(2) The Secretary of State may by order make such further provision as to the conduct of the poll and matters connected therewith as may appear to him to be expedient, including provision modifying or excluding for the purpose of the poll any enactment or statutory provision that would by virtue of subsection (1)(c) above apply apart from the order, or applying with or without modification any other enactment or statutory provision with respect to parliamentary elections.

(3) The power of the Secretary of State to make orders under this section shall be exercisable by statutory instrument but no such order shall be made unless a draft of the order has been approved by a resolution of each House of Parliament.

(4) Any order made by the Secretary of State under this section may be varied or revoked by a further order made by him.

2.—(1) There shall be paid out of money provided by Parliament any costs incurred in connection with the poll under this Act. Financial provisions.

(2) There shall be paid out of the Consolidated Fund, or as the case may be out of money provided by Parliament, any increase attributable to this Act in the sums so payable under any other Act, and there shall be paid into the Consolidated Fund any sums so payable under or in consequence of the provisions of this Act.

3. This Act may be cited as the Northern Ireland (Border Short title. Poll) Act 1972.

**SCHEDULE**

**FORM OF BALLOT PAPER**

Do you want Northern Ireland to remain part of the United Kingdom?

**A**

If so, put an × in this box... ..

**OR**

Do you want Northern Ireland to be joined with the Republic of Ireland, outside the United Kingdom?

**B**

If so, put an × in this box... ..



# Consolidated Fund (No. 3) Act 1972

## 1972 CHAPTER 78

An Act to apply certain sums out of the Consolidated Fund to the service of the years ending on 31st March 1973 and 1974. [12th December 1972]

Most Gracious Sovereign,

**W**E, Your Majesty's most dutiful and loyal subjects, the Commons of the United Kingdom in Parliament assembled, towards making good the supply which we have cheerfully granted to Your Majesty in this Session of Parliament, have resolved to grant unto Your Majesty the sums hereinafter mentioned; and do therefore most humbly beseech Your Majesty that it may be enacted, and be it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1. The Treasury may issue out of the Consolidated Fund of the United Kingdom and apply towards making good the supply granted to Her Majesty for the service of the year ending on 31st March 1973, the sum of £372,107,000. Issue out of the Consolidated Fund for the year ending 31st March 1973.
2. The Treasury may issue out of the Consolidated Fund of the United Kingdom and apply towards making good the supply granted to Her Majesty for the service of the year ending on 31st March 1974, the sum of £5,937,369,300. Issue out of the Consolidated Fund for the year ending 31st March 1974.
3. This Act may be cited as the Consolidated Fund (No. 3) Act 1972. Short title.



# Post Office (Borrowing) Act 1972

## 1972 CHAPTER 79

An Act to increase the statutory limits on the indebtedness of the Post Office and partially to release it from its liability to repay capital debt. [21st December 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Post Office  
liabilities.  
1969 c. 48.

1.—(1) In section 36(2) of the Post Office Act 1969 (which imposes a limit on the indebtedness of the Post Office but provides for its increase by order) for the words from “ exceed ” to “ £2,800 million ” there shall be substituted the words “ exceed £3,800 million or such greater sum, not exceeding £4,800 million ”.

(2) The Minister of Posts and Telecommunications may with the consent of the Treasury, at such time or times as he may with the like consent determine, release the Post Office from its liability to repay the whole or any part—

- (a) of the commencing capital debt assumed by it under section 33(1) of the Post Office Act 1969;
- (b) of any debt incurred by it before 1st April, 1973 under section 35(2) of that Act (power to borrow from the Minister for purposes for which capital moneys are properly applicable),

but not so as to reduce its total indebtedness in respect of the principal of the debts so assumed or incurred by it by more than £200 million; and the assets of the National Loans Fund shall accordingly be reduced by amounts corresponding to those which the Post Office ceases to be liable to repay by virtue of this subsection.



**2.—(1) This Act may be cited as the Post Office (Borrowing) Citation, Act 1972.** Citation, etc.

**(2) The Post Office Act 1969 and this Act may be cited together 1969 c. 48. as the Post Office Acts 1969 and 1972.**

**(3) The Post Office (Borrowing Powers) Order 1971 is hereby 1971 No. 620. revoked.**

**(4) It is hereby declared that this Act extends to Northern Ireland.**

**(5) This Act also extends to the Isle of Man and the Channel Islands.**



# Pensioners' Payments and National Insurance Contributions Act 1972

## 1972 CHAPTER 80

An Act to extend section 1 of the Pensioners and Family Income Supplement Payments Act 1972 so as to entitle retirement pensioners to payments under that section when otherwise disentitled by the operation of the earnings rule; and, in relation to graduated contributions under the enactments relating to national insurance, to alter the construction of references in those enactments to remuneration.

[21st December 1972]

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

Extension of pensioner's entitlement to payments under 1972 c. 75.

1. A person who apart from this section would, by virtue of a retirement pension under the National Insurance Acts, have been entitled to any payment or further payment by the Secretary of State under section 1 of the Pensioners and Family Income Supplement Payments Act 1972, but for his failure to satisfy the condition specified in subsection (1)(c) of that section or, as the case may be, the condition of entitlement to an increase in respect of his spouse, shall be deemed to satisfy the condition in either case if the failure is determined by the Secretary of State to have been due solely to the operation of any provision of—

1965 c. 51.

(a) section 30(7) or 43A(1) or (2) of the National Insurance Act 1965; or

(b) section 29(7) or 42A(1) or (2) of the National Insurance 1966 c. 6 (N.I.)  
Act (Northern Ireland) 1966,

whereby entitlement to benefit is affected by the amount of a person's earnings in a given period.

2.—(1) In relation to graduated contributions, references in the National Insurance Acts to remuneration shall include, and be deemed always to have included, so much of any emoluments (being emoluments which are otherwise assessable to income tax under Schedule E and from which tax under that Schedule is otherwise deductible) as represents, or is treated as representing, expenses or other outgoings (including contributions towards any superannuation scheme, fund or arrangement) in respect of which relief from income tax is allowable by way of deduction from emoluments.

Construction of references to "remuneration" in National Insurance Acts.

(2) Subsection (1) above shall have the same effect in relation to the enactments relating to national insurance in force in Great Britain before the passing of the National Insurance Act 1965 and in Northern Ireland before the passing of the National Insurance Act (Northern Ireland) 1966, as it has in relation to the National Insurance Acts.

3.—(1) This Act may be cited as the Pensioners' Payments and National Insurance Contributions Act 1972.

(2) In this Act, "the National Insurance Acts" means the National Insurance Acts 1965 to 1972 and the National Insurance Acts (Northern Ireland) 1966 to 1972.

(3) Section 1 of this Act shall be construed as one with the Pensioners and Family Income Supplement Payments Act 1972; and section 2 of this Act shall—

(a) in its application to Great Britain, be construed as one with the National Insurance Act 1965; and

(b) in its application to Northern Ireland be construed as one with the National Insurance Act (Northern Ireland) 1966.



# Admission to Holy Communion Measure 1972

1972 No. 1

A MEASURE passed by the General Synod of the Church of England to provide for admission to the Holy Communion.  
[10th February 1972]

1. The rubric at the end of the Order of Confirmation in the Book of Common Prayer (which reads 'And there shall none be admitted to the Holy Communion until such time as he be confirmed or be ready and desirous to be confirmed') shall not prevent the General Synod from making provision by Canon and regulations for the admission to the Holy Communion of other baptised persons. Admission to Holy Communion.

2. This Measure may be cited as the Admission to Holy Communion Measure 1972. Short title.



# Repair of Benefice Buildings Measure 1972

1972 No. 2

A MEASURE passed by the General Synod of the Church of England to provide for the repair of parsonage houses by Parsonages Boards and for the repair of other buildings belonging to a benefice; to make other provision for repairs and other works and matters relating to church buildings and land; and for purposes connected therewith. [10th February 1972]

## *Diocesan Parsonages Boards*

**1.—(1) As soon as possible after the passing of this Measure every diocesan synod shall provide by scheme either—** Appointment or designation and constitution of Parsonages Boards.

(a) for the appointment of a Board for the purposes of this Measure, which shall be known as the Parsonages Board for the diocese concerned; or

(b) for designating the Diocesan Board of Finance as the Board for the purposes of this Measure;

and references in this Measure to “the Board” shall be construed as referring to the Parsonages Board or, as the case may be, the Diocesan Board of Finance for the diocese concerned.

(2) Every such scheme shall provide for the appointment of fit persons to be surveyors for the purposes of this Measure (hereinafter referred to as “diocesan surveyors”) and for determining their remuneration and terms of service.

(3) If the scheme provides for the appointment of a Parsonages Board, it shall also provide for the appointment of a secretary of the Board, and for determining his remuneration and terms of service.

(4) All archdeacons of a diocese for which a Parsonages Board is appointed shall be *ex officio* members of the Board, and of

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the remaining members not less than one third shall be clergymen elected by the beneficed and, if the scheme so provides, the licensed clergy of the diocese, and not less than one third shall be lay persons; but subject as aforesaid the membership of the Board and the method of election or appointment and term of office of its members other than *ex-officio* members shall be prescribed by the scheme.

(5) A Parsonages Board shall be a body corporate, with perpetual succession and a common seal, and the purposes of the Board shall be the furtherance of the work of the Church of England by the exercise of their functions under this Measure, and they shall in the exercise of those functions have power to enter into contracts, hold property, borrow money, execute works (whether by entering into contracts or by the employment of direct labour) and have such other ancillary powers as may be provided by scheme of the diocesan synod.

(6) Subject to the preceding provisions of this section, the constitution and procedure of a Parsonages Board shall be prescribed by scheme of the diocesan synod, and provision may be made for the appointment of committees and the exercise of functions by them, and for the appointment of officers and other staff of a Parsonages Board and for determining their remuneration and terms of service.

(7) A Parsonages Board shall present an annual report and annual accounts to the diocesan synod, and within one month of such presentation the secretary of the synod shall send a copy of the report and accounts to the Commissioners together with a copy of any resolutions passed thereon by the synod.

(8) The Board shall comply with any such directions as may be given to them by resolution of the diocesan synod.

(9) If the Diocesan Board of Finance is designated by a scheme under subsection (1),—

- (a) the scheme shall provide for the delegation of the Board's functions under this Measure to a committee or committees of the Board constituted in accordance with the scheme, and regard shall be had in prescribing the membership of the committee or committees (which may include persons other than members of the Board) to the need for adequate representation of the clergy and laity, and the scheme may contain provisions as to the procedure of any such committee;
- (b) the Memorandum and Articles of Association of the Board or (if they are not a registered company) the constitution thereof shall be deemed to include the furtherance of the work of the Church of England by the exercise of functions under this Measure and such



ancillary powers as are necessary for the exercise of those functions and to give effect to any provisions of the said scheme ;

- (c) subsection (7) shall apply to the Board with the modification that the annual report and annual accounts there mentioned may be presented as a separate part of the Board's annual report and annual accounts.

### *Repair of Benefice Buildings*

**2.—(1)** In this Measure “repairs”, in relation to a parsonage house, means such works of repair and replacement as are needed— **Meaning of repairs.**

- (a) to keep in repair the structure and exterior of the buildings of the parsonage house, including doors, windows, drains, gutters and external pipes ; and
- (b) to keep in repair all walls, fences, gates, drives and drains of the parsonage house, other than those which some person other than the incumbent is wholly liable to repair ;
- (c) to keep in repair and proper working order—
  - (i) the installations in the parsonage house for the supply of water, gas and electricity, and for sanitation, including basins, sinks, baths and sanitary conveniences, and
  - (ii) the installations in the parsonage house for space heating or heating water, and
  - (iii) any fixtures fittings and appliances in the parsonage house (other than those mentioned in the preceding sub-paragraphs), if they belong to the benefice but not otherwise ;

and includes works of interior decoration necessitated in consequence of such works as aforesaid.

(2) For the purposes of this Measure any report by a diocesan surveyor on the repairs required for any glebe buildings shall be based on the legal obligation of the incumbent to keep the buildings in repair.

(3) In determining for the purposes of this Measure the standard of repair appropriate to any building of a benefice, regard shall be had to the age, character and prospective life of the building, and, in particular, in the case of a building included in a list under section 32 of the Town and Country Planning Act 1962, the special architectural or historic interest of the building.

Periodic inspections by diocesan surveyors.

**3.—(1)** It shall be the duty of the Board to cause an inspection to be made by a diocesan surveyor of all the buildings of each benefice in the diocese within an initial period of five years from the commencement of this Measure, and for subsequent such inspections to be made periodically at intervals not exceeding, in the case of any benefice, five years from the last such inspection thereof.

(2) Where a new building of a benefice is provided and is not inspected within the initial period, the Board shall cause it to be inspected by a diocesan surveyor as soon as possible after it is provided and thereafter at intervals not exceeding five years.

Reports by diocesan surveyors.

**4.—(1)** On every such inspection as aforesaid of the buildings of a benefice, the diocesan surveyor shall make a report to the Board—

- (a) stating what repairs are required, specifying them in detail and estimating their cost, and stating whether they should be executed immediately or otherwise ;
- (b) specifying any repairs to a parsonage house which are in his opinion necessary by reason of damage caused or aggravated by any deliberate act of the incumbent or a previous incumbent or any default in his duties under section 13 of this Measure, and estimating the cost of executing those repairs or, in case of aggravation, the additional cost attributable to the act or default ;
- (c) stating whether any improvements to a parsonage house appear to him expedient and, if an estimate appears to him practicable and useful, estimating their cost ;
- (d) stating whether in his opinion a parsonage house should be replaced ;
- (e) stating whether any outbuilding of a parsonage house or any glebe building appears to him to be superfluous and, if an estimate appears to him practicable and useful, estimating the cost of demolition ;
- (f) commenting on the state of the interior decoration of any parsonage house and the state of fixtures and things in any building of the benefice which belong to the benefice ;
- (g) advising on the respective amounts for which the buildings of the benefice should be insured under this Measure, and specifying any special risks to which they are liable.

(2) Where a diocesan surveyor reports that any outbuilding of a parsonage house or any glebe building appears to him to be superfluous, it shall not be necessary for him to specify what repairs to the building are required.

(3) On the first inspection of the buildings of a benefice under this Measure, the diocesan surveyor shall attach to his report a list of the fixtures and things in any such building which belong to the benefice, and a list of the trees of a parsonage house which in his opinion (after taking such expert advice, if any, as he thinks fit) ought to be preserved, and on subsequent inspections he shall make such additions to and amendments of the lists as may be necessary.

(4) The Board shall cause a copy of the report to be sent to the incumbent together with a notice stating his right to make representations and the date by which the representations must be made, which shall not be less than one month from the date on which the notice is sent.

(5) The Board shall consider any representations duly made by the incumbent and, if the incumbent so desires, give him an opportunity of meeting the Board or (at the discretion of the Board) a committee or representative of the Board, and the Board may make by their members such inspections as they think fit and may obtain such professional or other advice as they may require.

(6) If no representations are made within the period allowed by the notice, then on the expiration of that period, or if representations are made, after the consideration thereof, the Board shall confirm the report of the diocesan surveyor without variation or with such variation as the Board may in its discretion decide, and the Board shall thereupon notify the incumbent of any such variation, and references in the following provisions of this Measure to the report of the diocesan surveyor shall be construed as references to the report as confirmed:

Provided that, if the Board propose to vary the report otherwise than for the purpose of giving effect to representations of the incumbent, they shall give him an opportunity of making representations with respect to the proposal and the last preceding subsection shall apply to any such representations.

(7) Where the report specifies any repairs under subsection (1)(b) in respect of the act or default of a previous incumbent, the last three subsections shall have effect as if the references to the incumbent included references to that previous incumbent or his personal representative.

5.—(1) It shall be the duty of the Board—

(a) to commence within a period of 12 months from the date when the diocesan surveyor's report is confirmed all repairs specified in the report and relating to a parsonage house the execution of which is therein stated to be immediately necessary, and to complete them as soon as possible ;

Duty of Board to carry out repairs in report relating to parsonage house.

(b) to execute all other repairs so specified and relating to a parsonage house within such period as may be recommended in the report or, if no period is recommended, as the Board think expedient:

Provided that, if it appears to the Board and the bishop of the diocese that a parsonage house or a part thereof should be sold, exchanged or demolished, and for that reason it is not necessary or desirable to execute the repairs, or all the repairs, specified in relation thereto in the report of the diocesan surveyor, the Board may at any time within a period of six months from the date of the confirmation of the report, notify the incumbent that such repairs as are specified in the notice are not to be executed and giving the reasons therefor.

(2) A notice under the preceding subsection shall state the incumbent's right to make representations and the date by which the representations must be made, which shall not be less than one month from the date on which the notice is sent; and the Board shall consider any representations duly made by the incumbent, which shall be limited to the question of what repairs are not to be executed, and subsection (5) of the last preceding section shall apply to their consideration of such representations.

(3) The Board shall notify the incumbent of their decision, and the incumbent may, if not satisfied with the decision, appeal therefrom within one month from the notification thereof to the Commissioners, who shall decide the matter after consultation with the Board and the incumbent.

(4) If the report of the diocesan surveyor states that any outbuilding of the parsonage house appears to be superfluous, the Board may at any time after the confirmation of the report, notify the incumbent that they intend to demolish the outbuilding, and the last preceding subsection shall apply to any such notice, and if there is no appeal or the notice is upheld, the Board may demolish the outbuilding.

Repair of  
glebe  
buildings.

6.—(1) The Board shall by order require the incumbent to execute, within such time as may be specified in the order, the repairs specified in the diocesan surveyor's report and relating to glebe buildings, and the order may specify different times for different repairs and, in particular, may distinguish between repairs the execution of which is stated in the report to be immediately necessary and other repairs.

(2) Any such order may be varied so as to extend the time allowed for the execution of any repairs.

(3) If the incumbent fails to execute any such repairs within the time allowed by the order, the Board may by notice require him to execute the repairs forthwith, and if at the expiration of

one month from the date of the notice the default is continuing, the Board may with the consent of the bishop of the diocese execute the repairs or such of them as the Board thinks fit, and the cost thereof shall be recoverable as a debt due to the Board from the defaulting incumbent or his personal representative.

(4) If at any time it appears to the Board that the incumbent cannot reasonably meet the estimated cost of repairs which he is required to execute by an order under this section, the Board may advance to him the whole or part of the cost, on such terms as to the repayment of the advance and interest thereon and otherwise as the Board may determine, and the amount so advanced and the interest thereon shall be deemed by virtue of this Measure and without any assurance to be charged on the revenues of the benefice.

(5) Where any sum is due to the Board under this section, being a debt from an incumbent or a payment charged on the revenues of his benefice, the Commissioners may, on the reasonable request of the Board, retain the whole or part of any sum payable by them to the incumbent (but not exceeding the sum so due to the Board), and shall pay the amount so retained to the Board in satisfaction or reduction of the sum due to them.

(6) Where a report of a diocesan surveyor states that any glebe building appears to him to be superfluous, the Board may authorise the incumbent, after consultation with the patron, to demolish the building and sell its materials.

**7.—(1) A diocesan synod may by scheme provide—**

Schemes for securing repair of glebe buildings.

(a) for requiring incumbents to pay to the Board such annual sums in respect of the cost or estimated cost of repairs to glebe buildings required by order of the Board as may be assessed in accordance with the scheme, and for the recovery of such sums by the Board ; and

(b) for crediting such sums to a separate account kept by the Board for each benefice, and for making the money standing to the credit of each such account available, on such conditions as may be specified in the scheme, for meeting the cost incurred in executing such repairs to glebe buildings of the benefice concerned.

(2) Any sums due from an incumbent to the Board under any scheme made under this section shall be deemed by virtue of this Measure and without any assurance to be charged on the revenues of the benefice, and subsection (5) of the last preceding section shall apply thereto.

Interim inspections and repairs.

**8.**—(1) In addition to the periodic inspections required by the preceding provisions of this Measure, the Board may at any time cause an inspection of any building of a benefice or any part thereof to be made by a diocesan surveyor and a report made thereon.

(2) If it appears to the Board, whether as a result of such inspection and report or otherwise, that any repairs to a parsonage house are necessary, they may execute those repairs :

Provided that repairs which are not specified in such a report shall not be executed without the consent of the incumbent.

(3) A report under this section relating to a parsonage house may specify such repairs and make such estimates as are mentioned in section 4(1)(b) of this Measure, and in that case subsections (4) to (7) of that section shall apply to that report.

(4) If it appears to the Board that repairs to a glebe building which are specified in a report under this section are required without delay in order to prevent further damage or deterioration, the Board may by order require the incumbent to execute the repairs, and the last preceding section shall apply to any such order.

Repairs to party walls etc.

**9.** Where any party wall or fence of a parsonage house or any drive, drain or other appurtenance of a parsonage house is maintainable by the incumbent in common with other persons, and any works of repair or replacement are needed in respect thereof, the Board shall have power to act in place of the incumbent in making agreements with those other persons for the execution and financing of such repairs and for enforcing the liability of those persons in respect of such repairs.

Regulation of inspections, reports and repairs.

**10.** A diocesan synod may by scheme provide for regulating—

(a) inspections of buildings of a benefice by diocesan surveyors and the making of reports following on such inspections ;

(b) the execution of repairs to buildings of a benefice, including the supervision thereof by diocesan surveyors and otherwise, and any other matters required for securing efficiency and economy in such execution.

Powers of entry.

**11.** For the purpose of carrying out any inspection or executing any repairs to a building of a benefice which the Board are required or authorised to carry out or execute under this Measure, it shall be lawful for a diocesan surveyor or any workmen or other persons employed by him or the Board or any person authorised by him or the Board to enter the building at all reasonable hours during the daytime :

Provided that, except where repairs are suddenly and urgently needed, the Board or the diocesan surveyor shall before exercising their powers under this section use their best endeavours to reach agreement with the incumbent as to the times at which the inspection is to be carried out or the repairs executed, and shall in default of such agreement give not less than fourteen days notice to the incumbent.

**12.—(1)** It shall be the duty of the Board—

Insurance.

- (a) to insure all the parsonage houses in their diocese against all such risks as are included in the usual form of houseowner's policy relating to buildings ; and
- (b) to insure all the glebe buildings in their diocese against damage by fire and against such other risks, if any, as may be agreed between the Board and the incumbent ;

and such insurance shall be effected with the Ecclesiastical Insurance Office Ltd. or such other insurance office as may be selected by the Board and approved by the Commissioners, and if any question arises as to the risks to be covered, it shall be conclusively determined by the Commissioners.

(2) The Board shall make and prosecute all claims arising under any insurance policy effected under this section, and all moneys payable under any such policy shall be paid to the Board.

(3) If a liability in respect of damage to a parsonage house or glebe building arises under any such policy, and the insurance office elects to pay the insurance money instead of making good the damage at the expense of the office, the Board shall, in the case of a parsonage house, make good the damage and, in the case of a glebe building, apply the money in defraying the cost of making good the damage :

Provided that—

- (a) the damage may be made good with such alterations as the Board may with the consent of the incumbent and the patron determine ;
- (b) the whole or part of the damage may, if the Board so determine with such consent as aforesaid, be not made good.

(4) The amount of the premiums paid by the Board in respect of insurance policies effected on glebe buildings shall be recoverable from the incumbent or his personal representative and shall be deemed by virtue of this Measure and without any assurance to be charged on the revenues of the benefice, and any sums due to the Board in respect of such premiums may be deducted from any moneys received by the Board under any such policy and Section 6(5) of this Measure shall apply thereto.

(5) In this section, references to damage and the making good thereof shall include references to the destruction of the building in whole or in part and to the reinstatement thereof.

Obligations and powers of incumbent in relation to parsonage house.

**13.—**(1) The incumbent shall have a duty to take proper care of a parsonage house, being a duty equivalent to that of a tenant to use premises in a tenant-like manner.

(2) The duties of the Board under this Measure in respect of repairs to parsonage houses shall not affect any liability of an incumbent, as owner, tenant or occupier of a parsonage house, to persons other than the Board, but the Board shall indemnify the incumbent in respect of any claim by any such person or any expense reasonably incurred by reason of any such liability, if and so far as the claim or expense arises out of the execution of repairs or a failure to execute repairs to the parsonage house and is not covered by an insurance policy effected under the last preceding section :

Provided that an incumbent shall not be under any liability to his successor in respect of any repairs or failure to execute repairs to a parsonage house.

(3) The incumbent shall notify the Board of any repairs to a parsonage house appearing to him to be necessary and, in the case of repairs urgently required for reasons of safety or to prevent further damage or deterioration or to meet a liability to other persons, shall do so without delay.

(4) Where the report of a diocesan surveyor, whether under section 4 or section 8 of this Measure, specifies any repairs to a parsonage house as necessary by reason of damage caused or aggravated by any deliberate act of the incumbent or a previous incumbent or any default in his duties under this section, the Board may, on completion of the repairs, by notice require the incumbent concerned or his personal representative to pay to them the whole or part of the cost certified by the diocesan surveyor to be attributable to the said act or default and, if the notice is not complied with, the Board may take proceedings for the enforcement thereof :

Provided that in any such proceedings it shall be open to the defendant to show that the cost so certified is not attributable to such act or default as aforesaid, or that the amount required to be paid exceeds the cost so attributable, and judgment may be given accordingly.

(5) The incumbent may carry out as agent of the Board such repairs to a parsonage house, whether following an inspection by a diocesan surveyor or otherwise, as the Board may generally or specially authorise.



**14.—**(1) Where the Board is notified by the Commissioners Parsonage that they have consented to the sale, exchange or demolition of a parsonage house, or have agreed that a parsonage house should be sold, exchanged or demolished, the duties of the Board under the preceding provisions of this Measure shall apply to that parsonage house to the following extent only:—

- (a) the Board shall keep the insurance of the parsonage house in force until the sale, exchange or demolition is effected ; and
- (b) in a case where the parsonage house is to be sold or exchanged, the Board shall carry out such repairs thereto as they think necessary or desirable to facilitate the sale or exchange thereof ; and
- (c) so long as the parsonage house remains in occupation, the Board shall carry out such repairs as they think necessary for such occupation.

(2) Where a parsonage house ceases, otherwise than in consequence of a sale, exchange or demolition or proposals therefor, to be a parsonage house, the preceding provisions of this Measure so far as they relate to parsonage houses shall cease to apply thereto.

(3) Nothing in this section shall affect any liability of the Board under subsection (2) of the last preceding section, or any liability of the incumbent or his personal representative under subsection (4) of that section or section 20(2) of this Measure, being a liability accrued before the preceding provisions of this section took effect in relation to the parsonage house.

(4) References in this section to the sale and the exchange of a parsonage house shall, if it is held on lease, be construed as references to the sale and the exchange of the leasehold interest therein.

*Other Functions of Parsonages Boards*

**15.—**(1) The diocesan synod may by scheme authorise the Board to execute—

- (a) works of interior decoration of parsonage houses, by agreement with the incumbent ;
- (b) works of improvement, demolition or erection of parsonage houses in pursuance of the powers conferred by sections 1, 2 and 2A of the Parsonages Measure 1938 or section 31 of the Pastoral Measure 1968, by agreement with the persons on whom those powers are conferred.

Extension by scheme of functions of Parsonages Boards.

1938 No. 3.  
1968 No. 1.

(2) The diocesan synod may by scheme provide for the inspection by a diocesan surveyor of buildings in the diocese (other than parsonage houses) used as residences by clergy or lay workers of the Church of England, and for the making of reports to the Board on such inspections.

(3) The diocesan synod may by scheme provide for authorising the Board to execute works of repair, interior decoration, improvement, demolition or erection of any buildings in the diocese held for charitable purposes connected with the Church of England, by agreement with the persons having the management or control of such buildings.

(4) A scheme made under this section shall make provision for securing that the cost of any such works as are mentioned in this section and the cost of inspections and reports mentioned in subsection (2) thereof, including any administrative cost attributable to such works, inspections and reports, shall not constitute a charge on the Parsonages Fund established under section 17 hereof, and may contain other provisions relating to the administration of the scheme :

Provided that this subsection shall not apply to the cost of repairs to the residence of an incumbent not being a parsonage house or the cost of inspections and reports relating thereto.

(5) In this section references to parsonage houses and to buildings used or held for certain purposes shall include references, where appropriate, to buildings intended to be used as parsonage houses or to be used or held for those purposes.

Powers of Board to pay rates, rent and other outgoings.

**16.—**(1) The Board shall, in respect of any parsonage house or other residence of an incumbent in the diocese, have power to make good to the incumbent or defray on his behalf—

- (a) any general rate, water rate or drainage rate ;
- (b) any payments for the maintenance of a private road, common drive, party fence or wall, or other thing maintainable in common ;
- (c) any payment in respect of a rent charge or other charge ;
- (d) any rent or other payment under a lease or tenancy ;
- (e) any periodical payments in respect of a loan made by the Commissioners for the provision or improvement of the parsonage house or residence, and any accrued interest thereon.

(2) The Board shall have power to defray the cost of repairs to any such residence not being a parsonage house, or any repairs to a parsonage house held on lease being repairs for which the incumbent is liable.

*Financial Provisions*

17.—(1) The Board shall open a Fund, to be known as the **Diocesan Parsonages Fund** for the diocese concerned, into which moneys shall be paid under the following provisions of this Measure.

(2) The Parsonages Fund shall be held and managed by the Board, who shall have the same powers of investment as trustees of trust funds :

Provided that, if there is a separate Parsonages Board, the diocesan synod may by scheme provide that the powers of the Board in respect of the management of the Parsonages Fund and the receipt of moneys payable into that Fund shall be exercisable by the Diocesan Board of Finance on behalf of the Board.

(3) All expenditure of the Board, except expenditure defrayed out of a specific trust fund or by direct payments of parochial church councils under section 19(2), shall be defrayed out of the Parsonages Fund, but without prejudice to any provision made under section 15(4) of this Measure.

18.—(1) The Commissioners shall pay into the Parsonages Fund of each diocese the aggregate of the sums which at the commencement of this Measure stand to the credit of the Repair Accounts, the Deferred Repair Accounts and the Insurance Accounts of all the benefices in the diocese under sections 29, 30 and 39, respectively, of the Ecclesiastical Dilapidations Measure 1923, free of any trust in favour of those benefices: **Payments to Parsonages Fund from Repair Accounts etc.** 1923 No. 3.

Provided that the Commissioners shall—

- (a) in the case of benefices to which glebe buildings belong, apportion the moneys standing to the credit of the said Accounts of those benefices as between the glebe buildings and the parsonage houses ;
- (b) discharge the amount outstanding at the commencement of this Measure in respect of loans and interest under sections 35 and 36 of the said Measure, so far as they relate to parsonage houses ;

and shall deduct from the amount payable into the Parsonages Fund of each diocese as aforesaid the amount so apportioned to glebe buildings in that diocese and the amount so outstanding in respect of benefices in that diocese.

(2) The moneys paid into the Parsonages Fund from the Repair Accounts and the Deferred Repair Accounts shall be treated as a reserve and, subject to the next following subsection, only the income arising therefrom shall be applicable for the general purposes of the Fund.

(3) The moneys so treated as a reserve may, to a total amount not exceeding at any one time two-fifths of the original amount thereof, be applied by the Board for all or any of the following purposes:—

- (a) for meeting any temporary excess of expenditure over income arising within an annual accounting period, subject to the sums so applied being replaced in the reserve before the end of that period;
- (b) for meeting the cost of any repairs to a parsonage house which the Board by special resolution declare to be extraordinary repairs;
- (c) for making advances under section 6(4) of this Measure:

Provided that, after the expiration of five years from the passing of this Measure,—

- (i) the Commissioners may, if it appears to them expedient having regard to the special circumstances of any diocese, authorise an increase for that diocese in the total amount that may be applied under this subsection out of the reserve;
- (ii) the General Synod may, on the application of the Commissioners, by resolution increase for all dioceses the said proportion of two-fifths of the original amount of the reserve, and any special increase under paragraph (i) hereof shall be additional to any such general increase.

(4) The Commissioners shall pay into the Parsonages Fund the sums standing to the credit of the Administration Account of the Diocesan Dilapidations Board of the diocese at the commencement of this Measure under section 34 of the Ecclesiastical Dilapidations Measure 1923.

1923 No. 3.

Other  
Financial  
Provisions.

**19.—(1)** The diocesan synod shall by scheme provide for the submission to the synod by the Board of annual estimates of the expenditure of the Board for the ensuing year and proposals for meeting that expenditure, and in dioceses where there is a separate Parsonages Board, the Board shall consult the Diocesan Board of Finance before submitting the estimates.

(2) The diocesan synod may by scheme provide—

- (a) for the payment by parochial church councils of parishes in the diocese of such annual contributions towards the estimated expenditure of the Board as may be determined in accordance with the scheme, but not exceeding in any year a total amount approved by the synod; or
- (b) for the direct payment by such parochial church councils of the whole or part of the cost of repairs to the

parsonage houses of their own parishes, and for excluding that cost or part thereof from the annual estimates of the Board ; or

(c) for a combination of such contributions and direct payments as aforesaid ; and

(d) for refunding to any parochial church council any part of a contribution not required by the Board.

(3) The Commissioners may make grants out of their general fund to the Board for payment into the Parsonages Fund.

(4) Any moneys received by the Board under any insurance policy effected under this Measure shall, so far as they are not applied for the purposes mentioned in section 12(3) of this Measure or to meet any liability covered by the policy, be paid to the Commissioners, and any net proceeds of the demolition under this Measure of any outbuildings of a parsonage house or any glebe building shall be paid to the Commissioners ; and the Commissioners shall hold all moneys so paid as if they were moneys arising from a sale of the parsonage house or glebe building, as the case may be, under the Acts and Measures relating to such sales, and may apply them accordingly.

(5) Without prejudice to the generality of section 1(5) of this Measure, the Board shall have power to accept gifts and bequests either for their general purposes or on specific trusts for purposes falling within their general purposes.

(6) All moneys received by the Board shall, subject to subsection (4) of this section and any scheme under section 7 and any such specific trusts as aforesaid, be paid into the Parsonages Fund.

#### *Miscellaneous and General*

**20.—**(1) Any trees included in the current list scheduled to the report of the diocesan surveyor under section 4(3) of this Measure in respect of a parsonage house shall not be felled, lopped or topped without the consent of the Board, and the timber growing on any glebe land or in any churchyard of a benefice shall not be felled without such consent: Felling of trees.

Provided that this subsection shall not apply if the felling, lopping or topping is necessary to avoid immediate danger to the occupants of the parsonage house or glebe building or to the general public.

(2) If any such trees are felled, lopped or topped in contravention of this section or any such timber is felled in contravention thereof, the Board may by notice require the incumbent or his personal representative to pay to the Board the amount of any resulting depreciation, as estimated by a diocesan surveyor, of the parsonage house or, as the case may be, the net value of the timber, or such part of that amount or value as the Board think

fit, and, if the notice is not complied with, the Board may take proceedings for the enforcement thereof :

Provided that in any such proceedings it shall be open to the defendant to show that the contravention did not cause any depreciation of the parsonage house or that the timber had no net value or that the amount required to be paid exceeds the amount of the depreciation or value, and judgment may be given accordingly.

(3) If it appears to the Board that any timber growing on glebe land or in any churchyard of a benefice ought, as a matter of good management, to be felled, the Board may by notice require the incumbent to fell it and, if he fails to comply with the notice, may themselves do so and sell the timber, and the powers of entry conferred by section 11 of this Measure shall apply for the purpose of such felling and sale.

(4) A notice under the last preceding subsection shall inform the incumbent of his right to make representations and the date by which the representations must be made, which shall not be less than one month from the date on which the notice is sent, and section 4(5) shall apply to the consideration of any representations, duly made by the incumbent, and the Board shall then decide whether or not to proceed with the notice.

(5) The consent of the patron or ordinary shall not be necessary for any felling in accordance with this section.

(6) The net proceeds of any such felling and any moneys recovered by the Board under subsection (2) of this section may be applied for the purpose of planting new trees, and so far as they are not so applied, shall, in the case of timber in a churchyard, be paid to the parochial church council and applied for the maintenance of the fabric of any church maintainable by the council, and in other cases be paid to the Commissioners and treated in the same way as the net proceeds of the demolition of outbuildings of a parsonage house or any glebe building, as the case may be, under section 19(4) of this Measure.

(7) Where the expense to the incumbent of felling, lopping or topping any trees in accordance with this section exceeds the proceeds thereof, the Board may defray the amount of the excess.

Additions and alterations to parsonage houses and glebe buildings.

**21.—**(1) An incumbent shall not make any additions or alterations to the buildings of a parsonage house or any glebe buildings without the consent of the Board and the patron, and if he does so, the Board may by notice require him or his personal representative to restore the buildings to the condition in which they were before, and, on receipt of the notice, the incumbent or his personal representative shall restore the buildings as directed by the notice.

(2) If the incumbent or his personal representative refuses or neglects to comply with the notice, the Board may, if they think fit, execute such works as may be necessary to restore the buildings as aforesaid, and the powers of entry conferred by section 11 of this Measure shall apply for that purpose, and the cost of the works shall be recoverable as a debt due to the Board from the incumbent or his personal representative.

(3) Before refusing their consent under this section, the Board shall give notice to the incumbent of their intention to do so, and subsection (4) of the last preceding section shall apply to any such notice and to any other notice under this section as it applies to a notice therein mentioned.

**22.—**(1) The provisions of this Measure relating to glebe buildings shall not apply to buildings leased by the incumbent for a term of years and in such form as to be binding on his successors, except so far as the lessee is not liable under the lease to repair or insure the buildings; but a diocesan surveyor shall have power on any inspection under this Measure to inspect any such buildings and report thereon to the Board, and shall do so if so instructed by the Board or requested by the incumbent. Leases of glebe.

(2) If it appears from any such report that repairs for which the lessee is responsible have not been and ought to be carried out, the Board may send a copy of the report to the incumbent and require him to take all necessary steps to enforce the lessee's repairing covenants.

(3) If the incumbent fails to take or prosecute such steps or requests the Board to do so on his behalf, the Board may take or continue, in the name and on behalf of the incumbent, proceedings for enforcing the said covenants, and shall be deemed for that purpose to be the duly authorised attorneys of the incumbent and his successors; and the incumbent shall leave the conduct of the proceedings in their hands, and the costs reasonably incurred by the Board in the proceedings and not recovered from the other party shall be recoverable as a debt due to the Board from the incumbent or his personal representative.

(4) Section 20 of this Measure shall not apply to timber on glebe land leased as aforesaid.

**23.** The incumbent of a benefice shall keep the Board informed of matters affecting buildings and land belonging to the benefice, other than churches, and in particular of matters arising from any notice given to him by a Government department, local or public authority, public utility undertakers or, in the case of property held on a lease or tenancy, the landlord of the property; and the Board shall, at the request of the incumbent, advise on or undertake negotiations in respect of any such matters. Board to be informed and to advise and negotiate on matters affecting benefice property.

Guidance by  
Commiss-  
sioners.

**24.** The Commissioners may at any time seek information from, and give advice to, the Board on any matter concerning their functions under this and any other Measure, and the Board shall provide such information and have regard to such advice.

Charities

**25.** Where the purposes of a charity include the repair of parsonage houses, either generally or in a particular locality or as respects a particular parsonage house, the funds of the charity shall continue to be applicable to that purpose, notwithstanding the transfer of responsibility for such repair to the Board.

Application  
of Measure  
during  
vacancies.

**26.—(1)** During a vacancy in a benefice the provisions of this Measure, except section 13(1) and (4), shall apply to that benefice as if for the references to the incumbent there were substituted references to the sequestrators or, if the benefice is not under sequestration, to the bishop of the diocese :

Provided that any liability arising under the said provisions as so applied shall be discharged out of the income of the benefice arising during the vacancy and shall not be a personal liability of the sequestrators or the bishop.

(2) Where, during the period between the sending of a report of a diocesan surveyor to the incumbent or the sequestrators or bishop and the confirming of the report under section 4 of this Measure, a vacancy occurs or is filled, the right to make representations and to meet the Board or a committee or representative of the Board shall, so far as they have not already been exercised, devolve on the sequestrators or bishop or the new incumbent, as the case may be.

(3) Where an incumbent has entered into a contract for the execution or repairs to glebe buildings which he is required to execute by an order under section 6 or section 8 of this Measure, and vacates his benefice before the completion of the contract, the incumbent or his personal representative shall, during a period of three months after vacating the benefice, or such further period as the Board may allow, be entitled to carry out the repairs and to have all necessary rights of entry for that purpose ; and the new incumbent or (during the vacancy) the sequestrators or bishop shall not be responsible during that period or those periods for the execution of the repairs :

Provided that this subsection shall have effect subject to any variation made by directions of the Board or any agreement between the outgoing incumbent or his personal representative and the new incumbent.

(4) Where, on the occurrence of a vacancy in a benefice, any repairs to glebe buildings of the benefice required by order of the Board have not been executed, the duty to execute them



shall, except as provided in the last preceding subsection, devolve on the incumbent's successors, including the sequestrators or the bishop during the vacancy.

**27.—**(1) All notices, consents, reports, orders, directions or requests required or authorised by this Measure to be given or made shall be in writing, and any such document or copy thereof may be served, sent or given to any person or body by delivering it to him or to the secretary of the body, or by leaving it at the proper address of that person or body, or by post. Notices and other documents.

(2) For the purpose of any provision of this Measure requiring the consent of a patron, sections 80, 81(2) and 82 of the Pastoral Measure 1968 (which provide for determining who is the patron in cases of doubt, and for the giving of consents in the case of benefices in the patronage of Her Majesty or the Duke of Cornwall or of a minor) shall apply as they apply to consents required to be given by patrons under that Measure. 1968 No. 1.

(3) For the purposes of this section and of section 26 of the Interpretation Act 1889 in its application to this section, the proper address shall, in the case of a body, be the registered or principal office thereof, and in any other case be the last known address of the person concerned. 1889 c. 63.

**28.** Section 85 of the Pastoral Measure 1968 (which enables certain administrative functions of a diocesan bishop to be delegated to a suffragan or assistant bishop or archdeacon of the diocese) shall apply to functions of the bishop under this Measure. Delegation of functions of bishops.

**29.** As soon as the Board is appointed or designated under section 1 of this Measure, the functions of the Diocesan Dilapidations Board for that diocese shall be exercisable by the Board, and the Diocesan Dilapidations Board (if a separate body) shall thereupon be dissolved, and for references in any Measure to a Diocesan Dilapidations Board and to surveyors appointed by them there shall be substituted, as respects that diocese, references to the Board and surveyors appointed by the Board. Transfer to Board of functions of Diocesan Dilapidations Board.

**30.—**(1) Schemes made by a diocesan synod under this Measure shall not take effect until they have been approved by the Commissioners, either without variation or with such variations as may be agreed by the Commissioners and the diocesan synod, and a copy of every scheme as so approved shall be filed in the diocesan registry. Schemes of diocesan synods.

(2) The duties and powers of diocesan synods to provide by scheme for the matters specified in this Measure may be exercised by a single scheme or by separate schemes, and any scheme

may be varied, revoked or replaced by a subsequent scheme made and approved in like manner.

(3) Any such scheme may contain such supplementary and incidental provisions as may be necessary or expedient for the purposes of the scheme, and may provide that the scheme shall come into operation on a specified date, and may specify different dates for different provisions or different areas.

Interpretation.

**31.—(1)** In this Measure, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them, that is to say :—

“benefice” means the office of a rector or vicar of a parish or parishes, with cure of souls, but not including the office of a vicar in a team ministry ;

“building” includes part of a building ;

“buildings of a benefice” means any parsonage house and glebe buildings belonging to a benefice ;

“the commencement of this Measure” means, in relation to a diocese, the coming into operation of this Measure on the day appointed for that diocese under the next following section ;

“the Commissioners” means the Church Commissioners ;

“Diocesan Board of Finance” means, in relation to a diocese, the Board of that name constituted under the Diocesan Board of Finance Measure 1925 for that diocese ;

1925 No. 3.

“Diocesan Dilapidations Board” means, in relation to a diocese, the Board constituted under the Ecclesiastical Dilapidations Measure 1923 for that diocese ;

1923 No. 3.

“glebe building” means any building, wall, fence or work which the incumbent of a benefice is bound by virtue of his office to maintain in repair, not being a parsonage house or comprised in a parsonage house ;

“improvement”, in relation to any building, includes enlargement and reduction in size (whether by division or otherwise) ;

1968 No. 1.

“parsonage house” means a residence vested in the incumbent of a benefice (when the benefice is full), being his official residence or the designated residence of a vicar in a team ministry established for the benefice under section 19 of the Pastoral Measure 1968, except a residence held under a lease which makes the landlord wholly or mainly responsible for the repairs, and includes the buildings, gardens, orchards, paddock, walls, fences, and appurtenances necessary for the convenient occupation of the residence, and for the purposes of

this definition the separate letting of a part of the residence shall not be deemed to exclude it from the residence unless it is excluded by a certificate of the bishop under section 11 of the Parsonages Measure 1938 No. 3. 1938 ;

“patron” has the meaning assigned to it by the Pastoral Measure 1968 No. 1. 1968 No. 1. Measure 1968 ;

“repairs” has the meaning assigned to it by section 2 of this Measure.

(2) In the application of this Measure to a parsonage house which is the residence of a vicar in a team ministry, the references to the incumbent shall be construed as including references to the vicar as well as to the incumbent :

Provided that in section 11 and section 13(1) the references shall be to the vicar only, and in section 20(2) the reference shall be to such one of them as is responsible for the contravention in question, and in section 26 the references shall be to the incumbent only.

(3) Any reference in this Measure to any Act or Measure shall be construed as a reference to that Act or Measure as amended by any subsequent Measure.

**32.**—(1) Subject to section 1 and section 29 of this Measure and the next following subsection, this Measure shall come into operation on such day as may be appointed by order of the Commissioners under seal, and different days may be appointed for different dioceses, and the Commissioners shall cause a notice of every such order to be published in the London Gazette and a copy of every such order to be filed in the diocesan registry of every diocese to which the order applies : Commence-  
ment of  
Measure.

Provided that no day so appointed shall be later than the first day of April next following the expiration of two years from the passing of this Measure.

(2) Without prejudice to section 37 of the Interpretation Act 1889 c. 63. 1889 as applied by the Interpretation Measure 1925, the provisions of this Measure requiring or empowering diocesan synods to make schemes, and the provisions relating to the making and confirming of such schemes, shall have effect on the passing of this Measure, and any appointments, elections and administrative arrangements required in consequence of such schemes may be made or held any time after the making of the schemes, but save as aforesaid no scheme made by a diocesan synod before the appointed day shall come into operation before that day. 1925 No. 1.

**33.** Nothing in this Measure shall be taken as authorising or requiring the carrying out of any works otherwise than in accordance with the Town and Country Planning Acts 1962 and 1969. Saving for  
Planning Acts.

**Transitional Provisions.**

**34.** The transitional provisions set out in Schedule 1 to this Measure shall have effect for the purpose of the transition from the provisions of the Ecclesiastical Dilapidations Measures 1923 to 1951 to the provisions of this Measure.

**Repeals.**

**35.** The Acts and Measures specified in Schedule 2 to this Measure are hereby repealed to the extent specified in column 3 of that Schedule.

**Short title and extent.**

**36.—(1)** This Measure may be cited as the *Repair of Benefice Buildings Measure 1972*.

(2) This Measure shall extend to the whole of the provinces of Canterbury and York, except the Channel Islands and the diocese of Sodor and Man, but may be applied to the Channel Islands, as defined in the Channel Islands (Church Legislation) Measures 1931 and 1957 or either of them, in accordance with those Measures.

## SCHEDULES

## SCHEDULE 1

Section 34.

## TRANSITIONAL PROVISIONS

1. On the transfer of functions from a Diocesan Dilapidations Board to the Board under section 29 of this Measure,—

- (a) all property, rights and liabilities of the Diocesan Dilapidations Board shall vest in the Board ;
- (b) the secretary and other officers of the Diocesan Dilapidations Board shall become the secretary and officers of the Board, and shall not be in a worse position, as respects their remuneration and terms of service ;
- (c) the transfer of functions shall not affect the appointment of any surveyor under section 12 of the Ecclesiastical Dilapidations Measure 1923, so long as it remains in force, and the appointment shall have effect as if it had been made by the Board ; 1923 No. 3.
- (d) all reports, orders, assessments, rates, consents, notices, and other things made, given or done by or to the Diocesan Dilapidations Board shall, if in force, continue in force until the appointed day (and thereafter so far as provided by the following provisions of this Schedule), as if they had been made, given or done by or to the Board ;
- (e) anything begun and not completed by the Diocesan Dilapidations Board may be completed by the Board.

2.—(1) The following provisions of this Schedule shall have effect on the day appointed for the coming into operation of this Measure in any diocese.

(2) Any surveyor holding office immediately before the appointed day for that diocese under the Ecclesiastical Dilapidations Measure 1923 shall, for the remainder of the term of his appointment, if he so wishes, become a diocesan surveyor under this Measure for that diocese, and shall not be in a worse position, as respects his remuneration and terms of service, than he was in his previous office.

(3) The Board shall be under a duty to execute all repairs to parsonage houses in the diocese required to be executed under orders in force immediately before the appointed day under the Ecclesiastical Dilapidations Measures 1923 to 1951 :

Provided that the incumbent shall execute or complete any such repairs to his parsonage house for the execution of which he has entered into a contract before the appointed day, and the Board shall indemnify him in respect of any liability for the cost of those repairs.

(4) The incumbent shall be under a duty to execute all repairs to glebe buildings required to be executed under any order in force immediately before the appointed day under the said Measures, and section 6 of this Measure shall apply as if the order had been made under that section.

(5) All sums due to the Commissioners immediately before the appointed day under any assessments made under the Ecclesiastical Dilapidations Measures 1923 to 1951 shall be recoverable in full,

and there shall also be recoverable a proportionate part of any annual payment which would, but for this Measure, fall due to the Commissioners under any such assessment within 12 months after the appointed day, the proportion being that which the period between the previous due date of the annual payment and the appointed day bears to a period of 12 months.

(6) The Commissioners shall treat the sums so recovered in like manner as the sums standing to the credit of the Accounts mentioned in section 18(1) of this Measure, and that section shall accordingly apply as if the sums so recovered had been credited to the appropriate Accounts before the commencement of this Measure.

(7) The sums apportioned to glebe buildings under section 18(1) of this Measure shall be applied as follows:—

(a) the sums in the Insurance Account of any benefice shall be paid to the Board and be held by them in a separate account and applied for the purpose of paying premiums under any insurance policy effected under section 12 of this Measure in respect of the glebe buildings of the benefice;

(b) the sums in the Repair Accounts and the Deferred Repair Accounts shall be retained in the said Accounts, and section 32 of the Ecclesiastical Dilapidations Measure 1923, section 10 of the Ecclesiastical Dilapidations (Amendment) Measure 1929 (so far as it relates to the said section 32) and section 3 of the Ecclesiastical Dilapidations Measures 1923 to 1929 (Amendment) Measure 1951 shall continue to apply to the sums in the said Accounts of any benefice so as to enable them to be disbursed or paid in respect of repairs to glebe buildings ordered by the Board under section 21 of the Ecclesiastical Dilapidations Measure 1923 or section 6 or section 8 of this Measure, and any sums remaining in the said Accounts of any benefice at the end of five years from the appointed day may be paid to the incumbent or otherwise applied for the benefit of the benefice as the Commissioners after consultation with the Board may decide:

1923 No. 3.

1929 No. 3.

1951 No. 3.

Provided that a scheme made by a diocesan synod under section 7 of this Measure may require the sums held in the said Repair Accounts of any benefice in the diocese at the time when the scheme comes into operation to be paid into the separate account kept by the Board for that benefice under the scheme.

(8) The Board shall make the like disbursements in respect of any repairs executed to any parsonage house before the appointed day as would have been made, but for this Measure, by the Commissioners under the said section 32, section 10 and section 3.

(9) Section 46 of the Ecclesiastical Dilapidations Measure 1923, and any provisions applied by that section, shall continue in force as respects any order made before the appointed day; section 48 of that Measure shall continue in force as respects anything done before the appointed day; section 49 of that Measure, and any list

compiled thereunder, shall continue in force until the first inspection and report on the buildings of the benefice under this Measure ; and anything done under section 50 or section 51 of that Measure before the appointed day shall, so far as it could have been done under the corresponding provisions of this Measure, continue in force and have effect as if it had been so done.

3. The Commissioners may give directions—

- (a) that any proceedings pending at the appointed day under the Ecclesiastical Dilapidations Measures 1923 to 1951 shall either be concluded under those Measures or be concluded or superseded by proceedings under this Measure, and in the former case that any order made in pursuance of the proceedings shall be treated for the purposes of this Schedule as having been made before the appointed day ;
- (b) for excepting from payment into the Parsonages Fund under section 18 of this Measure any surplus or sum which immediately before the appointed day was applicable under section 33 or section 47 of the Ecclesiastical Dilapidations Measure 1923, and for the application thereof ; and
- (c) generally for resolving difficulties arising in connection with the transition from the Ecclesiastical Dilapidations Measures 1923 to 1951 to this Measure.

SCHEDULE 2

Section 35.

ACTS AND MEASURES REPEALED

Session & Chapter	Short Title	Extent of Repeal
17 Geo. 3. c. 53.	The Clergy Residences Repair Act 1776.	Sections 5 and 9.
1 & 2 Vict. c. 106.	The Pluralities Act 1838.	Sections 41, 62 to 69 and 72.
34 & 35 Vict. c. 43.	The Ecclesiastical Dilapidations Act 1871.	The whole Act.
35 & 36 Vict. c. 96.	The Ecclesiastical Dilapidations Act 1872.	The whole Act.
47 & 48 Vict. c. 67.	The Improvement of Lands (Ecclesiastical Benefices) Act 1884.	The whole Act.
14 & 15 Geo. 5. No. 3.	The Ecclesiastical Dilapidations Measure 1923.	The whole Measure, except section 52 and any interpretation and other supplementary provisions applicable thereto.
19 & 20 Geo. 5. No. 3.	The Ecclesiastical Dilapidations (Amendment) Measure 1929.	The whole Measure, except section 18.

Session & Chapter	Short Title	Extent of Repeal
1 & 2 Geo. 6. No. 3.	The Parsonages Measure 1938.	In section 5(2) the words " or repaired wholly or in part by means of a loan made by Queen Anne's Bounty under the Ecclesiastical Dilapidations Measures 1923 to 1929".
3 & 4 Geo. 6. No. 3.	The Benefices Buildings (Postponement of Inspections and Repayment of Loans) Measure 1940.	The whole Measure.
1951 No. 3.	The Ecclesiastical Dilapidations Measures, 1923 to 1929 (Amendment) Measure 1951.	The whole Measure.
1963. No. 1.	The Ecclesiastical Jurisdiction Measure 1963.	In section 6(1)(d) the words " or forty one", and in section 72(2) the words " and such part of the assessment in respect thereof under the Ecclesiastical Dilapidations Measure 1923 to 1951 as the Diocesan Dilapidations Board may decide to be reasonable".



# Benefices Measure 1972

1972 No. 3

A MEASURE passed by the General Synod of the Church of England to provide an additional ground for refusing to institute or admit a presentee to a benefice, and for purposes connected therewith.

[10th February 1972]

1.—(1) Where a clerk in Holy Orders who has not previously held a benefice or the office of vicar in a team ministry is presented to a benefice, the grounds on which the bishop may in his discretion refuse to institute or admit him to the benefice shall include the following additional ground, namely, that the presentee has had no experience or less than three years' experience as a full-time parochial minister. **Additional ground for refusing to institute.**

(2) Where the bishop refuses to institute or admit a presentee on the ground aforesaid, he shall signify in writing the refusal and ground thereof to the person presenting to the benefice and the presentee, and either of those persons may, within one month after the signification, appeal in writing to the archbishop of the province, who may either uphold the bishop's decision or direct him to institute or admit the presentee:

Provided that where the bishop of the diocese is an archbishop, the appeal shall lie to the archbishop of the other province.

(3) In this section—

“benefice” has the meaning assigned to it by section 89 of the Pastoral Measure 1968;

1968 No. 1.

“bishop” means the bishop of the diocese and includes, during a vacancy in a see, the guardian of the spiritualities;

“parochial minister” means an assistant curate or curate in charge licensed to a parish.

2.—(1) This Measure extends to the whole of the provinces of Canterbury and York, except the Channel Islands and the Isle of Man, but may be applied to the Channel Islands or either of them, as defined in the Channel Islands (Church Legislation) Measures 1931 and 1957, in accordance with those Measures. **Extent and application.**

(2) This Measure applies to benefices in the patronage of the Crown or the Duchy of Cornwall.

(3) References in section 1 of this Measure to the previous holding of a benefice or the office of vicar in a team ministry and to experience as a full-time parochial minister shall be construed as applying to any benefice or any such office and any parish in the provinces of Canterbury and York and to any benefice (or corresponding office) and any parish in the Church in Wales, the Church of Ireland or the Episcopal Church of Scotland.

Short Title.     **3. This Measure may be cited as the Benefices Measure 1972.**

# Deaconesses and Lay Ministry Measure 1972

1972 No. 4

**A MEASURE** passed by the General Synod of the Church of England to enable further provision to be made by Canon with respect to the ministry of deaconesses, licensed lay workers, readers and other lay persons.  
[9th August 1972]

1.—(1) It shall be lawful for the General Synod to provide by Canon for the authorisation by the bishop of the diocese of deaconesses, licensed lay workers, readers, and other lay persons having such qualifications as may be prescribed by Canon, to perform any of the following duties at the invitation of the minister of a parish or an extra-parochial minister:—

Provision for extending the ministry of deaconesses, licensed lay workers, readers and others.

(a) to church women;

(b) in the absence of the minister, to baptise;

(c) with the goodwill of the persons responsible, to bury the dead or read the burial service before, at or after a cremation.

(2) A Canon made in pursuance of the preceding subsection may provide for substituting, when a cure is vacant, the invitation of the rural dean for the invitation of the minister of the parish or parishes concerned.

(3) The power to provide by Canon for the matters aforesaid shall be exercisable notwithstanding any rubric or direction in the Book of Common Prayer or any rule of ecclesiastical law.

(4) References in any enactment or Measure relating to burial or cremation to a clerk or minister in Holy Orders, or to qualified persons authorised by an incumbent or minister, or to a minister of religion, shall be construed as including references to a person authorised in pursuance of subsection (1) of this section to perform the duties specified in paragraph (c) thereof, but not so as to enable any such person to perform those duties otherwise than in accordance with the conditions prescribed by Canon.

1967 No. 2. (5) In this section the expression “extra-parochial minister” means a minister licensed under section 2 of the Extra-Parochial Ministry Measure 1967 to perform at any of the institutions therein mentioned all or any of the duties specified in subsection (1) of this section.

Short title  
and extent.

2.—(1) This Measure may be cited as the Deaconesses and Lay Ministry Measure 1972.

(2) This Measure shall extend to the whole of the Provinces of Canterbury and York except the Channel Islands:

Provided that this Measure may be applied to the Channel Islands as defined in the Channel Islands (Church Legislation) Measures 1931 and 1957, or either of them, in accordance with those Measures.

# Clergy Pensions (Amendment) Measure 1972

1972 No. 5

A MEASURE passed by the General Synod of the Church of England to Amend the Clergy Pensions Measures 1961 to 1969. [9th August 1972]

1.—(1) Where a clerk retires on or after attaining the retiring age, having performed a qualifying period of pensionable service specified in the following table, that qualifying period shall be deemed, for the purposes of the Clergy Pensions Measures 1961 to 1969 and any rules made thereunder, to be increased by the additional period therein specified in respect of that qualifying period:—

<i>Qualifying Period</i>	<i>Additional Period</i>
Period of not less than 37 years	3 years
Period of less than 37 years but not less than 33½ years	2 years
Period of less than 33½ years but not less than 30 years	1 year

(2) For the purpose of—

- (a) ascertaining under Part II of Schedule 1 to the principal Measure the rate of pension to which a clerk who retires under the retiring age by reason of infirmity would have been entitled in the circumstances therein mentioned;
- (b) ascertaining under section 10(1)(b) of the principal Measure the pension to which a clerk who dies when not in receipt of a pension would have been entitled in the circumstances therein mentioned;

account shall be taken of any additional period of pensionable service that would have been added by virtue of the preceding subsection.

(3) This section shall apply in the case of clerks who retire or die on or after the date of the passing of this Measure, but not those who retire or die before that date.

2.—(1) For the purposes of section 2(1) of the principal Measure (which enables the Commissioners to give directions for increasing the rates of pension payable generally or payable to any class of persons) the expression “class of persons” shall not be limited to the classes for which different rates are prescribed under section 1 and Schedule 1 of the principal Measure,

but shall be construed as including any description of persons, and in particular persons described by reference to the time when they became or become entitled to pensions under the principal Measure.

Any directions given by virtue of this subsection within six months after the passing of this Measure may provide that the directions shall have effect as from a date before the passing of this Measure but not before the 1st April 1972.

(2) In section 2(3) of the principal Measure (which provides for the payment of a supplementary pension to bring the income of a retired clerk up to a yearly rate determined by the Board with the concurrence of the Commissioners), for the words "shall authorise the Commissioners to pay to that clerk such supplementary pension as will bring his total income up to that yearly rate" there shall be substituted the words "may authorise the Commissioners to pay to that clerk such supplementary pension, not exceeding the amount needed to bring his total income up to that yearly rate, as the Board may determine in accordance with general directions of the Commissioners".

(3) Where a clerk is in receipt of a supplementary pension at the passing of this Measure, the Board shall not reduce that pension below the rate at which it would have been if section 2(3) had remained in its previous form and the yearly rate of income last determined thereunder before the passing of this Measure had remained in force.

Medical review in cases of disability pensions.

3.—(1) A decision of the Board under section 3 of the principal Measure entitling a clerk to a pension on the ground that he has become incapable through infirmity of performing the duties of his office, shall be made subject to a condition that further medical evidence may subsequently be required by the Board from time to time as they may direct.

(2) If the clerk fails to comply with such a condition or the Board are satisfied after considering further medical evidence that the clerk has become capable of performing pensionable service, they may suspend or reduce the pension as they think fit:

Provided that, if subsequently they are satisfied after considering further medical evidence that he is incapable through infirmity of performing pensionable service, he shall be deemed to have retired again and section 4(3) of the principal Measure shall apply as it applies on the second retirement of a clerk whose pension is suspended or reduced under that section.

(3) The right of appeal under section 3(2) of the principal Measure shall extend to any decision of the Board to suspend or reduce a pension under this section.

4.—(1) Section 10(1) of the principal Measure shall be amended as follows:— Pensions for widows.

(a) after the words “ to whom he was married for not less than five years ” there shall be inserted the words “ and (in the case of a retired clerk) to whom he was married before his retirement, and who was being maintained by him at the time of his death ”;

(b) for the proviso there shall be substituted the following proviso:—

“ Provided that the Board may if they think fit—

(i) in exceptional circumstances grant a pension to a widow notwithstanding that she was married for less than five years, or was not being maintained by her husband at the time of his death, or that her husband had performed less than ten years’ pensionable service ;

(ii) in the special circumstances of a particular case, continue the payment of a pension to a widow notwithstanding her re-marriage or resume the payment to a widow of a pension terminated on her re-marriage, whether before or after the passing of this Measure.

(2) The amendments made by the preceding subsection, other than paragraph (ii) of the new proviso, shall not affect any widow who is in receipt of a pension at the passing of this Measure.

(3) Where directions given by virtue of section 2(1) of this Measure have effect as from a date before the passing of this Measure, and a clerk to whom the directions are or would have been applicable dies on or after the said date and before receiving the increased pension payable in accordance with the directions, he shall be deemed for the purpose of calculating his widow’s pension under the said section 10(1) of the principal Measure to have been in receipt of that increased pension at the time of his death.

(4) The power of the Commissioners under section 10(2) of the principal Measure to give directions for increasing the rate of pension payable to widows under that section shall include power to give such directions in respect of a class or description of widows, and in particular widows described by reference to the time of their husbands’ retirement or death.

(5) The following new sub-section shall be inserted in section 10 of the principal Measure, between sub-sections (2) and (3) thereof:

“ (2A) The Commissioners may, at the request of the Board, authorise the Board to augment, by such sum

as may be specified in the authorisation and during such period as may be so specified, the pension payable under this section to any individual widow ”.

(6) Where a clerk dies after the passing of this Measure leaving a widow, and the clerk—

(a) was transferred under section 41 or section 42 of the principal Measure to the pensions scheme of any church to which section 41 applies or any authority mentioned in section 42 ; and

(b) before the transfer paid contributions under section 11 or section 14 of the principal Measure or Part II of the Clergy Pensions Measure 1948, not being contributions in respect of which a repayment was made by the board under section 1(4) of the Clergy Pensions (Amendment) Measure 1967 or the said section 14, as the case may be ;

1948 No. 1.

1967 No. 1.

the Board shall grant to his widow in respect of those contributions a pension at such rate as an actuary may certify to be proper.

(7) Section 12 of the principal Measure shall have effect, in relation to any widow who at the passing of this Measure is in receipt of a pension under that section or thereafter becomes entitled thereto, with the omission of the words “ so long as she remains a widow ”.

Minor  
amendments.

5.—(1) Section 1(5) of the principal Measure (which enables an interval not exceeding three months between two periods of pensionable service to be treated as pensionable service) shall be amended by inserting after the words “ three months ” the words “ or such longer interval as the Board may in exceptional circumstances allow ”.

(2) In section 4(2) of the principal Measure (which empowers the Board to suspend or reduce the pension of a clerk who has not attained the retiring age) there shall be substituted for the words “ the retiring age ” the words “ the age of seventy years ”.

(3) In section 34(4) of the principal Measure (which requires a valuation of the Clergy (Widows and Dependants) Pensions Fund to be made at the expiration of every period of five years from the 31st December 1964) for the words “ at the expiration of every period of five years from that day ” there shall be substituted the words “ thereafter at intervals not exceeding five years ”.

(4) The power of the Commissioners under section 44 of the principal Measure to alter the rate of interest specified in any provision of the Measure shall include power, exercisable in accordance with that section, to determine the date as from



which the altered rate is to have effect, which may be before the date of the determination.

6.—(1) The General Synod may, by regulations approved by the Synod under this section, make further provision with respect to pensions for the clergy and their widows and dependants and for matters incidental or supplementary thereto.

Power of General Synod to make further provision by regulations for clergy pensions.

(2) Such regulations may amend, replace and revoke any of the provisions of the Clergy Pensions Measures 1961 to 1969 and this Measure, except the provisions mentioned in the next following subsection:

Provided that regulations approved under this section for the purpose of consolidating the law relating to pensions for the clergy and their widows and dependants may include any such excepted provisions (other than this section) but neither those regulations nor any subsequent regulations shall alter the effect of any provisions so included.

(3) The provisions excepted from the last preceding subsection are Part III, section 38 and section 39 of the principal Measure, section 4 of the Clergy Pensions (Amendment) Measure 1967 and this section, together with interpretation provisions of the principal Measure so far as they relate to the said Part III and the said sections; and references in the said Part III or the said sections to Part I or Part II of the principal Measure or to any section contained therein shall be construed as references, or as including references, to regulations approved under this section amending or replacing any of the provisions so referred to.

1967 No. 1.

(4) All regulations submitted for the approval of the General Synod under this section shall be submitted by the Board with the concurrence of the Commissioners, and may be approved by the General Synod either with or without amendment.

(5) The Statutory Instruments Act 1946 shall apply to any regulations approved by the General Synod under this section as if they were a statutory instrument and were made when so approved, and as if this Measure were an Act providing that any such regulations shall be subject to annulment in pursuance of a resolution of either House of Parliament.

1946 c. 36.

7.—(1) This Measure and the Clergy Pensions (Amendment) Measure 1969 shall be construed as one with the principal Measure.

Construction, interpretation and citation. 1969 No. 1.

(2) In this Measure "the principal Measure" means the Clergy Pensions Measure 1961.

1961 No. 3.

(3) This Measure may be cited as the Clergy Pensions (Amendment) Measure 1972, and the Clergy Pensions Measures 1961 to 1969 and this Measure may be cited together as the Clergy Pensions Measures 1961 to 1972.



## TABLE V

### Tables of the Derivations of the Consolidation Acts of 1972

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## THE BETTING AND GAMING DUTIES ACT 1972 (c. 25)

*Note:* The following abbreviations are used in this Table—

1963	= The Betting Duties Act 1963 (1963 c. 3)
1964	= The Finance Act 1964 (1964 c. 49)
1966	= The Finance Act 1966 (1966 c. 18)
1967	= The Finance Act 1967 (1967 c. 54)
1968	= The Finance Act 1968 (1968 c. 44)
1968 (G)	= The Gaming Act 1968 (1968 c. 65)
1969 (D)	= The Decimal Currency Act 1969 (1969 c. 19)
1969	= The Finance Act 1969 (1969 c. 32)
1970	= The Finance Act 1970 (1970 c. 24)
1971	= The Finance Act 1971 (1971 c. 68)

Section of 1972 Act	Derivation
1	1966 ss. 12(1), 15(6); 1970 s. 1(1).
2	1966 s. 12(2), (3).
3	1970 s. 1(2), (4)(a).
4	1966 s. 12(4).
5	1966 s. 12(5).
6	1963 ss. 1(1), 3(4), (6); 1964 s. 7(3); 1966 s. 12(6).
7	1963 s. 1(2), (5); 1964 s. 7(2), (3); 1968 s. 4(2); 1971 s. 9.
8	1963 s. 1(3); 1967 s. 7(4), (9).
9	1963 ss. 2, 3(4), (6); 1964 s. 7(3); 1966 s. 15(2), (3).
10	1963 ss. 3(1)–(3), (5), 5(1).
11	1964 s. 7(3).
12	1963 ss. 1(3), 3(6), 5(1); 1964 s. 7(3); 1966 ss. 12(2)(c), 15(1), (6); 1968 (G) s. 53(1), Sch. 11 Pt. III; 1970 s. 1(3), (4).
13	1970 s. 2(1), (2), (7), (8).
14	1970 s. 2(3), Sch. 1 Pt. I.
15	1970 s. 2(4)–(6).

BETTING AND GAMING DUTIES ACT—*cont.*

Section of 1972 Act	Derivation
16	1970 s. 2(9), (10), Sch. 1 para. 1(3).
17	1969 s. 3(1)–(3), (7).
18	1969 s. 3(1), (6).
19	1969 s. 3(4), (5).
20	1969 s. 3(10), (11); 1971 s. 8(1).
21	1969 s. 5(1), (3).
22	1969 s. 5(4), (5), Sch. 11 Pt. II; 1969 (D) s. 10.
23	1969 s. 5(6), (7); 1969 (D) s. 10.
24	1969 s. 5(8).
25	1969 s. 5(11); 1970 s. 3(1), (2).
26	1969 s. 5(2), (9), Sch. 11 Pt. I; 1969 (D) s. 10.
27	1969 s. 5(2), (12), (15); 1970 s. 3(4).
28	1963 s. 5; 1966 s. 15(4); 1968 (G) s. 53(1), Sch. 11 Pt. I; 1969 ss. 3(7), (9), (12), 5(14), Sch. 9 paras. 5(iv), 12(2); 1970 s. 2(10).
29	—
30	1963 s. 7(2), (3); 1964 s. 26(3), (5); 1966 s. 53(2), (4); 1967 s. 45(3), (7); 1968 s. 61(3), (9); 1969 s. 61(3), (5); 1970 s. 36(3), (7); 1971 s. 69(3), (5).
Schedule 1	
Paragraph 1	—
2	1966 s. 15(5), Sch. 3 paras. 1, 18, 26.
3	1963 s. 1(4), Sch. 1 para. 1.
4	1963 s. 1(4), Sch. 1 para. 2; 1964 s. 7(4); 1966 s. 15(5), Sch. 3 para. 2; 1967 s. 7(1).
5	1967 s. 7(1), (2), (9).
6	1963 s. 1(4), Sch. 1 para. 3; 1964 s. 7(4); 1966 s. 15(5), Sch. 3 para. 2; 1968 s. 4(4), Sch. 5 paras. 3, 4, 6.
7	1963 s. 1(4), Sch. 1 para. 3; 1966 s. 15(5), Sch. 3 para. 2.
8	1964 s. 7(4).
9	1968 s. 4(4), Sch. 5 para. 2.
10	1966 s. 15(5), (6), Sch. 3 paras. 3, 4; 1968 (G) s. 53(1), Sch. 11 Pt. III.
11	1966 s. 15(5), Sch. 3 para. 5.

BETTING AND GAMING DUTIES ACT—*cont.*

Section of 1972 Act	Derivation
<b>Schedule 1</b>	
<i>cont.</i>	
<b>Paragraph</b>	
12	1967 s. 7(3), (4), (9).
13	1966 s. 15(5), Sch. 3 para. 24.
14	1966 s. 15(5), Sch. 3 para. 25.
15	1963 s. 1(4), Sch. 1 paras. 4, 5; 1964 s. 7(4); 1966 s. 15(5), Sch. 3 para. 19; 1968 s. 4(4), Sch. 5 para. 5.
16	1967 s. 7(5)–(7).
17	1963 s. 1(4), Sch. 1 para. 6; 1966 s. 15(5), Sch. 3 para. 19; 1967 s. 7(5); 1968 s. 4(4), Sch. 5 para. 5.
18	1966 s. 15(5), Sch. 3 para. 20.
19	1966 s. 15(5), Sch. 3 para. 23.
20	1968 s. 4(4), Sch. 5 paras. 1, 6.
<b>Schedule 2</b>	
<b>Paragraph</b>	
1–4	1970 s. 2(9), Sch. 1 paras. 1–4.
5	1970 s. 2(9), Sch. 1 para. 6.
6	1970 s. 2(9), Sch. 1 para. 5.
7, 8	1970 s. 2(9), Sch. 1 paras. 7, 8.
9	1970 s. 2(9), Sch. 1 para. 12.
10, 11	1970 s. 2(9), Sch. 1 para. 15(2).
12–14	1970 s. 2(9), Sch. 1 paras. 9–11.
15	1970 s. 2(9), Sch. 1 para. 15(1).
16	1968 s. 4(4), Sch. 5 para. 1.
17	1970 s. 2(9), Sch. 1 para. 13.
18	1971 s. 10.
<b>Schedule 3</b>	
<b>Paragraph</b>	
1	1969 s. 3(7), Sch. 9 para. 1.
2	1969 s. 3(7), Sch. 9 para. 2; 1969 (D) s. 10.
3	1969 s. 3(7), Sch. 9 para. 3.
4	1969 s. 3(7), Sch. 9 para. 4; 1969 (D) s. 10; 1971 s. 8(2).
5	1969 s. 3(7), Sch. 9 para. 5; 1969 (D) s. 10.
6	1969 s. 3(7), Sch. 9 para. 6.
7–21	1969 s. 3(9), Sch. 9 paras. 7–21.

**BETTING AND GAMING DUTIES ACT—*cont.***

Section of 1972 Act	Derivation
Schedule 4	
Paragraph	
1	1969 s. 5(10), Sch. 11 para. 9.
2	1969 s. 5(10), Sch. 11 para. 10; 1969 (D) s. 10.
3–6	1969 s. 5(13), Sch. 11 paras. 12–15.
7	1970 s. 3(3).
8	1969 s. 5(13), Sch. 11 para. 16.
9	1969 s. 5(13), Sch. 11 para. 19.
10	1969 s. 5(13), Sch. 11 para. 17.
11, 12	1969 s. 5(13), Sch. 11 paras. 20, 21.
13	1969 s. 5(13), Sch. 11 para. 25.
14	1969 s. 5(13), Sch. 11 para. 29.
15–17	1969 s. 5(13), Sch. 11 paras. 22–24.
18–20	1969 s. 5(13), Sch. 11 paras. 26–28.
21	1969 s. 5(13), Sch. 11 para. 18.

## THE CONTRACTS OF EMPLOYMENT ACT 1972 (c. 53)

*Note:* The following abbreviations are used in this Table—

- 1963 = The Contracts of Employment Act 1963  
(1963 c. 49)  
1965 = The Redundancy Payments Act 1965  
(1965 c. 62)  
1971 = The Industrial Relations Act 1971  
(1971 c. 72)

Section of 1972 Act	Derivation
1	1963 s. 1; 1971 ss. 19, Sch. 2 Part I para. 2.
2	1963 s. 2; 1971 s. 21, Sch. 2 Part I para. 2.
3	1963 s. 3.
4	1963 s. 4; 1971 ss. 20, 21, Sch. 2 Part I para. 3.
5	1963 s. 4; 1971 s. 21, Sch. 2 Part I paras. 1, 3.
6	1963 s. 4; 1971 s. 21, Sch. 2 Part I para. 3.
7	1963 s. 5; Secretary of State for Employment and Productivity Order 1968 (S.I. 1968 No. 729).
8	1965 s. 38; 1971 ss. 21, 100, Sch. 2 Part I para. 4.
9	1963 s. 6.
10	1963 s. 7.
11	1963 s. 8; 1971 s. 21, Sch. 2 Part I.
12	1963 s. 9.
13(1), (3)-(7) (2)	— 1963 s. 8.
14(1), (3) (2)	— 1963 s. 10.
Sch. 1	1963 Sch. 1; 1965 ss. 37, 48; 1971 s. 21, Sch. 2 Part I para. 6.
Sch. 2	1963 Sch. 2; 1965 s. 39; 1971 s. 21, Sch. 2 Part I para. 7.



THE LAND CHARGES ACT 1972 (c. 61)

*Note*:—The following abbreviations are used in this Table—

- 1925 = The Land Charges Act 1925  
(15 & 16 Geo. 5. c. 22)
- 1926 = The Law of Property (Amendment) Act 1926  
(16 & 17 Geo. 5. c. 11)
- 1927 = The Landlord and Tenant Act 1927  
(17 & 18 Geo. 5. c. 36)
- 1930 = The Land Drainage Act 1930  
(20 & 21 Geo. 5. c. 44)
- 1936 = The Tithe Act 1936  
(26 Geo. 5 and 1 Edw. 8. c. 43)
- 1939 = The Civil Defence Act 1939  
(2 & 3 Geo. 6. c. 31)
- 1948 = The Agricultural Holdings Act 1948  
(11 & 12 Geo. 6. c. 63)
- 1951 = The Tithe Act 1951  
(14 & 15 Geo. 6. c. 62)
- 1956 = The Administration of Justice Act 1956  
(4 & 5 Eliz. 2. c. 46)
- 1959 = The County Courts Act 1959  
(7 & 8 Eliz. 2. c. 22)
- 1963 = The Corn Rents Act 1963  
(1963 c. 14)
- 1967 = The Matrimonial Homes Act 1967  
(1967 c. 75)
- 1969 = The Law of Property Act 1969  
(1969 c. 59)
- 1971 = The Land Registration and Land Charges Act 1971  
(1971 c. 54)
- 1972 = The Land Charges Rules 1972  
(S.I. 1972/50)

Section of 1972 Act	Derivation
1(1)	1925 s. 1(1); 1971 s. 5(1).
(2)	1925 s. 1(3).
(3)	1925 s. 21.
(4)	See 1925 s. 4.
(5)	1971 s. 6(1).
(6)	1925 ss. 2(6), 6(5), 8(3), 10(8).
(7)	1971 s. 5(1).
2(1)–(3)	1925 s. 10(1).
(4)	1925 s. 10(1); 1926 s. 7, Sch.
(5)	1925 s. 10(1), (4).
(6)	1925 s. 10(1).
(7)	1925 s. 10(1); 1967 s. 2(6).
(8)	1925 s. 10(1).
(9)	1936 ss. 13(10), 47(1); 1951 s. 3(5).
3(1), (2)	1925 s. 10(2).
(3)	1925 s. 10(7).
(4)	1925 s. 12; 1967 s. 2(6), Sch. para. 2.
(5)	1925 s. 10(3).
(6)	1925 s. 10(4).

LAND CHARGES ACT—*cont.*

Section of 1972 Act	Derivation
(7), (8)	1925 s. 10(5); 1969 s. 26.
4(1)	1925 ss. 11, 11A(1); 1969 s. 27.
(2)	1925 s. 13(1).
(3)	1925 s. 14(1).
(4)	1925 s. 11A(1); 1969 s. 27.
(5), (6)	1925 s. 13(2).
(7)	1925 s. 14(2).
(8)	1925 s. 13(3); 1967 s. 2(6), Sch. para. 3.
5(1)–(6)	1925 s. 2(1)–(5).
(7), (8)	1925 s. 3(1).
(9)	1925 s. 3(2).
(10)	1925 s. 2(6).
6(1), (2)	1925 s. 6(1), (2).
(3)	1925 s. 6(4).
(4)	1925 s. 7(1); 1956 s. 36(3); 1959 s. 142(3).
(5)	1925 s. 7(1).
(6)	1925 s. 7(2).
7(1)	1925 s. 8(1), (2).
(2)	1925 s. 9.
8	1925 ss. 2(8), 6(3), 8(4).
9(1)	1925 s. 16(1); 1971 s. 5(2), Sch. 2.
(2)	1925 s. 16(2), 1971 s. 5(3).
10(1)	1925 s. 17(1); 1971 s. 5(4).
(2)	1925 s. 17(2); 1971 s. 5(5).
(3)	1925 s. 17(2A); 1971 s. 5(5).
(4)	1925 s. 17(3).
(5)	1925 s. 17(5).
(6)	1925 s. 17(5A); 1971 s. 5(7).
11(1)	1926 s. 4(1); 1972.
(2)	1926 s. 4(1).
(3)	1926 s. 4(1); 1972.
(4)	1926 s. 4(1).
(5)	1926 s. 4(2); 1971 s. 7.
(6)	1926 s. 4(1)–(3); 1972.
12	1925 s. 17(7)–(9); 1971 s. 6(2).
13	1925 s. 22.
14(1), (2)	1925 s. 23.
(3)	1925 s. 23A; 1971 s. 9.
15(1)	1925 s. 25.
(2)	1925 s. 20(11).
16(1)(a), (b)	1925 s. 19(1).
(c)–(e)	1926 s. 4(4)(a)–(c).
(f)–(h)	1971 s. 8.
(j), (k)	1969 s. 25(7).
(2)	1925 s. 19(2).
17(1)	1925 ss. 4(5), 11A(2), 20(1)–(6), (8)–(11), (13); 1969 s. 27.
(2)	1971 s. 12.
(3)	[General interpretation provision.]
18	Consequential amendments, repeals, savings, etc.
19	Short title, commencement and extent.

LAND CHARGES ACT—*cont.*

Section of 1972 Act	Derivation
<b>Sch. 1</b>	
<b>Para. 1</b>	1925 s. 4(1).
<b>2</b>	1925 s. 4(2).
<b>3</b>	1925 s. 4(4).
<b>4</b>	1925 s. 5.
<b>Sch. 2</b>	
<b>Para. 1(a),(b)</b>	1925 s. 10(1).
<b>(c)</b>	1927 Sch. 1, para. (7).
<b>(d)</b>	1925 s. 10(1); 1930 s. 9(5).
<b>(e)</b>	1925 s. 10(1); 1936 s. 30(1).
<b>(f)</b>	1939 ss. 18(4), 19(1).
<b>(g)</b>	1925 s. 10(1); 1948 s. 95, Sch. 7, para. 3.
<b>(h)</b>	1936 s. 30(1); 1963 s. 1(5)(a).
<b>2</b>	1963 s. 3(4), Sch.
<b>3</b>	1925 s. 10(1); 1948 s. 95, Sch. 7.
<b>Sch. 3</b>	[Consequential amendments.]
<b>Sch. 4</b>	The Land Charges Act 1925, as amended.
<b>Sch. 5</b>	[Repeals.]

## LOCAL EMPLOYMENT ACT 1972 (c. 5)

*Notes***1. The following abbreviations are used in this Table:—**

- 1960 = The Local Employment Act 1960  
(8 & 9 Eliz. 2. c. 18)
- 1965 = The Highlands and Islands Development (Scotland) Act 1965  
(1965 c. 46)
- 1966 = The Industrial Development Act 1966  
(1966 c. 34)
- 1968 = The Public Expenditure and Receipts Act 1968  
(1968 c. 14)
- 1970 = The Local Employment Act 1970  
(1970 c. 7)
- 1971 = The Investment and Building Grants Act 1971 (1971 c. 51)
- 1971 (c. 78) = The Town and Country Planning Act 1971 (1971 c. 78)
- S.I. 1960/562 = The Local Employment Act 1960 (Commencement) Order  
1960 (1960 II, p. 1843)
- S.I. 1968/729 = The Secretary of State for Employment and Productivity  
Order 1968 (1968 II, p. 2108)
- S.I. 1968/1656 = The Minister for the Civil Service Order 1968 (1968 III,  
p. 4485)
- S.I. 1970/1681 = The Secretary of State for the Environment Order 1970  
(1970 III, p. 5551)

**2. The functions of the Board of Trade under Part I of the Local Employment Act 1960 and Part II of the Industrial Development Act 1966 (together with ss. 27 and 28(2) and (3)(a) of the Act of 1960) were transferred to the Minister of Technology by the Minister of Technology Order 1969 (S.I. 1969/1498; 1969 III, p. 4797). They were then transferred from the Minister of Technology to the Secretary of State by the Secretary of State for Trade and Industry Order 1970 (S.I. 1970/1537; 1970 III p. 5293).**

Section of 1972 Act	Derivation
1	1966 s. 15(1), (2), (3), (4), (6); 1970 ss. 1(1), (5), 3(1).
2	1960 ss. 1(1), 3(1), (4); 1966 s. 15(7), Sch. 3 Part II; 1970 s. 1(4), (6), Sch.; S.I. 1968/1656.
3	1960 s. 3(1), (3); 1966 Sch. 3 Part II; 1968 s. 6; 1970 s. 1(2), (4); 1971 s. 2(1) to (4) and (6).
4	1960 s. 4; 1966 s. 18(1), (4), Sch. 3 Part II.
5	1960 s. 2; 1966 Sch. 3 Part II; 1970 s. 1(2), (4).
6	1960 s. 6; 1966 Sch. 3 Part II; 1970 s. 1(2), (4); S.I. 1968/729.
7	1960 s. 7; 1966 s. 21(2), Sch. 3 Part II; 1970 s. 1(2), (4).
8	1966 s. 20(1) to (5); 1970 ss. 1(2), (4), 2(1), 3(1); S.I. 1970/1681 Sch. 3 para. 4.
9	1970 ss. 4, 9(3); S.I. 1970/1681 Sch. 3 para. 4.
10	1960 s. 8; 1966 s. 19(1).
11	1960 ss. 9, 14(3); 1965 s. 5(5)(b); 1966 s. 19(2), (3), (4) Sch. 3 Part II; 1970 s. 1(2), (4).
12	1960 s. 10(1) to (4).

LOCAL EMPLOYMENT ACT—cont.

Section of 1972 Act	Derivation
13	1960 s. 14(2); 1966 s. 21(1), Sch. 3 Part II; 1970 ss. 1(2), (4), 2(2).
14	1966 s. 21(4); 1970 ss. 1(2), (4), (6), 2(3); 1971 s. 2(5).
15	1960 s. 27.
16	1960 s. 13; 1970 s. 1(2).
17	1960 ss. 10(5), 23; 1966 ss. 21(3), 31(2); 1970 s. 1(2), Sch.
18	1960 s. 8(3); 1966 s. 15(2), (5); 1970 s. 3(2).
19	—
20	1960 s. 25; 1966 s. 30; 1970 ss. 4(1), 6.
21	1960 ss. 8(1), 10(6), 15, 21; 1966 ss. 20(4), 25, 31(5), Sch. 3 Part II; 1970 s. 4(3); 1971 (c. 78) Sch. 23.
22	—
23	1966 ss. 21(6), 31(7); 1970 s. 9(5).
Sch. 1	1960 Sch. 1; 1966 Sch. 3 Part II; S.I. 1968/1656.
Sch. 2	
para. 1	1960 s. 12(1), (6), Sch. 2; S.I. 1960/562.
" 2	1960 s. 28(2).
" 3	1960 ss. 27(1), 28(3), (4), (6), (8)(a); S.I. 1960/562.
" 4	1966 ss. 15(8).
" 5	1966 s. 19(1).
" 6	1970 s. 1(3).
" 7	1971 s. 2(7).
" 8	1971 s. 2(10).
" 9	1966 s. 18(2).
" 10	—
Sch. 3	—
Sch. 4	—

## THE NATIONAL DEBT ACT 1972 (c. 65)

*Note:* The following abbreviations are used in this table—

- 1958 — The National Debt Act 1958  
(7 & 8 Eliz. 2. c. 6)
- 1961 — The Finance Act 1961  
(9 & 10 Eliz. 2. c. 36)
- 1965 — The Administration of Estates (Small Payments) Act 1965  
(1965 c. 32)
- 1967 — The Iron and Steel Act 1967  
(1967 c. 17)
- 1968 — The National Loans Act 1968  
(1968 c. 13)
- 1969A — The Finance Act 1969  
(1969 c. 32)
- 1969 — The Post Office Act 1969  
(1969 c. 48)
- 1970 — The Income and Corporation Taxes Act 1970  
(1970 c. 10)

M followed by a number indicates an amendment proposed in the Memorandum under the Consolidation of Enactments (Procedure) Act 1949.

Section of 1972 Act	Derivation
1	1969 ss. 93(1)(2), 139(1).
2(1)(3) (2)	1958 s. 1; 1969 ss. 108(1), 139(1). 1969 ss. 108(1), 139(1).
3	1958 s. 2; 1969 ss. 108(2), 139(1).
4	1958 s. 3.
5	1958 s. 4; 1969 ss. 108(3), 139(1).
6(1)(2) (3)	1958 s. 5; 1965 ss. 1(2), 7(4); 1969 ss. 108(3), 139(1). 1965 ss. 5(1), 6(1), 7(4).
7	1958 s. 6; 1969 ss. 108(4), 139(1).
8(1) (2) (3) (4)	1958 s. 7(2)(3); 1968 ss. 12(2)(4), 23(1), Sch. 5. 1958 ss. 7(2), 8; 1968 ss. 12(2), 23(1). 1958 s. 8(3). 1958 s. 11(1); M 1.
9(1) (2) (3)	1958 s. 10(1). 1958 s. 10(2); 1968 s. 23(1), Sch. 5. 1958 s. 11(2).
10(1) (2) (3)	1969 ss. 122(1), 139(1). 1961 ss. 35(5), 37(5); 1968 s. 23(1), Sch. 5; 1969 ss. 112, 139(1). 1961 ss. 35(1), 37(5); 1969 ss. 112, 122(2), 139(1).
11(1) (2) (3)	1958 s. 12(1); 1968 s. 23(1), Sch. 5; 1969A ss. 52(2), 61(5); 1969 ss. 110(1), 139(1); 1970 s. 539(3). 1958 s. 12(2); 1969A ss. 52(3), 61(5); 1969 ss. 110(2), 139(1). 1958 s. 12(3); 1968 ss. 12(5), 23(1).
12	1969 ss. 111, 139(1).

NATIONAL DEBT ACT—*cont.*

Section of 1972 Act	Derivation
13	1958 s. 14(1); 1968 s. 23(1), Sch. 5.
14	1968 ss. 16(6), 23(1).
15(1)	1958 s. 15(1)(2); 1967 s. 26(8)(c); 1968 ss. 16(1)(2), 23(1).
(2)	1958 s. 15(3).
(3)	1969A ss. 52(1), 61(5); M 2.
(4)	1968 ss. 22(2), 23(1).
16(1)	1958 ss. 2(1), 12(1); 1968 ss. 16(2), 23(1); 1969A ss. 52(2), 61(5); 1969 ss. 122(1), 139(1).
(2)	1968 ss. 16(2), 23(1).
(3)	1958 ss. 2(4), 12(4); 1969A ss. 52(4), 61(5); 1969 ss. 122(1), 139(1); M 3.
17(1)	—
(2)	—
(3)	1958 s. 17(3).
(4)	1958 s. 17(4); 1969 ss. 108(1)(e), 139(1).
(5)	—
(6)	—
18	1958 s. 18.
19	1958 s. 19; 1969A ss. 52(5), 61(5); 1969 ss. 114, 139(1).
20	—
Sch.	—

## THE POISONS ACT 1972 (c. 66)

*Note:* The following abbreviations are used in this Table—

- 1933 = The Pharmacy and Poisons Act 1933  
(23 & 24 Geo. 5. c. 25)
- 1948 = The Veterinary Surgeons Act 1948  
(11 & 12 Geo. 6. c. 52)
- 1954 = The Pharmacy Act 1954  
(2 & 3 Eliz. 2. c. 61)
- 1968 = The Medicines Act 1968  
(1968 c. 67)

Section of 1972 Act	Derivation
1(1) (2)	1933 s. 16(1), (2). 1933 s. 16(3).
2(1) (2) (3) (4)	— 1933 s. 17(5), (6). 1933 s. 17(2); 1968 Sch. 5 para. 2. 1933 s. 17(3).
3(1), (2) (3)	1933 s. 18; 1968 Sch. 5 para. 3. 1933 s. 22; 1968 Sch. 5 para. 5.
4	1933 s. 20; 1948 s. 23, Sch. 2 para. 1(1).
5(1)–(3) (4) (5) (6)	1933 s. 21(1); 1968 Sch. 5 para. 4. 1933 s. 21(2); Courts Act 1971 (c. 23) s. 56(2), Sch. 9. 1933 s. 21(7). 1933 s. 30(c), (f).
6(1) (2) (3) (4)	1933 s. 21(3), (6); 1968 Sch. 5 para. 4. 1933 s. 21(4), (7). 1933 s. 21(5). 1933 s. 21(8).
7(1) (2) (3), (4)	1933 ss. 23(1), 29; 1948 s. 23, Sch. 2 para. 1(1); 1968 Sch. 5 para. 6. 1933 s. 23(2); 1968 Sch. 5 para. 6. 1933 s. 23(3).
8(1) (2) (3) (4) (5)	1933 s. 24(1). 1933 s. 24(2); 1968 Sch. 5 para. 7. 1933 s. 24(3). 1933 ss. 24(5), 29. 1933 s. 30(j).
9(1) (2) (3) (4) (5), (6) (7) (8) (9)	1933 ss. 25(1), 29; 1954 Sch. 3; 1968 Sch. 5 para. 8. 1933 s. 25(2). 1933 ss. 25(3), 29. 1933 s. 25(4); 1954 Sch. 3; 1968 Sch. 5 para. 8. 1933 s. 25(5), (6); 1968 Sch. 5 para. 8. 1933 s. 25(7). 1933 s. 25(8). 1933 s. 25(10); 1948 s. 23, Sch. 2 para. 1(1).
10(1) (2)	1933 s. 26(1); Statutory Instruments Act 1946 (9 & 10 Geo. 6. c. 36) ss. 1(2), 5(2). 1933 s. 26(2).



POISONS ACT—*cont.*

Section of 1972 Act	Derivation
11(1) (2)	1968 Sch. 5 para. 9. 1933 ss. 29, 30(c), (g); 1948 s. 23, Sch. 2 para. 1; Medical Act 1956 (c. 76) s. 52(1); London Government Act 1963 (c. 33) s. 62(1); 1968 Sch. 5 para. 9.
12-14	—
Sch. 1	1933 Sch. 2; Transfer of Functions (Ministry of Food) Order 1955 (S.I. 1955/554) art. 3(1); Secretary of State for Social Services Order 1968 (S.I. 1968/1699) Sch.
Sch. 2	—

## THE ROAD TRAFFIC ACT 1972 (c. 20)

## NOTES

Certain functions of the Minister of Transport under the enactments consolidated in this Act became functions of the Secretary of State by Article 3(1) of the Secretary of State for Wales and Minister of Land and Natural Resources Order 1965 (S.I. 1965 No. 319). The remaining functions of the Minister of Transport under those enactments became functions of the Secretary of State by Article 2(1) of the Secretary of State for the Environment Order 1970 (S.I. 1970 No. 1681). These transfers have not been acknowledged in this Table in every case but effect has been given to them in the numerous contexts affected.

The following abbreviations are used in this Table:—

1957 RTL	= The Road Transport Lighting Act 1957 c. 51
1960	= The Road Traffic Act 1960 c. 16
1962	= The Road Traffic Act 1962 c. 59
1967 RS	= The Road Safety Act 1967 c. 30
1967 RTL	= The Road Transport Lighting Act 1967 c. 55
1967 RT(A)	= The Road Traffic (Amendment) Act 1967 c. 70
1967 RTR	= The Road Traffic Regulation Act 1967 c. 76
1967 RT(DI)	= The Road Traffic (Driving Instruction) Act 1967 c. 79
1969 VDL	= The Vehicle and Driving Licences Act 1969 c. 27

R. followed by a number, indicates the recommendation of the Law Commission and Scottish Law Commission of that number contained in their Report (Cmnd. 4731) on this Act.

Section of 1972 Act	Derivation
1	1960, s. 1(1)(3).
2	1960, s. 2(1).
3	1960, s. 3(1).
4(1)	1960, s. 97(1); R.1.
(2)	1960, s. 97(2); Road Traffic (Driving of Motor Cycles) Act 1960 c. 69, s. 1; 1962, Sch. 4, Pt. I; R.1.
(3)	1960, s. 97(3) added 1962, s. 24; R.1.
(4)	1960, s. 5.
5(1)	1960, s. 6(1).
(2)	1960, s. 6(2); 1967 RS, s. 32(1), Sch. 1, para. 1.
(3)	1960, s. 6(2).
(4)	1962, s. 1.
(5)	1960, s. 6(4).
6	1967 RS, s. 1(1)-(4).
7(1)	1962, s. 2(1).
(2)(3)	1967 RS, s. 3(6)(7).
8	1967 RS, s. 2.
9(1)-(3)	1967 RS, s. 3(1)-(3).
(4)-(6)	1967 RS, s. 3(5)-(7).
(7)	1967 RS, ss. 3(10), 7(1).

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
10(1)	1962, s. 2(2); 1967 RSA, s. 3(8).
(2)	1967 RS, s. 3(9).
(3)	1962, s. 2(2) proviso; 1967 RS, s. 3(8)(9), Sch. 1, para. 21.
(4)	1962, s. 2(3); 1967 RS, s. 3(8)(9).
(5)	1962, s. 2(4); 1967 RS, s. 3(8).
(6)	1962, s. 2(5); 1967 RS, s. 3(8).
(7)	1962, s. 2(7); 1967 RS, s. 3(8).
11	1967 RS, s. 4.
12	1967 RS, s. 7(1)–(4).
13	1960, s. 6(3); 1967 RS, Sch. 1, para. 2.
14	1960, s. 7.
15	1962, s. 36; S.I. 1965 Nos. 319, 1399, 1413; S.I. 1966 No. 1070 S.I. 1970 No. 1681.
16	1960, s. 8.
17	1960, s. 9; 1962, s. 43(3); Countryside Act 1968, c. 41, s. 30(6).
18	1960, s. 10(1); 1962, s. 43(3); Countryside Act 1968, s. 30(6).
19	1960, s. 11; 1962, s. 43(3); Countryside Act 1968, s. 30(6).
20	1960, s. 12; 1962, s. 43(3); Countryside Act 1968, s. 30(7); S.I. 1965 No. 319; S.I. 1970 No. 1681; R.1.
21	1960, s. 13; Countryside Act 1968, s. 30(6).
22(1)	1960, s. 14(1); 1967 RTR, Sch. 6.
(2)	1960, s. 14(2); 1967 RTR, Sch. 6.
(3)	1960, s. 14(3).
(4)	1960, s. 14(4).
23	1960, s. 15.
24	1960, s. 16.
25	1960, s. 77.
26	1960, s. 78; S.I. 1965 No. 319; S.I. 1970 No. 1681.
27	1960, s. 79; London Government Act 1963, c. 33, s. 15, Sch. 5, Pt. I, para. 15.
28	1960, s. 80; London Government Act 1963, Sch. 5, Pt. I, para. 16.
29	1960, s. 218.
30(1)	1960, s. 219(1).
(2)	1960, s. 219(2) added 1962, s. 45.
31(1)	1960, s. 220(1).
(2)	1960, s. 220(2); 1962, s. 34(2)(6); 1967 RTR, s. 109, Sch. 6.
(3)	1960, s. 220(3).
(4)	1960, s. 220(4).
(5)	1962, s. 37; S.I. 1965 No. 319; S.I. 1970 No. 1681.
(6)	1960, s. 220(5).
(7)	1960, s. 220(6); London Government Act 1963, Sch. 5, Pt. I, para. 28.
(8)	1960, s. 220(7).

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
32	1962, s. 41; R.1.
33(1)–(3)	1960, s. 221(1)(2); R.1.
(4)	1960, s. 221(3); London Government Act 1963, Sch. 5, Pt. I, para. 29.
(5)(6)	1960, s. 221(4)(5).
34	1960, s. 72; R.1.
35	1960, s. 17; London Government Act 1963, Sch. 5, Pt. I, para. 1.
36	1960, s. 18.
37(1)–(4)	1960, s. 74(1)–(4).
(5)	1960, s. 74(5); 1967 RTR, Sch. 6.
(6)	1960, s. 74(6).
38(1)	1960, s. 75(1); S.I. 1965 No. 319; S.I. 1970 No. 1681.
(2)	1960, s. 75(2).
(3)	1960, s. 75(3); London Government Act 1963, Sch. 5, Pt. I, para. 14.
(4)	1960, s. 75(4).
(5)	1960, s. 75(5); London Government Act 1963, s. 83(2); S.I. 1965 No. 602 Art. 6.
(6)	1960, s. 75(6).
39	1960, s. 76; S.I. 1965 No. 319; S.I. 1970 No. 1681.
40(1)	1960, s. 64(1); 1962, Sch. 4, Pt. I; R.1.
(2)	1967 RS, s. 8(1)(4).
(3)	1960, s. 64(1); R.1.
(4)	1967 RS, s. 8(2).
(5)	1960, s. 64(2) substituted 1967 RT(A), s. 6(1).
(6)	1967 RS, s. 26(4).
(7)	1967 RS, ss. 8(3), 29(1); 1967 RT(A), s. 1(9).
41(1)	1960, s. 64(3); R.1.
(2)	Road Traffic and Road Improvements Act 1960, c. 63, s. 21.
(3)	1962, s. 14; R.1.
(4)	1967 RS, s. 8(5).
42	1960, s. 64(4)–(7); 1962, Sch. 4, Pt. I.
43(1)(2)	1960, s. 65(1)(2); 1967 RS, ss. 9(9), 14(11).
(3)	1960, s. 65(3); London Government Act 1963, c. 33, ss. 14(6)(c), 15(1), Sch. 5, Pt. I, para. 13; 1967 RT(A), s. 5.
(4)(5)	1960, s. 65(4)(5).
(6)	1960, s. 65(6); 1969 VDL, s. 18(1).
44(1)	1960, s. 66(1); 1962, Sch. 1, Pt. III.
(2)	1960, s. 66(2); 1967 RT(A), s. 4(1).
(3)	1967 RT(A), s. 4(2); 1969 VDL, s. 20(5).
(4)	1960, s. 66(2) proviso; R.1.
(5)–(7)	1960, s. 66(3)–(5).
(8)	1960, s. 66(8); 1962, Sch. 4, Pt. I.
(9)	1960, s. 66(9); 1962, Sch. 4, Pt. I.
(10)	1960, s. 66(9A) added 1962, Sch. 4, Pt. I.
(11)	1967 RT(A), s. 4(5).
(12)	1960, s. 66(11).
(13)	1960, s. 66(7); 1967 RT(A), ss. 4(7), 9(1).
45(1)	1967 RS, s. 9(1); Transport Act 1968, s. 148(2).
(2)–(6)	1967 RS, s. 9(2)–(6).
(7)	1967 RS s. 9(8).

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
45(8)	1967 RS, s. 9(7).
(9)	1967 RS, s. 24.
(10)	1967 RS, s. 29(1).
46(1)	1967 RS, s. 14(1).
(2)	1967 RS, s. 14(2).
(3)	1967 RS, s. 14(6).
(4)	1967 RS, s. 14(7)(a).
(5)	1967 RS, s. 14(8)(a); Transport Act 1968, s. 148(3).
47	1967 RS, s. 10.
48	1967 RS, s. 11.
49	1967 RS, s. 12(1).
50(1)(2)	1967 RS, s. 13(1)(2).
(3)	1967 RS, s. 24.
(4)–(6)	1967 RS, s. 13(3)–(5).
51(1)	1967 RS, s. 14(3)(4).
(2)	1967 RS, s. 14(5).
(3)	1967 RS, s. 14(6).
(4)	1967 RS, s. 14(7)(b).
(5)	1967 RS, s. 14(8); Transport Act 1968, s. 148(3).
52(1)	1960, s. 66(6); 1967 RT(A), s. 4(3); 1969 VDL, s. 18(1); R.2 and R.6.
(2)	1967 RS, s. 14(9); Transport Act 1968, s. 148(4).
(3)	1969 VDL, s. 18(2).
(4)	1967 RT(A), s. 4(5).
(5)	1960, s. 66(6)(7); 1967 RS, s. 14(9); 1967 RT(A), s. 9(1).
53(1)	1960, s. 67(1); 1962, Sch. 4, Pt. I.
(2)–(5)	1960, s. 67(2)–(5).
54(1)–(6)	1967 RT(A), s. 1(1)–(6).
(7)	1967 RT(A), s. 1(8).
(8)	1967 RT(A), ss. 1(9), 9(1).
55(1)–(4)	1967 RT(A), s. 2(1)–(4).
(5)	1967 RT(A), s. 2(4).
(6)(7)	1967 RT(A), s. 2(5)(6).
56(1)–(3)	1960, s. 183; Transport Act 1968, s. 94(7)(8), Sch. 10, Part II.
(4)(5)	1967 RS, s. 17(1).
57	1967 RS, ss. 16, 29(1); Transport Act 1968, s. 94(8), Sch. 10, Pt. II.
58(1)–(4)	1960, s. 185; 1967 RS, Sch. 1, para. 3; Transport Act 1968, s. 94(8), Sch. 10, Pt. II.
(5)	1967 RS, s. 24.
(6)	1960, s. 190(1).
(7)	1960, s. 187.
59	1967 RS, s. 18 (except subsection (4)).
60(1)	1960, s. 68(1); 1962, Sch. 4, Pt. I.
(2)	1960, s. 68(2); 1962, Sch. 4, Pt. I.
(3)	1960, s. 68(3).
(4)–(6)	1960, s. 68(4)–(6).
61	1967 RT(A), s. 3.

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
62	1967 RS, s. 15.
63	1962, s. 47(1)–(5); Trade Descriptions Act 1968 c. 29, Sch. 1, para. 4; Transport Act 1968, s. 146.
64(1)–(3) (4)	1967 RS, s. 26(1)–(3). 1967 RS, s. 26(5).
65(1) (2) (3)(4) (5)	1960, s. 69(1). 1962, s. 17. 1960, s. 69(2)(3). 1960, s. 69(4); 1962, Sch. 1, Pt. III.
66(1) (2)(3) (4)(5)	1960, s. 70(1) substituted 1962, s. 43(1)(3). 1960, s. 70(2)(3). 1960, s. 70(4)(5) added 1962, s. 43(2)(3).
67	1960, s. 71; R.1.
68(1) (2) (3) (4) (5) (6) (7) (8)	1957 RTL, s. 1(1); 1962, s. 15(3). 1962, s. 15(1); R.1. 1962, s. 15(4); R.1. 1957 RTL, s. 1(1); 1962, s. 15(2). 1957 RTL, ss. 1(1), 5(1), (2); 1962, ss. 15(2), 16(3). 1957 RTL, s. 1(1). 1957 RTL, ss. 1(3), 11(3); 1962, s. 15(5). 1957 RTL, s. 17; 1962, s. 15(5).
69	1957 RTL, s. 1(2), (3).
70(1) (2) (3)	1957 RTL, s. 2(1); 1967 RTL, s. 2. 1957 RTL, s. 2(2), and (3) added Road Transport Lighting (Amend- ment) Act 1958 c. 22, s. 1(1). 1967 RTL, s. 3; R.1.
71(1) (2)	1957 RTL, s. 3. 1957 RTL, s. 3 proviso added Road Transport Lighting (Amend- ment) Act 1958 c. 22, s. 1(2).
72(1) (2) (3)	1957 RTL, ss. 4(1), 11(3), 15(3). 1962, s. 15(3). 1957 RTL, s. 4(2).
73(1) (2) (3) (4) (5)	1957 RTL, s. 5(1)(2)(a); 1962, s. 15(4); R.4 1957 RTL, s. 5(2); 1962, s. 15(4); R.1 and R.4. 1957 RTL, s. 1(1); 1962, ss. 15(4), 16(3); R.4. 1957 RTL, s. 5(3). 1957 RTL, ss. 5(2)(b), 11(3); R.1.
74	1957 RTL, s. 6.
75(1) (2)	1957 RTL, s. 7. 1957 RTL, s. 17.
76	1957 RTL, s. 8(1)–(6); R.1.
77	1957 RTL, s. 9.
78(1)(2) (3)(4) (5) (6)(7)	1957 RTL, s. 10(1)(2); 1962, s. 15(4). 1962, s. 16(1)(2); R.1. 1967 RTL, s. 2; R.1. 1957 RTL, s. 10(3)(4); 1962, s. 15(4); R.1.

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
79	1957 RTL, s. 11; R.1.
80	1967 RTL, s. 1.
81(1) (2)	1957 RTL, s. 12(1); 1962, s. 15(5). 1957 RTL, s. 12(2); 1962, s. 16(4), Sch. 4, Pt. II; R.1.
82	1957 RTL, s. 17; 1960, ss. 66(10), 191; 1962, s. 15(5); 1967 RS, s. 29(1), 31(1); 1967 RT(A), s. 9(1).
83(1) (2) (3) (4) (5)	1960, s. 65(7); 1967 RS, s. 28(1). 1960, s. 189(1); S.I. 1968 No. 1656. 1960, s. 189(2). 1960, s. 189(3). 1960, s. 65(7); 1962, s. 47(6); 1967 RS, s. 28(2); Transport Act 1968, s. 146.
84(1) (2) (3) (4)(5)	1960, s. 98(1)(3); R.1. 1960, s. 98(2)(3); R.1. 1960, s. 98(4); 1967 RTR, s. 109, Sch. 6. 1960, s. 98(5)(6) added 1969 VDL, s. 16(1), Sch. 1, para. 2; R.1.
85(1) (2) (3) (4)(5)	1960, s. 99(1); Road Traffic (Amendment) Act 1960, c. 51, s. 1; 1962, Sch. 4, Pt. I; R.1. 1960, s. 99(2); 1962, s. 25(1), Sch. 4, Pt. I; R.1. 1960, s. 99(3). 1960, s. 99(5) substituted 1969 VDL, Sch. 2, para. 2; R.1.
86	1962, s. 25(2).
87	1960, s. 100 substituted 1969 VDL, s. 13, Sch. 1, para. 2; R.1.
88	1960, s. 101 substituted 1969 VDL, s. 14(1), Sch. 1, para. 2; Road Traffic (Driving of Motor Cycles) Act 1960 c. 69, s. 2; 1962, Sch. 4, Part II; S.I. 1970 No. 169 (c. 4); R.1.
89	1960, s. 102 substituted 1969 VDL, s. 14(1).
90(1) (2)	1960, s. 103 substituted 1969 VDL, s. 15. 1969 VDL, s. 31.
91	1962, s. 42.
92	1962, s. 4; 1969 VDL, s. 16(7).
93	1962, s. 5; 1967 RS, s. 5(2).
94(1)(2) (3) (4)	1960, s. 105(1) substituted (England and Wales) Criminal Justice Act 1967, c. 80, Sch. 6, para. 23. 1960, s. 105(1). 1960, s. 105(2).
95(1) (2) (3) (4) (5)	1960, s. 106(1). 1960, s. 106(2); 1962, s. 6(1). 1960, s. 106(3). 1960, s. 106(4). 1960, s. 106(5); 1962, Sch. 4, Pt. I.
96	1960, s. 107; R.1.
97	1960, s. 108; R.1.
98(1) (2) (3)	1960, s. 109(1). 1960, s. 109(2). 1960, s. 109(3); 1962, Sch. 4, Pt. I.

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
99	1960, s. 110; R.1.
100	1967 RS, s. 30.
101	1962, s. 7; 1967 RS, s. 5(2); 1969 VDL, s. 16(3)(4).
102	Criminal Justice Act 1967, s. 51.
103	Criminal Justice Act 1967, s. 56(8)–(13); 1969 VDL, s. 16(7), Sch. 1, para. 12; Courts Act 1971 c. 23, s. 56, Sch. 8, para. 48(a).
104	1969 VDL, ss. 22(1)–(4), (6), (7).
105(1)	1962, s. 9.
(2)	1960, s. 112(1); 1969 VDL, Sch. 1, para. 2; Sch. 2, para 4.
(3)	1960, s. 112(2); 1969 VDL, Sch. 1, para. 2.
(4)	1960, s. 112(3); 1962, Sch. 4, Pt. I.
(5)	1969 VDL, s. 16(7).
106	1969 VDL, ss. 25(6), 26(3).
107(1)	1960, s. 113; R.1.
(2)	1969 VDL, s. 34(2).
(3)	1969 VDL, s. 23(2).
108	1960, s. 114; 1969 VDL, Sch. 1, para. 2; National Loans Act 1968, c. 13, s. 1(8).
109	1969 VDL, s. 35.
110	1960, s. 115(1); 1962, ss. 5(8), 7(8); Criminal Justice Act 1967, ss. 51(3), 56(13); 1969 VDL, Sch. 2, para. 5.
111(1)	1960, s. 116(1); R.1.
(2)	1960, s. 116(2).
(3)	1960, s. 116(3) substituted 1962, Sch. 4, Pt. I.
112(1)(2)	1960, s. 192(1)(2) substituted 1967 RS, s. 19(1); S.I. 1969 No. 902.
(3)	1960, s. 192(3); 1967 RTR, Sch. 6.
(4)	1960, s. 192(4).
113	1960, s. 193(1).
114(1)	1967 RS, ss. 19(2), 22; 1969 VDL, s. 16(5).
(2)	1960, s. 194(1); 1967 RS, Sch. 1, para. 5.
(3)	1960, s. 194(2).
115(1)	1960, s. 193(4); 1967 RS, Sch. 1, para. 4.
(2)(3)	1960, s. 194(3); 1967 RS, s. 20(5).
116	1967 RS, ss. 19(3), (4), (5) and 22.
117	1967 RS, s. 20(3).
118(1)	1960, s. 195(1); 1967 RS, Sch. 1, para. 6.
(2)	1960, s. 195(2).
(3)	1967 RS, s. 20(4).
(4)	1960, s. 195(3).
119	1967 RS, ss. 20(1), (2), (6) and 22.
120(1)(2)	1960, s. 196; National Loans Act 1968, c. 13, s. 1(8).
(3)(4)	1967 RS, s. 28(1)(2).
121	1967 RS, ss. 21, 22.



ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
122	1960, s. 198.
123	1960, s. 200.
124	1960, s. 199(1); 1967 RS, s. 22, Sch. 1, para. 7.
125	1967 RS, s. 19(6)–(10); 1969 VDL, s. 16(5).
126(1)–(4) (5)	1967 RT(DI), s. 1. 1967 RT(DI), s. 21(2).
127	1967 RT(DI), s. 2; Police (Scotland) Act 1967, c. 77, s. 50(b).
128	1967 RT(DI), s. 3.
129	1967 RT(DI), s. 4.
130	1967 RT(DI), s. 5.
131	1967 RT(DI), s. 6.
132	1967 RT(DI), s. 7.
133	1967 RT(DI), s. 8.
134	1967 RT(DI), s. 9.
135	1967 RT(DI), s. 10.
136	1967 RT(DI), s. 11.
137	1967 RT(DI), s. 12.
138	1967 RT(DI), s. 14.
139	1967 RT(DI), s. 15.
140	1967 RT(DI), s. 16.
141	1967 RT(DI), s. 17; National Loans Act 1968, c. 13, s. 1(8).
142	1967 RT(DI), ss. 18(1), 21(1).
143	1960, s. 201.
144	1960, s. 202; London Government Act 1963, c. 33, Sch. 5, Pt. 1, para. 27; Transport (London) Act 1969, c. 35, s. 9(2).
145	1960, s. 203.
146	1960, s. 204.
147	1960, s. 205.
148	1960, s. 206; Motor Vehicles (Passenger Insurance) Act 1971, c. 36, s. 1(2).
149	1960, s. 207.
150	1960, s. 208.
151	1960, s. 209.

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
152	1960, s. 210.
153	1960, s. 211.
154	1960, s. 212; S.I. 1968 Nos. 1970, 1994.
155	1960, s. 213; S.I. 1968 Nos. 1970, 1994.
156	1960, s. 214; Recorded Delivery Service Act 1962, c. 27, s. (11) S.I. 1968, No. 1699; S.I. 1969 No. 388.
157	1960, s. 215.
158	1960, ss. 216, 257(1).
159	1960, s. 223; 1962, s. 43(3).
160(1)–(3) (4)	1960, s. 224(1)–(3); S.I. 1965 No. 319; S.I. 1970 No. 1681. 1960, s. 224(4); 1967 RS, s. 23(2).
161(1) (2) (3) (4) (5) (6)	1960, s. 225(1); 1969 VDL, s. 22(5), Sch. 2, para. 6; R 5. 1960, s. 225(2); 1969 VDL, Sch. 2, para. 7. 1960, s. 225(3). 1960, s. 225(4); 1969 VDL, s. 22(5). 1969 VDL, s. 22(6). 1969 VDL, s. 35.
162(1)(2) (3) (4)	1960, s. 226(1); 1962, Sch. 4, Pt. I; 1967 RS, Sch. 1, para. 8(1). 1960, s. 226(2); 1969 VDL, Sch. 2, para. 6; R 5. 1960, s. 226(2A) added 1962, Sch. 4, Pt. I.
163	1960, s. 227(3).
164	1960, s. 228; 1962, s. 43(3).
165	1960, s. 229.
166	1960, s. 230.
167(1) (2)	1960, s. 231(1)(2). 1960, s. 231(3) added 1962, Sch. 4, Pt. I.
168(1) (2) (3)	1960, s. 232(1); 1967 RS, Sch. 1, para. 9. 1960, s. 232(2); 1962, s. 43(3); 1969 VDL, Sch. 2, para. 8. 1960, s. 232(3); 1962, s. 43(3).
169(1) (2) (3)	1960, s. 233(2). 1960, s. 233(1); 1962, Sch. 4, Pt. I; 1967 RS, Sch. 1, para. 10; 1967 RT(DI), s. 20(3), Sch. 2, para. 1; 1969 VDL, Sch. 2, para. 9. 1960, s. 233(2); 1967 RS, ss. 8(3), 9(1), 10(3), (5), (8), Sch. 1, para. 10.
170(1) (2) (3) (4) (5) (6) (7)	1960, s. 235(1); 1962, Sch. 4, Pt. I; 1967 RT(DI), s. 20(3), Sch. 2, para. 2. 1967 RS, s. 25(2)(a). 1967 RT(A), s. 4(6); R 6. 1967 RT(A), ss. 1(7), 2(3). 1967 RS, s. 25(2)(b). 1960, s. 235(2). 1967 RS, s. 26(2).
171	1960, s. 236; 1967 RS, Sch. 1, para. 11.

## ROAD TRAFFIC ACT—cont.

Section of 1972 Act	Derivation
172	1967 RS, ss. 25(3), 29(1).
173(1) (2) (3)	1960, s. 237(1)(3); 1967 RS, Sch. 1, para. 12(1); 1967 RTR, Sch. 6; 1967 RT(DI), Sch. 2, para. 3. 1960, s. 237(2)(3); 1967 RS, Sch. 1, para. 12(2); R.7. 1967 RS, ss. 8(3), 9(1), 10(3), (5), (8), Sch. 1, para. 12(2).
174	1960, s. 238.
175(1) (2) (3)	1960, s. 217(1); 1962, s. 44; Theft Act 1968, c. 60, s. 33(3), Sch. 3, Pt. I. 1960, s. 217(2). 1960, s. 217(4).
176	1960, s. 240 substituted 1962, s. 40, Sch. 3; 1967 RS, Sch. 1, para. 13; 1967 RT(DI), Sch. 2, para. 4; R 8.
177	Passim.
178	1960, s. 239; 1962, Sch. 1, Pt. 3.
179(1) (2) (3) (4)	1960, s. 241(1); 1962, Sch. 4, Pt. I; 1967 RTR, Sch. 6. 1960, s. 241(2); 1962, Sch. 4, Pt. I; 1969 VDL, Sch. 2, para. 10. 1960, s. 241(3). 1960, s. 241(4); 1969 VDL, Sch. 2, para. 10.
180	1960, s. 244; 1969 VDL, Sch. 2, para. 11.
181	1960, s. 242; 1962, Sch. 4, Pt. I.
182	1969 VDL, s. 27 (in part).
183	1960, s. 243.
184	1962, s. 38; 1967 RS, Sch. 1, para. 22.
185(1) (2)	1957 RTL, ss. 14, 18(3); 1960, s. 247(1); 1962, s. 15(5); 1967 RS, Sch. 1, para. 15; 1967 RT(DI), Sch. 2, para. 6; 1969 VDL, Sch. 2, para. 12(a); R.9. 1957 RTL, s. 18(3); 1960, s. 247(2); 1962, s. 15(5); 1967 RS, Sch. 1, para. 15; 1967 RT(DI), Sch. 2, para. 6; 1969 VDL, Sch. 2, para. 12(b).
186	1960, s. 248; S.I. 1965 No. 319; S.I. 1970 No. 1681; R 10.
187	1960, s. 249; 1967 RS, s. 12(2); 1967 RT(DI), Sch. 1, para. 2(3); S.I. 1965 No. 319; S.I. 1968 No. 656; S.I. 1970, No. 1681.
188(1) (2) (3) (4) (5) (6) (7) (8) (9)	1957 RTL, s. 15; 1960, s. 250(1); 1962, s. 15(5), Sch. 4, Pt. I; 1967 RS, ss. 6(1), 29(3), (4). 1960, s. 250(2); 1967 RS, Sch. 1, para. 8(2). 1960, s. 250(3); 1962, Sch. 4, Pt. I; S.I. 1964 No. 488, Art. 2, Sch. 1, Pt. I. 1967 RS, s. 29(3). 1960, s. 250(3); S.I. 1964 No. 488 supra. 1960, s. 250(3); 1962, Sch. 4, Pt. I; S.I. 1964 No. 488, supra.; R.11. 1967 RS, s. 29(4). 1960, s. 250(5); 1967 RS, s. 29(5). 1957 RTL, s. 15; 1963, s. 15(5).
189(1) (2) (3)	1962, s. 3(1); 1967 RS, s. 6(1). 1967 RS, s. 6(2). 1962, s. 3(2); 1967 RS, s. 6(3).

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
190	1957 RTL, s. 17; 1960, s. 253; 1962, ss. 15(5), 52(2); 1967 RS, s. 31(1); 1967 RT(A), s. 9(1); 1967 RT(DI), s. 21(1); 1967 RTR, Sch. 6; R 1.
191	1962, s. 18; R.12.
192	1962, s. 19; Hovercraft Act 1968, Sch., para. 4(a).
193	1957 RTL, s. 10(5); 1960, s. 254; 1967 RS, Sch. 1, para. 17; 1967 RTR, Sch. 6; R.13.
194	1960, s. 255; 1967 RS, Sch. 1, para. 18; 1967 RTR, Sch. 6; Transport Act 1968, s. 145(4).
195	1960, s. 256.
196(1)	1957 RTL, s. 17; 1960, ss. 191(1), 257(1); 1962, ss. 15(5), 43(3), 49(1), 52(2); London Government Act 1963, Sch. 5, Part I, para. 32; 1967 RS, ss. 29(1), 31(1); 1967 RT(A), s. 9(1); 1967 RTR, Sch. 6; 1967 RT(DI), s. 21(1).
(2)	1967 RSA, s. 29(2); R 1.
(3)	Construction: 1960, s. 257(2).
197	1960, s. 258.
198(1)(2)	1960, s. 259(1).
(3)	1957 RTL, s. 16; 1962, s. 15(5).
(4)	1960, s. 259(2).
(5)(6)	1960, s. 259(4); 1967 RTR, Sch. 6.
(7)	1960, s. 259(5).
(8)	1960, s. 259(6); 1967 RTR, Sch. 6.
199(1)(2)	1957 RTL, s. 13(1); 1960, s. 260(1)(2), Sch. 17; 1962, s. 15(5); 1967 RS, s. 29(6); 1967 RT(A), s. 9(3); 1967 RT(DI), s. 18(2); S.I. 1965 No. 319; S.I. 1970 No. 1681.
(3)	1957 RTL, s. 13(2); 1960, s. 260(3); 1962, s. 15(5); 1967 RS, s. 29(6); 1967 RT(A), s. 9(3); 1967 RT(DI), s. 18(2).
(4)	1967 RS, s. 7(5).
(5)	1957 RTL, s. 10(5); 1960, s. 260(4).
200(1)	1960, s. 261(1).
(2)	1967 RS, s. 23(1).
(3)	1960, s. 261(2).
201	1960, s. 262.
202	1960, s. 263(1).
203(1)	Consequential amendments.
(2)	1960, s. 4; 1962, Sch. 1, Pt. II, Sch. 4, Pt. I.
204	Transitory modifications; 1957 RTL, s. 19(1).
205	Repeals, transitional provisions, etc.
206	Saving for Interpretation Act 1889: 1960, s. 268.
207	1960, s. 269.
208	Commencement.

ROAD TRAFFIC ACT—*cont.*

Section of 1972 Act	Derivation
209(1)	Short title.
(2)	Extent: 1957 RTL, s. 22(2); Road Transport Lighting (Amendment) Act 1958, s. 2(3); Road Traffic (Amendment) Act 1960, s. 2(2); Road Traffic (Driving of Motor Cycles) Act 1960, s. 3(2); 1962, s. 52(4); 1967 RTL, s. 4(5); 1967 RS, s. 33(4); 1967 RT(A), s. 10(4); 1967 RT(DI), s. 22(3); 1969 VDL, s. 38(3); Road Traffic (Disqualification) Act 1970, s. 3(3); Motor Vehicles (Passenger Insurance) Act 1971, s. 2(3).
Sch. 1	1960, Sch. 16; S.I. 1965 No. 319; S.I. 1970 No. 1681.
Sch. 2	1960, Sch. 9; S.I. 1965 No. 319; S.I. 1970 No. 1681.
Sch. 3	1960, Sch. 8; London Government Act 1963, c. 33, Sch. 5, Pt. I, para. 34.
Sch. 4	
Part I	
col. 3	See derivation of provisions listed in col. 1.
col. 4	See derivation of provisions listed in col. 1; 1967 RS, s. 5(1).
col. 5	1962, s. 5(1)(2), Sch. 1, Parts I and II; 1967 RS, s. 5(2); Theft Act 1968 c. 60, Sch. 2, Part II; Road Traffic (Disqualification) Act 1970 c. 23, s. 1.
col. 6	1962, s. 7(1), Sch. 1, Parts I and II; 1967 RS, s. 5(2); Theft Act 1968, Sch. 2, Part II.
col. 7	1960, ss. 2(2)(3), 3(2), 10(2), 217(3), 232(1), 241(1)(5)–(7), 242(1), 243, 244, 246; 1967 RS, Sch. 1, para. 14; Criminal Law Act 1967, Sch. 2, para. 13(2); 1967 RT(DI), Sch. 2, para. 5.
Part II	1962, Sch. 1, Part I, para. 1.
Part III	
para. 1	1962, Sch. 1, Pt. II, para. 26 added Theft Act 1968, Sch. 2, Pt. II.
2	1962, Sch. 1, Pt. II, para. 24 substituted Theft Act 1968, Sch. 2, Pt. II.
3	1962, Sch. 1, Pt. II, para. 26A added Theft Act 1968, Sch. 2, Pt. II.
4	1962, Sch. 1, Pt. II, para. 15 added 1967 RTR, Sch. 6.
5	1962, Sch. 1, Pt. II, para. 16 added 1967 RTR, Sch. 6.
6	1962, Sch. 1, Pt. II, para. 17 added 1967 RTR, Sch. 6.
7	1962, Sch. 1, Pt. II, para. 18 added 1967 RTR, Sch. 6, Transport Act 1968, s. 130(6)(d).
8	1962, Sch. 1, Pt. II, para. 9.
Part IV	
para. 1	1960, s. 2(3).
2	1960, s. 2(2).
3	1960, s. 246 substituted 1962, s. 40, Sch. 3; 1967 RS, Sch. 1, para. 14; 1967 RT(DI), Sch. 2, para. 5; R 14.
4	1960, ss. 3(2), 10(2).
5	1960, s. 241(5) substituted (England and Wales) Criminal Law Act, 1967, s. 10(1), Sch. 2, para. 13(2).
6	1960, s. 241(5).
7	1960, s. 241(6)(7).
8	1960, s. 217(3) unrepealed (as to Scotland) Theft Act, 1968, Sch. 3, Pt. I.
Part V	1967 RS, ss. 3(4), 29(1).
Sch. 5	
para. 1	1960, Sch. 15, para. 1; 1967 RS, Sch. 1, para. 20(1)(4); S.I. 1969 No. 902.
2	1960, Sch. 15, para. 1 added 1969 VDL, Sch. 2, para. 13.
3	1967 RS, Sch. 1, para. 20(2).

**ROAD TRAFFIC ACT—*cont.***

Section of 1972 Act	Derivation
Sch. 5	
para. 4	1967 RS, Sch. 1, para. 20(3).
5	1960, Sch. 15, para. 3; 1967 RS, Sch. 1, para. 20(6).
6	1960, Sch. 15, para. 4.
Sch. 6	1967 RT(DI), Sch. 1.
Sch. 7	1960, Sch. 7 et passim.
Sch. 8	
para. 1	1967 RT(A), s. 4(1) before amendment by 1969 VDL, s. 20(5).
2	1967 RT(A), ss. 1 and 2 before day appointed for commencement.
3	1957 RTL, s. 19; R 1.
4	1960, s. 112 before amendment and partial repeal by 1969 VDL, Sch. 2, para. 4.
5	1960, s. 203(4) before repeal by s. 1 of Motor Vehicles (Passenger Insurance) Act 1971.
Sch. 9	Repeals and revocations.
Sch. 10	Savings and transitional provisions.
para. 6	1960, Sch. 19, para. 8.
7	Road Traffic (Disqualification) Act 1970 c. 23, s. 2.
8	1969 VDL, s. 14(2).

**THE SUMMER TIME ACT 1972 (c. 6)**

**Note:** The following abbreviations are used in this Table—

- 1922 = The Summer Time Act 1922  
(12 & 13 Geo. 5. c. 22)
- 1947 = The Summer Time Act 1947  
(10 & 11 Geo. 6. c. 16)
- 1968 = The British Standard Time Act 1968  
(1968 c. 45)

Section of 1972 Act	Derivation
1(1) (2)	1922 s. 1(1). 1922 s. 3(1); 1968 s. 4(2), Sch. 1 para. 3.
2(1) (2) (3)	1947 s. 1(2). 1947 s. 2(1). 1947 s. 2(2).
3(1) (2)	1922 s. 1(2). 1922 s. 1(3).
4	1922 s. 2; 1947 s. 3(1).
5	1922 s. 2(1); 1947 s. 3(2); 1968 s. 4(2), Sch. 1 para. 2.

**THE TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT 1972 (c. 52)**

**NOTE:** The following abbreviations are used in this Table.

1945	= The Town and Country Planning (Scotland) Act 1945 (8 & 9 Geo. 6. c. 33)
1947	= The Town and Country Planning (Scotland) Act 1947 (10 & 11 Geo. 6. c. 53)
1949 (c. 11)	= The Railway and Canal Commission (Abolition) Act 1949 (12, 13 & 14 Geo. 6. c. 11)
1949 (c. 42)	= The Lands Tribunal Act 1949 (12, 13 & 14 Geo. 6. c. 42)
1951	= The Town and Country Planning (Amendment) Act 1951 (14 & 15 Geo. 6. c. 19)
1951 (c. 60)	= The Mineral Workings Act 1951 (14 & 15 Geo. 6. c. 60)
1953	= The Town and Country Planning Act 1953 (1 & 2 Eliz. 2. c. 16)
1954	= The Town and Country Planning (Scotland) Act 1954 (2 & 3 Eliz. 2. c. 73)
1959	= The Town and Country Planning (Scotland) Act 1959 (7 & 8 Eliz. 2. c. 70)
1960	= The Local Employment Act 1960 (8 & 9 Eliz. 2. c. 18)
1960 (c. 62)	= The Caravan Sites and Control of Development Act 1960 (8 & 9 Eliz. 2. c. 62)
1961 (c. 15)	= The Post Office Act 1961 (9 & 10 Eliz. 2. c. 15)
1963	= The Town and Country Planning Act 1963 (1963 c. 17)
1963 (c. 51)	= The Land Compensation (Scotland) Act 1963 (1963 c. 51)
1965	= The Control of Office and Industrial Development Act 1965 (1965 c. 33)
1966 (c. 4)	= The Mines (Working Facilities and Support) Act 1966 (1966 c. 4)
1966	= The Industrial Development Act 1966 (1966 c. 34)
1966 (c. 51)	= The Local Government (Scotland) Act 1966 (1966 c. 51)
1967	= The Civic Amenities Act 1967 (1967 c. 69)
1968 (c. 13)	= The National Loans Act 1968 (1968 c. 13)
1968 (c. 41)	= The Countryside Act 1968 (1968 c. 41)
1969 (c. 19)	= The Decimal Currency Act 1969 (1969 c. 19)
1969	= The Town and Country Planning (Scotland) Act 1969 (1969 c. 30)
1969 (c. 34)	= The Housing (Scotland) Act 1969 (1969 c. 34)
1969 (c. 48)	= The Post Office Act 1969 (1969 c. 48)
1970	= The Trees Act 1970 (1970 c. 43)
1971	= The Land Commission (Dissolution) Act 1971 (1971 c. 18)
1971 (c. 52)	= The Statute Law (Repeals) Act 1971 (1971 c. 52)
1971 (c. 62)	= The Tribunals and Inquiries Act 1971 (1971 c. 62)
S.I. 1949/2325	= The Planning Payments (War Damage) (Scotland) Scheme 1949 (1949 I, p. 4072)
S.I. 1968/1656	= The Minister for the Civil Service Order 1968 (1968 III, p. 4485)
S.I. 1969/1569	= The Town and Country Planning (Scotland) Act 1969 (Commencement No. 1) Order 1969 (1969 III, p. 5027)
S.I. 1970/594	= The Town and Country Planning (Scotland) Act 1969 (Commencement No. 2) Order 1970 (1970 I, p. 1855)
S.I. 1970/1034	= The Town and Country Planning (Scotland) Act 1969 (Commencement No. 3) Order 1970 (1970 II, p. 3198)
S.I. 1970/1537	= The Secretary of State for Trade and Industry Order 1970 (1970 III, p. 5293)
S.I. 1970/1681	= The Secretary of State for the Environment Order 1970 (1970 III, p. 5551)
R (followed by a number)	= The recommendation set out in the paragraph of that number in the Appendix to the Report of the Scottish Law Commission (Cmnd. 4949)



TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT—*cont.*

Section of 1972 Act	Derivation
1	1947 s. 2(1), (2), (3), (5) (part).
2	1947 s. 2(5) (part).
3	1969 s. 65.
4	1969 s. 1.
5	1969 s. 2.
6	1969 s. 3.
7	1969 s. 4.
8	1969 s. 5.
9	1969 s. 6.
10	1969 s. 7.
11	1969 s. 8; 1971 (c. 62) Sch. 3
12	1969 s. 9.
13	1969 s. 10.
14	1969 s. 11.
15	1969 s. 12.
16	1969 s. 13.
17	1969 Sch. 9 paras. 1 to 3 and 7.
18	1969 ss. 104, 106.
19	1947 s. 10(2) to (4); 1951 s. 3(1); 1954 s. 16(5); 1969 s. 75; S.I. 1969/1569.
20	1947 ss. 10(1), (5), 16(5), (6), 22(4); 1959 Sch. 7; 1960 (c. 62) s. 21; 1969 s. 76.
21	1947 s. 11(1) to (4); 1959 s. 37(2).
22	1947 s. 98(1).
23	1959 s. 35(1) to (3); 1969 s. 77, Sch. 9 para. 39.
24	1959 s. 36(1) to (4)(a), (6) to (8); 1969 Sch. 8, Sch. 9 para. 40.
25	1967 s. 1(6); 1969 s. 57.
26	1947 s. 12(1); 1959 s. 35(4), 36(4), (8); 1960 (c. 62) s. 22; 1969 s. 57(3), Sch. 9 para. 11(a).
27	1947 s. 12(2); 1969 s. 68(5).
28	1947 s. 12(3); 1969 s. 56(1)(a), (2), Sch. 9 para. 11(b).
29	1947 s. 16(1), (2).
30	1947 s. 16(3), (4).

**TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT—cont.**

Section of 1972 Act	Derivation
31	1947 s. 12(5); 1969 s. 79.
32	1947 s. 13; 1959 ss. 35(5), 36(5); 1969 ss. 62(8), 80.
33	1947 s. 14(1), (2); 1959 s. 36(5); 1969 ss. 22(2)(a), 26, 62(8).
34	1947 s. 14(3).
35	1954 s. 23(1) to (4).
36	1954 ss. 23 (5), 24 (1), (2).
37	1947 s. 32(1), (4).
38	1969 s. 66 (except subs. (1) and (4)(c)).
39	1969 s. 67 (except subs. (2) and (3)).
40	1969 s. 68 (except subs. (2)(a), (6), (7)); 1971 Sch. 2 para. 3(1).
41	1969 s. 69.
42	1947 s. 19.
43	1969 s. 81 (except sub. (7)).
44	1969 s. 61.
45	1969 s. 62 (except sub. (8)).
46	1969 s. 63; 1971 (c. 62), Sch. 3.
47	1969 s. 64, S.I. 1970/1681 para. 3(2).
48	1947 ss. 14(4), 103(1).
49	1947 ss. 16(1), (2), 24 (except subs. (4) and (5)); 1969 s. 68(2)(a).
50	1947 s. 23.
51	1947 s. 15.
52	1947 s. 28(1) to (4); 1967 s. 11; 1969 ss. 40(1), (3), (10), (11), 54, Sch. 9 para. 15.
53	1969 s. 40(2), (4) to (8).
54	1969 s. 41.
55	1967 s. 3; 1969 Sch. 9 para. 47.
56	1969 s. 48.
57	1967 s. 12(1).
58	1947 s. 26(1), (4), (6) proviso; 1967 s. 12(2); 1969ss. 82, 104; 1970 s. 1.
59	1967 s. 16; 1969 s. 104, Sch. 9 para. 51.
60	1967 s. 13.

**TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT—cont.**

Section of 1972 Act	Derivation
61	1947 ss. 29 (except sub. (1)(d)), 103(1); 1969 Sch. 9 para. 17.
62	1947 s. 30(1).
63	1947 s. 31.
64	1960 s. 21; 1966 s. 25(1) to (3), (5)(a).
65	1947 s. 12(4) (except proviso (b)); 1960 ss. 16 to 18, 19(1), 20, 21; 1966 ss. 22, 25(3), (4), (5)(b), Sch. 3, Pts. II, III.; Local Employment Act 1972 Sch. 3.
66	1947 s. 12(4), proviso (b); 1960 ss. 19(2), (3), 20; 1965 s. 21, Sch. 4; 1966 s. 25(4), (5)(b).
67	1965 ss. 19, 25(2).
68	1966 s. 23; 1969 s. 84(1).
69	1966 s. 24 (1), (2), (6), (8), (9).
70	1954 s. 59; 1960 s. 26(3); 1966 s. 22(3), (6).
71	1965 s. 15.
72	1965 ss. 1, 11(1)(a), (2), (3), 17.
73	1965 s. 2; 1969 s. 84(4).
74	1965 s. 5(1); 1969 s. 84(2), (3).
75	1965 s. 6 (except sub (5)(b)).
76	1965 s. 7(1)(b), (3); 1969 s. 85.
77	1969 s. 86.
78	1969 s. 87.
79	1965 s. 7(4), (5); 1969 s. 88(1), (2)(c), (d).
80	1965 s. 8(1) to (3), (8), (9); 1969 Sch. 9, para. 41.
81	1965 s. 14.
82	1965 ss. 16(1), (3), (5), (6), (7), 25(2); 1969 Sch. 9, para. 41.
83	1965 s. 18(1), (2), (3), (6); R.1.
84	1959 s. 37(3); 1965 s. 8(7); 1969 s. 15.
85	1965 s. 8(4); 1966 s. 24 (3), (9); 1969 ss. 16, 22(2)(c), Sch. 9, para 42.
86	1947 s. 22(3); 1959 ss. 37(1), 55(1), Sch. 7; 1969 Sch. 8.
87	1969 s. 20.
88	1947 s. 22(1), (2), (5); 1969 Sch. 9 para. 13.
89	1969 s. 17.
90	1969 s. 18.
91	1969 ss. 19, 22(2)(d)

**TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT—cont.**

Section of 1972 Act	Derivation
92	1969 s. 44, Sch. 4 para. 16.
93	1969 s. 22(2)(e), Sch. 4, paras. 17, 18.
94	1969 s. 45.
95	1969 ss. 45(3), 46.
96	1969 s. 47.
97	1967 s. 6.
98	1947 s. 26(6); 1967 s. 15(1).
99	1967 s. 14; 1969 s. 22(2)(b), Sch. 9 para. 50.
100	1947 s. 24(4), (5); 1969 Sch. 8.
101	1947 ss. 29(1)(d), 30(3), (4); 1969 Sch. 8, Sch. 9 para. 16.
102	1969 s. 29.
103	1969 s. 30.
104	1969 s. 50.
105	1969 s. 51 (except subs. (4) and (5)(b)).
106	1969 s. 52.
107	1969 s. 53.
108	1945 s. 23(1), (2); 1963 (c. 51), s. 47(1); 1969 Sch. 9 para. 5.
109	1947 ss. 37, 38(5); 1959 s. 23; 1969 Sch. 9 paras. 10, 20.
110	1947 s. 39(3); 1969 Sch. 9 para. 5.
111	1947 s. 39 (except sub. (3)); 1959 s. 25; 1969 Sch. 9 para. 21.
112	1945 s. 18; 1959 ss. 24, 25; 1969 Sch. 9 para. 8.
113	1945 s. 18; 1959 ss. 27, 28; 1969 Sch. 9 paras. 8, 9.
114	1945 s. 19; 1960 s. 22; Local Employment Act 1972 Sch. 3.
115	1945 ss. 18(5), (8), 19(6), 62.
116	1967 s. 8; 1969 Sch. 9 para. 49.
117	1945 s. 21.
118	1945 s. 27; 1969 Sch. 9 para. 5(a).
119	1945 s. 28; 1969 Sch. 9 para. 5(a).
120	1945 s. 29.
121	1947 s. 42(1), (2), (3), (7), ; 1969 Sch. 9 para. 22.
122	1945 ss. 21(4), 27(1), (5), 28(1), (3); 1969 Sch. 9.
123	1954 s. 16(1), (2).

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ACT—*cont.*

Section of 1972 Act	Derivation
124	1954 ss. 1, 17.
125	1954 s. 17.
126	1954 s. 2(1), (4).
127	1954 ss. 2, 15, 48
128	1954 s. 18(1).
129	1954 s. 18(3).
130	1954 s. 18(4).
131	1954 s. 38(1); 1959 s. 51, Sch. 6 paras. 1, 4.
132	1954 s. 38(2), (3), Sch. 7 paras. 6, 7; 1959 Sch. 6 paras. 2, 3.
133	1954 s. 18(2), (5).
134	1954 s. 50; 1969 (c. 19) s. 10(1).
135	1954 s. 19(1).
136	1954 s. 20; 1965 s. 8(5); 1966 s. 24(4), (9); 1969 s. 68(6).
137	1954 s. 21.
138	1954 s. 19(2) to (6).
139	1954 s. 16(3).
140	1954 s. 59(2).
141	1954 s. 25.
142	1954 s. 26.
143	1954 s. 22; R.2.
144	1954 s. 24(2), (3).
145	1954 s. 27(1) to (3).
146	1954 s. 27(4).
147	1954 ss. 28, 29.
148	1954 s. 30(1), (2).
149	1954 s. 30(3) to (9).
150	1954 s. 30(10).
151	1954 s. 66(1), (2).
152	1954 s. 65; 1963 (c. 51) s. 47(1).
153	1947 s. 20(1), (2), (7); 1954 s. 40; 1969 s. 81(7).
154	1947 s. 20(3); 1954 s. 40(4); 1965 s. 8(5); 1966 s. 24(4), (9); 1969 s. 72(3).

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ACT—cont.**

Section of 1972 Act	Derivation
155	1954 ss. 40(3), 41.
156	1954 s. 42.
157	1954 s. 43; 1963 s. 2(4).
158	1947 s. 18(1), (2), (5), (6); 1954 s. 59(2); 1963 s. 2(1), (3); 1965 s. 8(5); 1966 s. 24(4), (9); 1969 s. 68(7)(b).
159	1947 s. 25(1), (2), Sch. 4 para. 4.
160	1969 s. 43,
161	1969 Sch. 4 paras. 10, 11(7).
162	1969 s. 49.
163	1947 s. 26(2); 1968 (c. 41) s. 26.
164	1968 (c. 41) s. 25(1) to (4), (8), (9).
165	1947 s. 30(2); 1969 Sch. 9 para. 18.
166	1969 s. 21.
167	1947 Sch. 4 paras. 1, 3; 1954 s. 40(2) (b); 1963 (c. 51) s. 47(1); 1969 Sch. 9 para. 35.
168	1947 s. 105(1); 1949 (c. 42) s. 1(3)(a); 1963 (c. 51) s. 47(1); 1969 Sch. 9 para. 32.
169	1947 s. 17(1); 1959 Sch. 9; 1963 s. 2(2), (3); 1965 s. 8(6); 1966 s. 24(5)(9); 1969 ss. 51(4), (5), 68(7)(a).
170	1947 s. 17(1A), (1AA), (1B), (2); 1959 Sch. 9; 1969 Sch. 9 paras. 5(b), 12; R.3.
171	1947 s. 17(5), (7); 1959 Sch. 9; 1969 Sch. 9 para. 12.
172	1947 s. 17(2), (6); 1959 Sch. 9.
173	1969 s. 33.
174	1965 ss. 12, 15(4), 18(5).
175	1947 s. 17(2), (3); 1959 s. 34(3), (4), Sch. 9; 1969 Sch. 9 paras. 5(b), 12; R.3.
176	1947 ss. 18(3) to (5), 20(6).
177	1947 s. 20(4).
178	1947 s. 25(3) to (5).
179	1969 ss. 42, 51(4), (5).
180	1947 ss. 26(1)(c), 27(2), 29(1)(c); 1954 s. 59(2).
181	1959 s. 38(1), (4), (5); 1969 s. 34(1), (2), (4), Sch. 3.
182	1959 ss. 38(2), (3), (6), 42(5); 1969 s. 34(3), Sch. 3.
183	1959 s. 39; 1969 s. 36(1), (2), (6), Sch. 3.

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ACT—*cont.*

Section of 1972 Act	Derivation
184	1959 s. 40; 1969 s. 36(3). (6), Sch. 3.
185	1959 s. 41; 1969 s. 36(6), Sch. 3.
186	1969 s. 37; 1969 (c. 34) Sch. 6.
187	1959 Sch. 5 paras. 8, 9, 10; 1969 Sch. 3.
188	1959 Sch. 5 paras. 11, 12; 1969 s. 36(4), (6), Sch. 3.
189	1959 Sch. 5 para. 13; 1969 Sch. 3.
190	1969 s. 35 (except subs. (1), (5), (9)).
191	1969 s. 36(7), (8).
192	1959 s. 42(2) to (4), (7); 1969 s. 38(2), (3) Sch. 3.
193	1959 Sch. 5 para. 5.
194	1959 s. 42(5), Sch. 5 para. 1; 1969 ss. 35(5), 38(4), Sch. 3.
195	1959 s. 42(5) Sch. 5 para. 2; 1969 s. 34(4).
196	1959 ss. 38(6), 42(5)–(7), 54(1), Sch. 5 paras. 3, 4; 1969 Sch. 3.
197	1947 s. 17(4); 1959 Sch. 5 para. 14; 1963 (c. 51) s. 47(2); R.4.
198	1947 s. 46(1), (2), (4), (7); 1969 s. 96(1).
199	1969 s. 93(1) to (3).
200	1969 s. 90(1), (2) (part).
201	1969 s. 91(1) to (6), (7) (part), (8) to (11), Sch. 9.
202	1969 s. 92.
203	1945 s. 22(1); 1969 s. 94.
204	1945 s. 22(2); 1947 s. 46(4) proviso, Sch. 6; 1969 ss. 90(2) (part), 91(7) (part), 96(2).
205	1969 ss. 89(1) to (5), 90(2).
206	1969 s. 95.
207	1945 s. 22(3); 1947 s. 46(3); 1969 ss. 90(2) (part), 91(7) (part).
208	1945 s. 22(5); 1947 46(5); 1969 ss. 90(2) (part), 91(7) (part).
209	1945 s. 22(4); 1947 s. 111(2) to (4); Public Utilities St. Works Act 1950 s. 24(2)(a), Sch. 5; 1969 ss. 90(2) (part), 91(7) (part); 1969 (c. 48), Sch. 4 paras. 37, 42.
210	1969 ss. 90(3), 93(4).
211	1947 s. 113(1).
212	1969 s. 70.
213	1947 s. 113(1); S.I. 1970/1681 Sch. 3 para. 1(1), (3).
214	1947 Sch. 5 para. 1; 1969 s. 71(1), (2), Sch. 9 para. 36.

**TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT—cont.**

Section of 1972 Act	Derivation
215	1947 Sch. 5 para. 2.
216	1947 Sch. 5 para. 3.
217	1947 Sch. 5 paras. 4, 5.
218	1947 s. 42(4).
219	1945 s. 24; 1969 s. 73, Sch. 9 para. 5(a).
220	1945 s. 24.
221	1969 s. 74(1) to (6).
222	1945 s. 25(1), (2), (5); 1969 Sch. 9 para. 5(a).
223	1945 s. 25(3), (6).
224	1945 s. 26; 1969 Sch. 9 para. 5(a).
225	1945 ss. 25(4), 26(3), Sch. 1.
226	1945 s. 24(8); 1947 s. 32(2), Sch. 5 para. 1(3); 1965 s. 8(5); 1966 s. 24(4), (9); 1969 ss. 68(7)(c), 72(1), (2), 74(7) (part).
227	1945 Sch. 4; 1947 s. 42(5), Sch. 5; 1959 s. 12(3); 1969 s. 74(7) (part), (8).
228	1945 Sch. 4, para. 1 proviso; 1963 (c. 51) s. 47(1).
229	1945 Sch. 4, paras. 1, 3; 1963 (c. 51) s. 47(1); R.5.
230	1947 s. 32(2) proviso.
231	1945 s. 26(5); 1947 s. 9(3); 1959 s. 31(3), (4), (7), (8); 1969 s. 14(3), Sch. 9 para. 38.
232	1969 s. 14(1), (2).
233	1959 s. 31(1) to (6), (10), (11); 1969 Sch. 9 para. 38; 1971 (c. 62) Sch. 3.
234	Tribunals and Inquiries Act 1958 s. 9; 1959 s. 32.
235	1959 s. 31(9).
236	1945 s. 26(5).
237	1966 (c. 51), ss. 8(1) to (4), 46(1).
238	1947 s. 89; 1954 ss. 52, 53(2), (4); 1966 (c. 51), s. 8(7).
239	1947 s. 91(2), (3); 1966 (c. 51), s. 8(7).
240	1969 s. 97.
241	1947 s. 93; 1969 Sch. 9 para. 27.
242	1947 s. 44(2), s. 94; 1969 Sch. 9, paras. 4, 28.
243	1969 s. 36(5).
244	1954 s. 54(6), (6A); 1959 s. 49(3).



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ACT—cont.**

Section of 1972 Act	Derivation
245	1954 ss. 54(3), (7), (10), 58(3), (4).
246	1954 s. 54(9).
247	1945 ss. 23(3), 24(9), 27(2); 1947 ss. 46(9), 89(6), 93, 99(8), 103(2), 104; 1954 s. 64(8); 1955 (c. 6), s. 4, Sch. 2 Pt. II; 1959 s. 53; 1961 (c. 15), s. 1(5); 1966 (c. 51), s. 47; 1969 s. 102(a), (b).
248	1954 s. 64(3) to (7); 1968 (c. 13), ss. 1(8), 11.
249	1947 s. 68(4); 1954 s. 64(9); 1968 (c. 13), s. 1(8).
250	1947 s. 95; 1969 Sch. 9 para. 29.
251	1947 s. 78(1), (5), (6), Sch. 3 Part II para. 3; 1951 (c. 60), s. 31(2), (4); 1969 Sch. 9 para. 24.
252	1947 s. 78(4) to (6); 1949 (c. 11), s. 1; 1966 (c. 4), Sch. 2 para. 3; 1969 s. 28(b).
253	1947 s. 83; 1959 s. 50(2), (3); 1965 s. 25(5); 1969 s. 60, Sch. 9 paras. 4, 5, 25; R.6.
254	1947 s. 84; 1969 s. 99.
255	1954 s. 61(2).
256	1947 s. 32(3); 1959 ss. 35(5), 36(5); 1969 Sch. 9 para. 19.
257	1969 s. 55.
258	1947 s. 32(3).
259	1947 s. 86; 1969 Sch. 9 para. 26.
260	1947 s. 96; 1969 Sch. 9 paras. 10, 30.
261	1947 s. 97.
262	1967 s. 1(1) to (5); 1969 Sch. 9 para. 46.
263	1947 s. 108(1); 1963 s. 2.
264	1954 s. 58.
265	1947 s. 99; 1954 s. 67(2); 1967 s. 28(1), (4); 1969 Sch. 9 paras. 4, 5, 31.
266	1947 ss. 99, 105(1); 1954 s. 67(2); 1967 s. 28(2), (4); 1969 Sch. 8.
267	1945 s. 50; 1947 s. 100(1); 1954 s. 67(5); 1959 s. 52(1); 1967 s. 28(3), (4); 1969 s. 103(2).
268	1945 s. 50A(4); 1947 s. 100(2) to (4), Sch. 5 para. 5.
269	1947 s. 101; 1954 s. 67(3); 1959 s. 52(1); 1965 s. 13; 1967 s. 28 (3), (4); 1969 s. 103(2).
270	1947 s. 102; 1967 s. 28(3), (4)(b); 1969 s. 103(2), Sch. 8.
271	1965 s. 10(4), (5); 1969 s. 101.
272	1947 s. 98(2) to (4).

**TOWN AND COUNTRY PLANNING (SCOTLAND)  
ACT—cont.**

Section of 1972 Act	Derivation
273	1945 s. 59; 1947 ss. 2(4), 11(5), 107; <b>Statutory Instruments Act 1946</b> (c. 36) ss. 1(2), 5(2); 1954 s. 68; 1959 s. 52; 1965 s. 23(1); 1966 (c. 51) ss. 8(8), 45(1); 1969 s. 40(5).
274	1947 s. 112(1); 1969 s. 103(2).
275	1945 s. 62; 1947 s. 113; 1954 ss. 16(4), (5), 69(1) to (4), (9), (10); 1959 s. 54; 1965 ss. 16(4), 22(2); 1966 (c. 51) s. 8(5), (6).
276	1969 Sch. 9 para. 5.
277	—
278	1969 s. 31, Sch. 10 para. 12.
279	1969 s. 104.
280	—
281	1963 s. 4(4); 1968 (c. 41) s. 50(5); 1969 s. 108(3); 1972 s. 10(1)(b).
Sch. 1	1947 Sch. 1 Pts. I and II.
Sch. 2	1947 Sch. 1 Pts. III and V.
Sch. 3	
para. 1	1947 s. 3(1) to (3), (5).
para. 2	1947 s. 3(4).
para. 3	1947 s. 4 (incl. (5)).
para. 4	1947 s. 5.
para. 5	1947 s. 6; <b>Special Roads Act 1949</b> s. 9(4).
para. 6	1947 s. 8.
para. 7	1947 s. 9(1), (3), (5).
Sch. 4	
paras. 1,2	1969 Sch. 9 para. 1 (not in force).
para. 3	1945 s. 26(5); 1947 s. 9(2).
para. 4	1969 Sch. 9 para. 4 (not in force).
para. 5	1969 Sch. 9 para. 4 (not in force).
para. 6	1969 Sch. 11, the entry relating to s. 33 of 1947 (not repealed).
para. 7	1969 Sch. 9 para. 4 (not in force).
para. 8	1969 Sch. 11 (repeal of definition of "development plan" not in force).
para. 9	1969 Sch. 9 para. 34 (not in force).
para. 10	1969 Sch. 11 (repeal of 1947 ss. 3 to 9) (not in force).
Sch. 5	1969 Sch. 10 paras. 1 to 8.
Sch. 6	1947 s. 108(2), (3), Sch. 3; 1951 s. 3(2); 1954 s. 70, Sch. 8; 1963 s. 2(5).
Sch. 7	1969 ss. 22 (except sub. (2)), 23, 24, 25, 26, 27, 62(8); 1971 (c. 62) Sch. 3.
Sch. 8	1969 Sch. 5.
Sch. 9	1969 Sch. 6; S.I. 1970/1681, para. 3(2).
Sch. 10	
para. 1	1969 Sch. 4 para. 1.
para. 2	1969 Sch. 4 para. 2.
para. 3	1969 s. 56(1)(b), (2).

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ACT—cont.**

Section of 1972 Act	Derivation
para. 4	1969 Sch. 4 para. 3.
para. 5	1969 Sch. 4 para. 4.
para. 6	1969 Sch. 4 para. 5.
para. 7	1969 Sch. 4 para. 6; 1969 s. 22(2)(e).
para. 8	1969 Sch. 4 para. 7.
para. 9	1969 Sch. 4 para. 8.
para. 10	1969 Sch. 4 para. 9.
para. 11	1969 Sch. 4 para. 11 except sub-para. (7).
para. 12	1969 Sch. 4 para. 19.
para. 13	1969 Sch. 4 para. 20.
para. 14	1969 Sch. 4 para. 21.
para. 15	1969 Sch. 4 para. 22.
Sch. 11	1947 s. 26(5); 1967 s. 16.
Sch. 12	1969 Sch. 1.
Sch. 13	
Part I	1954 s. 2(2), (3), Sch. 2.
Part II	1954 s. 2(2), (3), Sch. 3, S.I. 1949/2325.
Part III	1954 s. 2(3).
Part IV	1954 s. 2(5), s. 15.
Part V	1954 s. 48(2), (3).
Part VI	1954 s. 2(6) to (8).
Sch. 14	1954 Sch. 4
Sch. 15	1959 Sch. 6 Part II.
Sch. 16	1963 s. 2(5), Sch.
Sch. 17	1969 Sch. 4, Part III.
Sch. 18	1969 Sch. 7.
Sch. 19	
Part I	1945 s. 48; 1947 ss. 78, 86, 95, 111(1); 1969 Sch. 9 paras. 24, 26, 29.
Part II	Provisions of 1969: see 1969 Sch. 9 paras. 24, 26, 29.
Part III	1947 s. 32(3); 1959 ss. 35(5), 36(5); 1969 Sch. 9 para. 19.
Part IV	Provisions of 1969 Part V: see 1969 s. 55.
Sch. 20	1947 s. 11(5) proviso, Sch. 2.
Sch. 21	
Part I	1969 Sch. 9 para. 6 (not in force).
Part II	—
Sch. 22	—
para. 1	—
para. 2	—
para. 3	—
para. 4	—
para. 5	—
para. 6	—
para. 7	1947 s. 97.
para. 8	—
para. 9	1947 s. 10.
para. 10	1959 ss. 35, 36.
para. 11	1969 s. 77.
para. 12	1951 s. 3(3).
para. 13	1954 s. 47(2) to (5).
para. 14	1969 ss. 66, 67; S.I. 1969/1569.

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Section of 1972 Act	Derivation
para. 15	1969 s. 66(1), (4); S.I. 1969/1569.
para. 16	1969 s. 67(2), (3); S.I. 1969/1569.
para. 17	1969 ss. 68, 69.
para. 18	1971 Sch. 2 para. 3(2).
para. 19	1969 s. 40(2); S.I. 1970/1034.
para. 20	1969 Sch. 10 para. 16; S.I. 1970/1034.
para. 21	1967 s. 12(1).
para. 22	1960 ss. 16 to 21; 1965 s. 21(3); 1966 Part III.
para. 23	—
para. 24	1965 ss. 1(3), 7(1)(b); 1969 ss. 85 to 87; S.I. 1969/1569.
para. 25	—
para. 26	1969 Sch. 10 para. 9; S.I. 1969/1569.
para. 27	1947 s. 72.
para. 28	1947 s. 72(1).
para. 29	1947 s. 72(3).
para. 30	1947 s. 72(4).
para. 31	1947 s. 73(3).
para. 32	1947 s. 72(8).
para. 33	1969 Sch. 10 para. 18.
para. 34	1969 Sch. 10 para. 10; S.I. 1969/1569.
para. 35	1959 s. 23.
para. 36	1969 Sch. 10 paras. 11, 15; S.I. 1969/1569.
para. 37	1947 s. 34(2).
para. 38	1947 Sch. 10 para. 18.
para. 39	1947 s. 35(2), (3).
para. 40	1947 Sch. 10 para. 19.
para. 41	1947 ss. 35, 37.
para. 42	1947 s. 40.
para. 43	1954 s. 48(4).
para. 44	1954 s. 48(4).
para. 45	1969 s. 72(3); S.I. 1969/1569.
para. 46	1954 s. 4.
para. 47	1954 s. 4.
para. 48	1969 Sch. 10 para. 13; S.I. 1969/1569; S.I. 1970/594.
para. 49	1969 Sch. 10 para. 14.
para. 50	1969 (c. 48) Sch. 4 paras. 37, 42.
para. 51	1969 s. 71; S.I. 1969/1569.
para. 52	1969 s. 73; S.I. 1969/1569.
para. 53	1945 s. 24(1).
para. 54	1969 s. 72(1); S.I. 1969/1569.
para. 55	1945 s. 24.
para. 56	1959 s. 31(3), (4).
para. 57	1959 s. 32.
para. 58	1954 s. 47(3), (4); 1959 s. 31(4)(e).
para. 59	—
para. 60	1966 (c. 51) s. 8(1).
para. 61	1959 s. 49(3).
para. 62	1954 s. 54(7).
para. 63	1968 (c. 13) s. 11(4)(a).
para. 64	1966 (c. 4) Sch. 2 para. 3.
para. 65	1969 Sch. 10 para. 19; S.I. 1969/1569.
para. 66	1947 s. 56; 1954 s. 54.
para. 67	1954 s. 58.
para. 68	1963 s. 4(2).
para. 69	—
para. 70	1947 s. 111(1); 1969 (c. 48) Sch. 4 para. 42(2).
para. 71	1945 s. 48.
para. 72	1963 (c. 51) s. 48.
para. 73	—
para. 74	1947 Sch. 10 paras. 6 to 8.
para. 75	1947 Sch. 10 para. 10.
para. 76	1947 s. 73.

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Section of 1972 Act	Derivation
<b>para. 77</b> <b>para. 78</b> <b>para. 79</b> <b>para. 80</b>	1947 s. 74. 1947 s. 75. 1954 s. 16(4). —
<b>Sch. 23</b>	—
<b>Sch. 24</b> Parts I, III Part II	1969 Sch. 2. 1969 Sch. 2A: 1971 Sch. 2 para. 4, Appendix B.



## TABLE VI

### Effect of Legislation

Acts and Measures (in chronological order)  
repealed, amended or otherwise affected  
by those Acts and Statutory Instruments  
which received the Royal Assent or were made during 1972.

#### LIST OF ABBREVIATIONS

am. ... ..	amended	G.S.M. ...	General Synod Measure
appl. ... ..	applied	incorp. ...	incorporated
appl. (mod). ...	applied with modifications	mod. ...	modified
C.A.M. ... ..	Church Assembly Measures	restr. ...	restricted
cont. ... ..	continued	rep. ...	repealed
excl. ... ..	excluded	S.I. ...	Statutory Instrument
expld. ... ..	explained	subst. ...	substituted
ext. ... ..	extended		

Session and Chap. or No. of Measure	Short title or Subject	How affected	Chapter of 1972 Act or number of Measure or Statutory Instrument
16 Geo. 2: c. 18 ... ..	Justices Jurisdiction Act 1742.	S. 1 rep. in pt. ( <i>prosp.</i> )...	70, s. 272(1), sch. 30.
14 Geo. 3: c. 48 ... ..	Life Assurance Act 1774	Excl. (E.) ( <i>prosp.</i> ) ...	70, s. 140(3).
17 Geo. 3: c. 53 ... ..	Clergy Residences Repair Act 1776.	Ss. 5, 9 rep. ( <i>prosp.</i> ) ...	G.S.M. No. 2, s. 35, sch. 2.
21 Geo. 3: c. 49 ... ..	Sunday Observance Act 1780.	Am. (E.)... ..	26, s. 1.
31 Geo. 3: c. 32 ... ..	Roman Catholic Relief Act 1791.	S. 8 rep. in pt. ( <i>prosp.</i> )...	71, s. 64(2), sch. 6 Pt. I.
55 Geo. 3: c. 42 ... ..	Jury Trials (Scotland) Act 1815.	S. 6 rep. in pt. ... ..	59, s. 2(1).
c. 184 ... ..	Stamp Act 1815... ..	ext. ... .. S. 24 rep. ... ..	59, s. 2(2). 41, ss. 126(1), 134(7), sch. 28 Pt. XI.
		Ss. 27, 28 rep., sch. Pt. I. residue rep.	41, s. 134(7), sch. 28 Pt. XI.
59 Geo. 3: c. 35 ... ..	Jury Trials (Scotland) Act 1819.	S. 17 rep. in pt. ...	59, s. 2(1).
6 Geo. 4: c. 50 ... ..	Juries Act 1825 ... ..	Ss. 1, 27, 50 rep. ( <i>prosp.</i> )	71, s. 64(2), sch. 6 Pt. I.

Session and Chap. or No. of Measure	Short title or Subject	How affected	Chapter of 1972 Act or number of Measure or Statutory Instrument
11 Geo. 4 & 1 Will. 4: c. 69 ... ..	Court of Session Act 1830	S. 33 ext. (polygamy) ...	38, s. 2.
2 & 3 Will. 4: c. 105 ... .. c. 111 ... ..	House of Commons (Speaker) Act 1832. Lord Chancellor's Pension Act 1832.	Rep. ... .. S. 3 am. ... ..	3, s. 1(6), sch. 4. 48, s. 28(2).
1 & 2 Vict.: c. 2 ... .. c. 106 ... ..	Civil List Act 1837 ... Pluralities Act 1838 ...	S. 5 am. ... .. Power to am. ... Ss. 41, 62-69, 72 rep. (prosp.).	7, s. 4(1). 7, s. 6(1). G.S.M. No. 2, s. 35, sch. 2.
4 & 5 Vict.: c. 30 ... ..	Ordnance Survey Act 1841.	Am. (E.) (except Greater London) (prosp.).	70, s. 191.
7 & 8 Vict.: c. 32 ... .. c. 61 ... .. c. 92 ... ..	Bank Charter Act 1844... Counties (Detached Parts) Act 1844. Coroners Act 1844 ...	S. 7 rep. ... .. Rep. (prosp.) ... .. S. 5 rep. in pt. (prosp.)... Ss. 27, 28 rep. (prosp.) ...	41, s. 134(7), sch. 28 Pt. XI. 70, s. 272(1), sch. 30. 70, ss. 220(5)(a), 272(1), sch. 30. 70, s. 272(1), sch. 30.
8 & 9 Vict.: c. 18 ... .. c. 19 ... ..	Lands Clauses Consolidation Act 1845. Lands Clauses Consolidation (Scotland) Act 1845.	S. 68 appl. (prosp.) ... Incorp. ... .. Appl. ... .. Incorp. (prosp.) ... .. Ss. 56-60 excl. ... .. S. 61 appl. ... .. mod. ... .. Ss. 63-66 excl. ... .. Ss. 74, 76 mod. ... .. S. 80 ext. ... .. S. 90 saved ... .. S. 98 mod. ... .. Ss. 108-111 ext. ... .. S. 112 ext. (mod.) ... .. Ss. 114, 115 appl. (mod.) Ss. 117, 118 mod. ... .. Ss. 117-119 excl. ... ..	70, ss. 122(4), 126(6). 52, s. 109(2). 52, s. 278, sch. 24 para. 6. 58, s. 58(4). 52, s. 278, sch. 24 para. 31. 52, s. 117(3). 60, s. 6(5), sch. 2 para. 26. 52, s. 278, sch. 24 para. 31. 60, s. 6(5), sch. 2 para. 27. 52, s. 278, sch. 24 para. 37. 52, s. 191(1). 60, s. 6(5), sch. 2 para. 27. 52, s. 278, sch. 24 para. 32(2)(3). 52, s. 278, sch. 24 para. 33. 60, s. 6(5), sch. 2 para. 28. 60, s. 6(5), sch. 2 para. 29. 52, s. 278, sch. 24 para. 31.



Session and Chap. or No. of Measure	Short title or Subject	How affected	Chapter of 1972 Act or number of Measure or Statutory Instrument
8 & 9 Vict.: — <i>cont.</i> c. 33 ... ..	Railways Clauses Consolidation (Scotland) Act 1845.	S. 6 incorp. ... .. expld. ... .. appl. ... ..  excl. ( <i>prosp.</i> ) ... .. S. 70 incorp. ... .. Ss. 70–78 excl. (as originally enacted) ( <i>prosp.</i> ). Ss. 71–78 incorp. (as originally enacted).	52, s. 109(2). 52, s. 111(4). 52, ss. 117(3), 278, sch. 24 para. 6. 58, s. 58(4). 52, s. 109(2). 58, s. 58(4). 52, s. 109(2).
9 & 10 Vict.: c. 93 ... ..	Fatal Accidents Act 1846	Ext. ... .. Excl. ( <i>prosp.</i> ) ... ..	21, s. 2(4). 33, s. 3(1).
10 & 11 Vict.: c. 34 ... ..  c. 65 ... ..	Towns Improvement Clauses Act 1847. Cemeteries Clauses Act 1847.	S. 135 rep. (E.) ( <i>prosp.</i> )... Excl. (local authorities) ( <i>prosp.</i> ). S. 10 rep. (1.4.1974) ...	70, s. 272(1), sch. 30. 70, s. 214(7), sch. 26 para. 14(a). 70, ss. 214(7), 272(1), sch. 26 para. 14(b), sch. 30.
12 & 13 Vict.: c. 18 ... ..	Petty Sessions Act 1849	S. 1 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
14 & 15 Vict.: c. 93 ... ..	Petty Sessions (Ireland) Act 1851.	Ss. 27, 29, 44 am. ...	71, ss. 64(1), 66(7)(c), sch. 5.
15 & 16 Vict.: c. 85 ... ..	Burial Act 1852 ...	Rep. (except ss. 45, 48, 51, and 52 in pt.) ( <i>prosp.</i> ). S. 51 ext. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30. 70, s. 214(7), sch. 26 para. 15(b).
16 & 17 Vict.: c. 33 ... .. c. 63 ... .. c. 134 ... ..	London Hackney Carriage Act 1853. Bankers' Composition (Scotland) Act 1853. Burial Act 1853 ...	Ss. 7, 17 para. (2) mod. S. 7 rep. ... .. S. 1 rep. in pt. ( <i>prosp.</i> )...  saved ( <i>prosp.</i> ) ... .. S. 5 excl. ( <i>prosp.</i> ) ... .. Ss. 6–8 rep. ( <i>prosp.</i> ) ...	S.I. No. 1047. 41, s. 134(7), sch. 28 Pt. XI. 70, s. 272(1), sch. 30. 70, s. 214(7), sch. 26 para. 15. 70, s. 214(7), sch. 26 para. 15(a). 70, s. 272(1), sch. 30.
17 & 18 Vict.: c. 83 ... .. c. 87 ... ..	Stamp Act 1854 ... Burial Act 1854 ...	S. 12 rep. ... .. Rep. ( <i>prosp.</i> ) ... ..	41, s. 134(7), sch. 28 Pt. XI. 70, s. 272(1), sch. 30.

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18 & 19 Vict.: c. 58 ... .. c. 81 ... .. c. 128 ... ..	Duchy of Lancaster Lands Act 1855. Places of Worship Registration Act 1855. Burial Act 1855 ...	Ext. ( <i>prosp.</i> ) ... .. S. 5 am. ... .. S. 1 saved ( <i>prosp.</i> ) ... .. Ss. 3-7, 9, 11-17 rep. ( <i>prosp.</i> ), 18 rep. (except City) ( <i>prosp.</i> ), 19-21 rep. ( <i>prosp.</i> ).	70, s. 130. S.I. No. 911. 70, s. 214(7), sch. 26 para. 15. 70, s. 272(1), sch. 30.
19 & 20 Vict.: c. 113 ... ..	Foreign Tribunals Evidence Act 1856.	Excl. ( <i>prosp.</i> ) ... .. Ss. 1 appl., 2 appl. (mod.)	18, s. 44(2). S.I. No. 1722.
20 & 21 Vict.: c. 31 ... .. c. 81 ... ..	Inclosure Act 1857 ... .. Burial Act 1857 ... ..	S. 12 am. ( <i>prosp.</i> ) ... .. Rep. (except ss. 10, 23-25) ( <i>prosp.</i> ), ss. 10, 23 rep. in pt. ( <i>prosp.</i> ).	70, s. 189(3). 70, s. 272(1), sch. 30.
21 & 22 Vict.: c. 73 ... ..	Stipendiary Magistrates Act 1858.	S. 1 am. ( <i>prosp.</i> ) ... ..	70, s. 217(7), sch. 27 para. 15.
22 Vict.: c. 1 ... .. c. 20 ... ..	Burial Act 1859 ... .. Evidence by Commission Act 1859.	S. 1 am. ( <i>prosp.</i> ) ... .. Excl. ( <i>prosp.</i> ) ... ..	70, s. 214(7), sch. 26 para. 16. 18, s. 44(2).
23 & 24 Vict.: c. 64 ... ..	Burial Act 1860 ... ..	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
25 & 26 Vict.: c. 93 ... ..	Thames Embankment Act 1862.	S. 41 restr. ... ..	20, s. 201.
26 & 27 Vict.: c. 112 ... ..	Telegraph Act 1863 ... ..	Excl. (S.) ... ..	52, s. 209(3).
30 & 31 Vict.: c. 126 ... .. c. 127 ... ..	Railway Companies (Scotland) Act 1867. Railway Companies Act 1867.	S. 4 ext. ( <i>prosp.</i> ) ... .. S. 4 ext. ( <i>prosp.</i> ) ... ..	33, s. 6(4). 33, s. 6(3).
31 & 32 Vict.: c. 100 ... ..	Court of Session Act 1868.	S. 91 appl. ... ..	52, s. 260(7).
33 & 34 Vict.: c. 23 ... .. c. 71 ... .. c. 77 ... ..	Forfeiture Act 1870 ... .. National Debt Act 1870 Juries Act 1870 ... ..	S. 4 rep. (E.) ... .. Power to appl. (mod.) ... .. Ss. 4, 5, 7-10, 25, sch. rep. ( <i>prosp.</i> ).	71, ss. 1(6), 64(2), sch. 6 Pt. II. 65, s. 3(2). 71, s. 64(2), sch. 6 Pt. I.



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38 & 39 Vict.: c. 55— <i>cont.</i>	Public Health Act 1875...	Sch. 5 Pt. III (Act of 11 & 12 Vict. c. 63. s. 83) appl. ( <i>prosp.</i> ).	70, s. 214(7), sch. 26 para. 17.
c. 83 ... ..	Local Loans Act 1875 ...	Ext. ( <i>prosp.</i> ) ... ..	70, s. 172, sch. 13 para. 2(1)(c). 60, s. 21(2).
40 & 41 Vict.: c. 57 ... ..	Supreme Court of Judicature Act (Ireland) 1877.	Power to appl. (mod.) ...	11, s. 29(1), sch. 9 para. 1.
41 & 42 Vict.: c. 51 ... ..	Roads and Bridges (Scotland) Act 1878.	S. 76 am. ... ..	20, s. 203(1), sch. 7.
c. 76 ... ..	Telegraph Act 1878 ...	Sch. (C), ss. XCVI, CVIII mod. S. 7(1)–(8) appl. (mod.) (S)..	52, s. 209(1)(2).
c. 77 ... ..	Highways and Locomotives (Amendment) Act 1878.	S. 26 rep. in pt. ( <i>prosp.</i> )...	70, ss. 188(3), 272(1), sch. 30.
42 & 43 Vict.: c. 31 ... ..	Public Health (Interments) Act 1879.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 44 ... ..	Lord Clerk Register (Scotland) Act 1879.	S. 9 rep. ... ..	11, s. 29(4), sch. 8.
44 & 45 Vict.: c. 24 ... ..	Summary Jurisdiction (Process) Act 1881.	S. 4 ext. ... ..	71, ss. 51(3)(4), 66(7)(a).
c. 37 ... ..	Corn Returns Act 1882	S. 8 Power to am. ... .. am. (E.) ... .. am. (S.) ... .. S. 9(4)(5) Power to mod. S. 9(6) Power to am. ... .. am. (E.) ... .. am. (S.) ... ..	62, s. 17(2). S.I. No. 1244. S.I. No. 1274. 62, s. 17(2). 62, s. 17(2). S.I. No. 1244. S.I. No. 1274.
c. 49 ... ..	Militia Act 1882 ...	S. 29 rep. (E.) ( <i>prosp.</i> ) ... .. S. 30(4) am. (E.) ( <i>prosp.</i> ) S. 31 am. (F.) ( <i>prosp.</i> ) ... .. S. 32 am. (E.) ( <i>prosp.</i> ) ... .. Ss. 48 rep. (E.) ( <i>prosp.</i> ), 49 rep. ( <i>prosp.</i> ), sch. 1 rep. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 218(2). 70, s. 218(3). 70, s. 218(2)(3). 70, s. 272(1), sch. 30.
c. 50 ... ..	Municipal Corporations Act 1882.	Ss. 170, 171, 178–184 rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
47 & 48 Vict.: c. 67 ... ..	Improvement of Lands (Ecclesiastical Benefices) Act 1884.	Rep. ( <i>prosp.</i> ) ... ..	G.S.M. No. 2, s. 35, sch. 2.
48 & 49 Vict.: c. 21 ... ..	Burial Boards (Contested Elections) Act 1885.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.

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49 & 50 Vict.: c. 29 ... ..	Crofters' Holdings (Scotland) Act 1886.	Ss. 27, 29 functions of Secretary of State transferred to Lord Advocate (1.2.1973).	S.I. No. 2002.
c. 38 ... ..	Riot (Damages) Act 1886	Ss. 27, 29 am. (1.2.1973) Ss. 5(3) rep. ( <i>prosp.</i> ), 9 definition of "compensation authority" para. (a) rep. in pt. ( <i>prosp.</i> ).	S.I. No. 2002. 70, s. 272(1), sch. 30.
50 & 51 Vict.: c. 40 ... ..	Savings Bank Act 1887...	S. 10 am. (S.) ... .. am. (E.) ... ..	S.I. No. 890. S.I. No. 911.
c. 55 ... ..	Sheriffs Act 1877 ...	Ss. 4 rep. in pt. ( <i>prosp.</i> ), 10(2) rep. ( <i>prosp.</i> ), 14 (1)(c), 18(1) rep. in pt. ( <i>prosp.</i> ). S. 23 am. ( <i>prosp.</i> ) ... .. S. 25 am. ( <i>prosp.</i> ) ... .. Ss. 26, 29(1) rep. in pt. ( <i>prosp.</i> ), 34, 36, 38 definition of "county" rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 219(5). 70, s. 40(4). 70, s. 272(1), sch. 30.
c. 71 ... ..	Coroners Act 1887 ...	Appl. (mod.) (City and Temples) ( <i>prosp.</i> ). Ss. 6(2) rep. in pt. ( <i>prosp.</i> ), 7(2)(3) rep. ( <i>prosp.</i> ), 25 rep. in pt. ( <i>prosp.</i> ). Ss. 25(1) rep. in pt. ( <i>prosp.</i> ). Ss. 27(1), 29(4) rep. in pt. ( <i>prosp.</i> ), 30-33 rep. ( <i>prosp.</i> ). Ss. 38-40 rep. ( <i>prosp.</i> ) ...	70, s. 220(3). 70, s. 272(1), sch. 30. 70, ss. 220(5)(b), 272(1), sch. 30. 70, s. 272(1), sch. 30. 70, ss. 220(5)(c), 272(1), sch. 30. 70, s. 272(1), sch. 30.
51 & 52 Vict.: c. 20 ... ..	Glebe Lands Act 1888 ...	Ss. 4(2)(a), 8(1) am. ( <i>prosp.</i> ).	70, s. 251(2), sch. 29 para. 21.
c. 25 ... ..	Railway and Canal Traffic Act 1888.	S. 54(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 41 ... ..	Local Government Act 1888.	Ss. 3(x), 5, 7, 11(11)(12) rep. ( <i>prosp.</i> ), 28(2) rep. in pt. ( <i>prosp.</i> ), 31-39, 46, 48, 100 definition of "main road" rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
52 & 53 Vict.: c. 39 ... ..	Judicial Factors (Scotland) Act 1889.	S. 1 am. ... ..	11, s. 29(1), sch. 6 para. 2.
c. 54 ... ..	Clerks of Session (Scotland) Regulation Act 1889.	S. 8 subst. ... ..	11, s. 29(1), sch. 6 para. 3.

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52 & 53 Vict.: —cont. c. 63 ... ..	Interpretation Act 1889	S. 19 saved (S.) ... .. S. 26 appl. (mod.) (E.), (S.) S. 26 appl. (mod.) (E.) } (prosp.) } S. 37 saved (S.) ... .. } saved (E.) (prosp.) } S. 38 saved ... .. } S. 38 saved (E.) (S.) } S. 38 saved (S.) ... .. } S. 38(1) saved ... .. } saved (E.) } (prosp.) } S. 38(2) saved (S.) } (prosp.) } appl. (prosp.) ... .. }	52, s. 193(4). 20, ss. 109, 140 (2), 161(6). G.S.M. No. 2, s. 27(3). 70, s. 233(4)(5). 52, s. 280(5). G.S.M. No. 2, s. 32(2). 70, s. 273(5). 11, s. 29(3). 65, s. 17(6). 5, s. 22(5). 20, s. 206. 53, s. 13(7). 66, s. 12(3). 52, s. 277(3). 65, s. 15(2). 70, s. 272(2). 52, s. 83(4).
c. 72 ... ..	Infectious Disease (Noti- fication) Act 1889.	S. 2 rep. (prosp.) ... .. S. 3(1) am. (prosp.) ... .. Ss. 4(2)(3), 5 rep. (prosp.) S. 6 am. (prosp.) ... .. S. 7 subst. (prosp.) ... .. S. 8(1) rep. (prosp.) ... .. S. 8(2) am. (prosp.) ... .. S. 11 rep. (prosp.) ... .. S. 13(2) am. (prosp.) ... .. Ss. 14, 16 definitions of "urban or rural dist- rict", "port sanitary district" rep. (prosp.), 17 rep. in pt. (prosp.).	74, s. 10(2), sch. para. 3. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 37. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 38. 58, s. 53. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 39. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 40. 58, s. 64(2), sch. 7 Pt. II.
53 & 54 Vict.: c. 21 ... ..	Inland Revenue Regula- tion Act 1890.	S. 8 rep. in pt. (E.) (prosp.)	71, s. 64(2), sch. 6 Pt. I.
c. 39 ... ..	Partnership Act 1890 ...	S. 9 saved ... ..	41, s. 22(2).
c. 59 ... ..	Public Health Acts Amendment Act 1890.	Ext. (E.) (prosp.) ... ..	70, s. 180(2), sch. 14 para. 23.
		Ss. 2(2) rep. in pt. (prosp.), 3 rep. (E.) (prosp.), 5 rep. (prosp.), 11(3) rep. in pt. (E.) (prosp.).	70, s. 272(1), sch. 30.
		S. 44 am. (E.) (prosp.) ...	70, s. 180(2), sch. 14 para. (227).

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53 & 54 Vict.: c. 59— <i>cont.</i>	Public Health Acts Amendment Act 1890— <i>cont.</i>	S. 51 saved (E.) ( <i>prosp.</i> )  Power to appl. (mod.) (E.) ( <i>prosp.</i> ) excl. (Greater London) ( <i>prosp.</i> ).	70, s. 180(2), sch. 14 para. 24(c). 70, s. 180(2), sch. 14 para. 25. 70, s. 180(2), sch. 14 para. 26(b).
54 & 55 Vict.:	Stamp Duties Management Act 1891.	Power to apply (E.) (S.)	25, s. 12(2), sch. 1 para. 2(3)(a).
c. 38 ...	...	Power to appl. (mod.) ...	65, s. 10(1).
c. 39 ...	Stamp Act 1891 ...	S. 9 Power to appl. (mod.) Ss. 29–31 rep. ...	65, s. 10(1). 41, s. 134(7), sch. 28 Pt. XI.
...	...	Sch. 1 heading “BANK NOTE” rep.	41, ss. 126(1), 134(7), sch. 28 Pt. XI.
55 & 56 Vict.:	Sheriff Courts (Scotland) Extracts Act 1892.	S. 9 Power to am. ... subst.	59, s. 4. S.I. No. 2020.
c. 29 ...	Technical and Industrial Institutions Act 1892.	Saved (E.) ( <i>prosp.</i> ) ...	70, s. 131(1)(b) (2).
c. 43 ...	Military Lands Act 1892	Saved (E.) ( <i>prosp.</i> ) ...	70, s. 131(1)(b) (2).
c. 55 ...	Burgh Police (Scotland) Act 1892.	S. 118 rep. in pt. ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. II.
...	...	S. 126 am. ( <i>prosp.</i> ) ...	58, s. 64(1), sch. 6 para. 41.
...	...	S. 243 rep. in pt. ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. II.
...	...	S. 255 am. ( <i>prosp.</i> ) ...	58, s. 64(1), sch. 6 para. 42.
...	...	S. 381 para. (50) restr. ...	20, s. 203(1), sch. 7.
c. 56 ...	Coroners Act 1892 ...	S. 1(1)(2) rep. in pt. ( <i>prosp.</i> ), (7) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
56 & 57 Vict.:	Local Government Act 1894.	Ss. 7, 8(1)(b) rep. ( <i>prosp.</i> ), (d) rep. in pt. ( <i>prosp.</i> ), 53, 62 rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
57 & 58 Vict.:	Finance Act 1894 ...	S. 16(3)(a)(b) am. (22.3.1972).	41, s. 120(3).
c. 30 ...	...	S. 665 rep. ...	11, ss. 17(2), 29(4), sch. 8.
c. 60 ...	Merchant Shipping Act 1894.	...	...
58 & 59 Vict.:	Finance Act 1895 ...	S. 12 excl. (S.) ( <i>prosp.</i> )... excl. ...	58, s. 59(2). 60, s. 33(1).
c. 16 ...	...	...	...
59 & 60 Vict.:	Friendly Societies Act 1896.	S. 97(1) am. (S.), (2) rep. (S.).	S.I. No. 890.
c. 25 ...	...	S. 97(1) am. (E.), (2) rep. (E.).	S.I. No. 911.
c. 48 ...	Light Railways Act 1896	Saved (E.) ( <i>prosp.</i> ) ...	70, s. 131(1)(b) (2).

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60 & 61 Vict.: c. 30 ... ..	Police (Property) Act 1897.	Appl. (mod.) ... .. S. 1(1) am. ... .. S. 2(1) am. ... ..	71, s. 23(3). 71, s. 58. 71, ss. 23(4),
c. 38 ... ..	Public Health (Scotland) Act 1897.	Ss. 3 definitions of "medical officer of health", "medical officer" rep. ( <i>prosp.</i> ), 15 rep. in pt. ( <i>prosp.</i> ). S. 18 am. ( <i>prosp.</i> ) ... .. S. 31(2) rep. in pt. ( <i>prosp.</i> ) S. 36(1) am. ( <i>prosp.</i> ) ... .. Ss. 46-51 am. ( <i>prosp.</i> ) ... .. S. 47(1) am. ( <i>prosp.</i> ) ... .. S. 49 am. ( <i>prosp.</i> ) ... .. S. 51 am. ( <i>prosp.</i> ) ... .. Ss. 53-57 am. ( <i>prosp.</i> ) ... .. S. 53(1)(a) am. ( <i>prosp.</i> )... .. S. 54(1) am. ( <i>prosp.</i> ) ... .. S. 56(1)(c) am. ( <i>prosp.</i> )... .. S. 57 am. ( <i>prosp.</i> ) ... .. Ss. 59, 62-64 am. ( <i>prosp.</i> ) S. 62(1) am. ( <i>prosp.</i> ) ... .. S. 63(1) am. ( <i>prosp.</i> ) ... .. Ss. 66, 69 am. ( <i>prosp.</i> ) ... .. S. 69(1)(3) am. ( <i>prosp.</i> )... .. S. 70 am. ( <i>prosp.</i> ) ... .. S. 73(3) am. ( <i>prosp.</i> ) ... .. S. 96 am. ( <i>prosp.</i> ) ... .. S. 97 am. ( <i>prosp.</i> ) ... .. S. 98 am. ( <i>prosp.</i> ) ... ..	66(7)(a). 58, s. 64(2), sch. 7 Pt. II.  58, s. 64(1), sch. 6 para. 43. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 44. 58, s. 64(1), sch. 6 para. 45. 58, s. 64(1), sch. 6 para. 46. 58, s. 64(1), sch. 6 para. 47. 58, s. 64(1), sch. 6 para. 48. 58, s. 64(1), sch. 6 para. 45. 58, s. 64(1), sch. 6 para. 49. 58, s. 64(1), sch. 6 para. 50. 58, s. 64(1), sch. 6 para. 51. 58, s. 64(1), sch. 6 para. 52. 58, s. 64(1), sch. 6 para. 45. 58, s. 64(1), sch. 6 para. 53. 58, s. 64(1), sch. 6 para. 54. 58, s. 64(1), sch. 6 para. 45. 58, s. 64(1), sch. 6 para. 55. 58, s. 64(1), sch. 6 para. 45. 58, s. 64(1), sch. 6 para. 56. 58, s. 64(1), sch. 6 paras. 45, 57. 58, s. 64(1), sch. 6 paras. 45, 58. 58, s. 64(1), sch. 6 para. 59.
c. 39 ... ..	Yorkshire Coroners Act 1897.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 40 ... ..	Local Government (Joint Committees) Act 1897.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.



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61 & 62 Vict.: c. 44 ... ..	Merchant Shipping (Mercantile Marine Fund) Act 1898.	S. 1A added ... .. S. 1A(2) rep. (6.4.1973)... Sch. 2 subst. ... ..	11, s. 17(1). 41, s. 134(7), sch. 28 Pt. IV. S.I. No. 456.
62 & 63 Vict.: c. 30 ... .. c. 44 ... ..	Commons Act 1899 ... Small Dwellings Acquisition Act 1899.	Ss. 1(1) rep. in pt. ( <i>prosp.</i> ), 4, 13 rep. ( <i>prosp.</i> ). S. 9(1) am. (E.) ( <i>prosp.</i> )... S. 9(2)-(4) (8) rep. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 193(3), sch. 22 para. 21. 70, ss. 193(3), 272(1), sch. 22 para. 21, sch. 30.
c. 48 ... ..	Lincolnshire Coroners Act 1899.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
63 & 64 Vict.: c. 15 ... ..	Burial Act 1900... ..	S. 1(1) rep. in pt. ( <i>prosp.</i> ), (2) rep. ( <i>prosp.</i> ). S. 2(3) rep. ( <i>prosp.</i> ) ... Ss. 3, 5 rep. ( <i>prosp.</i> ) ... S. 6 rep. ( <i>prosp.</i> ) ... S. 7 subst. ( <i>prosp.</i> ) ... S. 9 subst. ( <i>prosp.</i> ) ... S. 10 rep. ( <i>prosp.</i> ) ... S. 11 subst. ( <i>prosp.</i> ) ...	70, ss. 214(7), 272(1), sch. 26 para. 18, sch. 30. 70, ss. 214(7), 272(1), sch. 26 para. 19, sch. 30. 70, s. 272(1), sch. 30. 70, ss. 214(7), 272(1), sch. 26 para. 20, sch. 30. 70, s. 214(7), sch. 26 para. 21. 70, s. 214(7), sch. 26 para. 22. 70, s. 272(1), sch. 30. 70, s. 214(7), sch. 26 para. 23.
1 Edw. 7: c. 10 ... ..	Finance Act 1901 ...	S. 10 Power to appl. (mod.).	68, s. 6(6).
2 Edw. 7: c. 8 ... .. c. 28 ... ..	Cremation Act 1902 ... Licensing Act 1902 ...	S. 9 rep. in pt. (E.) ( <i>prosp.</i> ). S. 12 rep. in pt. (E.) ( <i>prosp.</i> ). S. 1 am. ( <i>prosp.</i> ) ...	70, ss. 214(7), 272(1), sch. 26 para. 24, sch. 30. 70, s. 272(1), sch. 30. 71, s. 34.
3 Edw. 7: c. 25 ... ..	Licensing (Scotland) Act 1903.	S. 70 excl. ... ..	20, ss. 13, 19(2).

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6 Edw. 7: c. 14 ... ..	Alkali, &c. Works Regulation Act 1906.	Ext. (E.) ( <i>prosp.</i> ) ... S. 27 definition of "sanitary authority" rep. ( <i>prosp.</i> ).	70, s. 180(3). 70, s. 272(1), sch. 30.
c. 25 ... ..	Open Spaces Act 1906 ...	S. 10 ext. (E.) ( <i>prosp.</i> ) ... saved (E.) ( <i>prosp.</i> ) ...	70, s. 122(6). 70, s. 131(1)(a).
c. 44 ... ..	Burial Act 1906 ...	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
7 Edw. 7: c. 53 ... ..	Public Health Acts (Amendment) Act 1907.	Ext. (E.) ( <i>prosp.</i> ) ... Ss. 2(2) rep. in pt. (E.) ( <i>prosp.</i> ), 3 rep. (E.) ( <i>prosp.</i> ), 13 rep. in pt. (E.) ( <i>prosp.</i> ). S. 21 saved (E.) ( <i>prosp.</i> ) Power to appl. (mod.) (E.) ( <i>prosp.</i> ) excl. (Greater London) ( <i>prosp.</i> ). S. 31 am. (E.) ( <i>prosp.</i> ) ... rep. in pt. (E.) ( <i>prosp.</i> ). Pt. VI (ss. 76-77) am. (E.) ( <i>prosp.</i> ). S. 76(1) rep. in pt. (E.) ( <i>prosp.</i> ). Ss. 80, 81 excl. (Greater London) ( <i>prosp.</i> ). Ss. 82, 83, 85 saved (E.) ( <i>prosp.</i> ). Power to appl. (mod.) (E.) ( <i>prosp.</i> ).	70, s. 180(2), sch. 14 para. 23. 70, s. 272(1), sch. 30. 70, s. 180(2), sch. 14 para. 24(d). 70, s. 180(2), sch. 14 para. 25. 70, s. 180(2), sch. 14 para. 26(c). 70, s. 180(2), sch. 14 para. 31. 70, s. 272(1), sch. 30. 70, s. 180(2), sch. 14 para. 27(2). 70, ss. 180(2), 272(1), sch. 14 para. 32, sch. 30. 70, s. 180(2), sch. 14 para. 26(c). 70, s. 180(2), sch. 14 para. 24(d). 70, s. 180(2), sch. 14 para. 25.
c. 55 ... ..	Public Trustee Act 1906	S. 9 ext. ... ..	48, s. 1(5), sch. 1 para. 12.
7 Edw. 7: c. 40 ... ..	Notification of Births Act 1907.	S. 1(1)(2) am. (S.) ( <i>prosp.</i> ) S. 1(2) rep. in pt. (S.) ( <i>prosp.</i> ). S. 1(4) am. (S.) ( <i>prosp.</i> )... S. 4 rep. in pt. ( <i>prosp.</i> )...	58, s. 64(1), sch. 6 para. 60(a)(b). 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 60(c). 58, s. 64(2), sch. 7 Pt. II.
c. 51 ... ..	Sheriff Courts (Scotland) Act 1907.	Sch. 1 paras 71, 73 ext. ( <i>prosp.</i> ). appl.	18, s. 14(4). 18, s. 38(5).
8 Edw. 7: c. 16 ... ..	Finance Act 1908 ...	S. 6(1) am. ( <i>prosp.</i> ) ... S. 6(2) am. ( <i>prosp.</i> ) ... rep. in pt. ( <i>prosp.</i> ) S. 6(5) subst. ( <i>prosp.</i> ) ...	70, s. 213(2)(a). 70, s. 213(2)(b). 70, ss. 213(2)(b), 272(1), sch. 30. 70, s. 213(2)(c).

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8 Edw. 7—cont. c. 36 ... ..	Small Holdings and Allotments Act 1908.	<p>Saved (<i>prosp.</i>) ... ..</p> <p>Ss. 24, 27(3) rep. (<i>prosp.</i>), 32(1) rep. in pt. (<i>prosp.</i>). S. 34 am. (<i>prosp.</i>) ... ..</p> <p>Ss. 35(1) rep. in pt. (<i>prosp.</i>), 37 rep. (<i>prosp.</i>). S. 39(7) am. (<i>prosp.</i>) ... ..</p> <p>S. 52(3) am. (<i>prosp.</i>) ... ..</p> <p>Ss. 53(2), 57(3), 61(1) definition of "county council" rep. (<i>prosp.</i>). S. 77(4) rep. in pt. ... ..</p>	<p>70, s. 131(1)(b)(2). 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 9(2)(3) 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 29(4). 70, s. 251(2), sch. 29 para. 9(5). 70, s. 272(1), sch. 30.</p>
c. 65 ... ..	Summary Jurisdiction (Scotland) Act 1908.	S. 77(4) rep. in pt. ... ..	71, ss. 64(2), 66(7)(a), sch. 6 Pt. II.
9 Edw. 7.: c. 30 ... ..	Cinematograph Act 1909	<p>Am. (E.) (<i>prosp.</i>) ... ..</p> <p>Ss. 5, 6 rep. (E.) (<i>prosp.</i>) S. 7(3) am. (E.) (<i>prosp.</i>)</p>	<p>70, s. 204(5)(a) 70, ss. 204(5)(c), 272(1), sch. 30. 70, s. 204(5)(b).</p>
10 Edw. 7 & 1 Geo. 5.: c.7 ... ..	Development and Road Improvement Funds Act 1910.	<p>S. 2(2) replaced ... ..</p> <p>S. 2(3) rep. (6. 4. 1973)...</p>	<p>11, s. 29(1), sch. 6 para. 4. 41, s. 134(7), sch. 28 Pt. IV.</p>
c. 31 ... ..	Jury Trials Amendment (Scotland) Act 1910.	S. 2 ext. ... ..	59, s. 2(2).
1 & 2 Geo. 5.: c. 6 ... .. c. 18 ... .. c. 27 ... ..	<p>Perjury Act 1911 ... ..</p> <p>Official Secrets Act 1911</p> <p>Protection of Animals Act 1911.</p>	<p>S. 1(1) am. ... ..</p> <p>Ext. (mod.) ... ..</p> <p>S. 4 rep. ... ..</p>	<p>68, s. 11(1). 68, s. 11(2). 71, s. 64(2), sch. 6 Pt. I.</p>
c. 46 ... ..	Copyright Act 1911 ... ..	<p>S. 8(b) restr. ... ..</p> <p>S. 15(1)(3)(6) am. (<i>prosp.</i>)</p>	<p>62, s. 19(2). 54, s. 4(1).</p>
2 & 3 Geo. 5.: c. 14 ... ..	Protection of Animals (Scotland) Act 1912.	S. 7(b) restr. ... ..	62, s. 19(2).
3 & 4 Geo. 5.: c. 17 ... .. c. 20 ... ..	<p>Fabrics (Misdescription) Act 1913.</p> <p>Bankruptcy (Scotland) Act 1913.</p>	<p>S. 5(2) am. (E.) (<i>prosp.</i>), (3) rep. (E.) (<i>prosp.</i>). S. 118 am. ... ..</p>	<p>70, s. 251(2), sch. 29 para. 18(1). 25, s. 12(2), sch. 1 para. 14. 41, ss. 41, 52(11), sch. 7 para. 18.</p>
c. 32 ... ..	Ancient Monuments Consolidation and Amendment Act 1913.	<p>S. 148 saved ... ..</p> <p>Saved (E.) (<i>prosp.</i>) ... ..</p> <p>S. 21(1) am. (<i>prosp.</i>) ... ..</p>	<p>11, s. 5(2). 70, s. 131(1)(b)(2). 70, s. 251(2), sch. 29 para. 12(1).</p>
4 & 5 Geo. 5.: c. 31 ... ..	Housing Act 1914 ... ..	S. 1(2) am. (E.) ( <i>prosp.</i> )	70, s. 193(3), sch. 22 para. 22.

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4 & 5 Geo. 5: —cont. c. 46 ... ..	Milk and Dairies (Scotland) Act 1914.	S. 4(1)(3) rep. in pt. ( <i>prosp.</i> ). S. 4(3) am. ( <i>prosp.</i> ) ... Ss. 4(5), 5, 6 rep. in pt. ( <i>prosp.</i> ). S. 6 am. ( <i>prosp.</i> ) ... S. 7(3) rep. in pt. ( <i>prosp.</i> ) S. 15 am. ( <i>prosp.</i> ) ... S. 16 subst. ( <i>prosp.</i> ) ... S. 17(1) am. ( <i>prosp.</i> ) ... S. 18(1) am. ( <i>prosp.</i> ) ... S. 18(1) rep. in pt. ( <i>prosp.</i> ), (2) rep. ( <i>prosp.</i> ) S. 18(3)(6) am. ( <i>prosp.</i> )... S. 19 am. ( <i>prosp.</i> ) ... S. 20 am. ( <i>prosp.</i> ) ... S. 21 am. ( <i>prosp.</i> ) ... rep. in pt. ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 61. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 62. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 63. 58, s. 64(1), sch. 6 para. 64. 58, s. 64(1), sch. 6 para. 65. 58, s. 64(1), sch. 6 para. 66(a). 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 66. 58, s. 64(1), sch. 6 para. 67. 58, s. 64(1), sch. 6 para. 68. 58, s. 64(1), sch. 6 para. 69. 58, s. 64(2), sch. 7 Pt. II.
c. 59 ... ..	Bankruptcy Act 1914 ...	Saved ( <i>prosp.</i> ) ... .. S. 4 appl. (mod.) ( <i>prosp.</i> ) ext. ( <i>prosp.</i> ) ... S. 5(2)(3) expld. ( <i>prosp.</i> ) appl. (mod.) ( <i>prosp.</i> ). S. 5(5)(6) excl. ( <i>prosp.</i> ) S. 5(7) appl. (mod.) ( <i>prosp.</i> ). S. 10 appl. (mod.) ( <i>prosp.</i> ) S. 12 excl. ( <i>prosp.</i> ) ... Ss. 14(2)(4), 15(4)(8), 16(5)(6)(8) appl. (mod.) ( <i>prosp.</i> ). S. 19 excl. ( <i>prosp.</i> ) ... S. 20 ext. (mod.) ( <i>prosp.</i> ) S. 26(7) appl. (mod.) ( <i>prosp.</i> ). S. 33 am. ...	71, s. 10(6). 71, ss. 7, 9, sch. 1 para. 4(2). 71, ss. 7, 9, sch. 1 para. 9(2). 71, ss. 7, 9, sch. 1 para. 6. 71, ss. 7, 9, sch. 1 para. 9(4). 71, ss. 7, 9, sch. 1 para. 6. 71, ss. 7, 9, sch. 1 para. 9(4). 71, ss. 7, 9, sch. 1 para. 11(2)(3). 71, ss. 7, 9, sch. 1 para. 7. 71, ss. 7, 9, sch. 1 para. 11(2)(3). 71, s. 10(1). 71, ss. 7, 9, sch. 1 para. 11(1)(b). 71, ss. 7, 9, sch. 1 para. 11(2)(3). 25, s. 12(2), sch. 1 para. 14. 41, ss. 41, 52(11), sch. 7 para. 18.

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4 & 5 Geo. 5: c. 59— <i>cont.</i>	<b>Bankruptcy Act 1914</b> — <i>cont.</i>	S. 37 appl. (mod.) ( <i>prosp.</i> ) S. 51(2) saved ... .. Ss. 74(1)(e), 80 appl. (mod.) ( <i>prosp.</i> ). S. 130 ext. (mod.) ( <i>prosp.</i> ) appl. mod. ( <i>prosp.</i> ). S. 130(8) appl. (mod.) ( <i>prosp.</i> ). S. 132 ext. ( <i>prosp.</i> ) ...	71, ss. 7, 9, sch. 1 para. 11(2)(3). 11, s. 5(2). 71, ss. 7, 9, sch. 1 para. 11(2)(3). 71, ss. 7, 9, sch. 1 para. 8. 71, ss. 7, 9, sch. 1 para. 10. 71, ss. 7, 9, sch. 1 para. 11(2)(3). 71, ss. 7, 9, sch. 1 para. 13. 61, s. 16(2). 70, s. 215.
c. 91 ... ..	Welsh Church Act 1914	Am. ( <i>prosp.</i> ) ... ..	70, s. 215.
5 & 6 Geo. 5: c. 48 ... ..	Fishery Harbours Act 1915.	S. 3(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 89 ... ..	Finance (No. 2) Act 1915	S. 48 am. ... ..	65, s. 15(2).
6 & 7 Geo. 5: c. 12 ... ..	Local Government (Emergency Provisions) Act 1916.	S. 5(b) am. ( <i>prosp.</i> ) ...	58, s. 64(1), sch. 6 para. 70.
c. 24 ... ..	Finance Act 1916 ...	S. 66 am. ... ..	65, s. 15(2).
c. 31 ... ..	Police, Factories, &c. (Miscellaneous Provisions) Act 1916.	S. 5(1) am. (E.) ( <i>prosp.</i> ), (1A) added (E.) ( <i>prosp.</i> ).	70, s. 251(2), sch. 29 para. 22.
8 & 9 Geo. 5: c. 54 ... ..	Tithe Act 1918 ... ..	Ss. 4(2), 6(1) (Land Charges) (29.1.1973).	61, s. 2(2)(b), sch. 2 para. 1(a).
9 & 10 Geo. 5: c. 59 ... ..	Land Settlement (Facilities) Act 1919.	Ss. 9(1), 12(1), 17 am. ( <i>prosp.</i> ). S. 28 saved ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 10. 70, s. 131(1)(b) (2).
c. 71 ... ..	Sch. 1 para. 1 rep. in pt. ( <i>prosp.</i> ).	Sch. 1 para. 1 rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 75 ... ..	Sex Disqualification (Removal) Act 1919.	Ss. 1, 4(2) rep. in pt. ( <i>prosp.</i> ).	71, s. 64(2), sch. 6 Pt. I.
c. 75 ... ..	Ferries (Acquisition by Local Authorities) Act 1919.	Ext. (E.) ... .. S. 1(2) rep. in pt. (E.) ( <i>prosp.</i> ). S. 1(6) rep. in pt. (E.) ( <i>prosp.</i> ).	70, s. 250(6). 70, ss. 186(6), 272(1), sch. 30. 70, s. 272(1), sch. 30.
c. 92 ... ..	Aliens Restriction (Amendment) Act 1919.	S. 8 rep. (E.) ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. I.
10 & 11 Geo. 5: c. 33 ... ..	Maintenance Orders (Facilities for Enforcement) Act 1920.	Rep. ( <i>prosp.</i> ) ... ..	18, s. 22(2).
c. 67 ... ..	Government of Ireland Act 1920.	Ext. ... .. Ext. ( <i>prosp.</i> ) ... .. S. 4(1) mod. ... ..	27, s. 6. 63, s. 18(2). 68, s. 4(3)(b). 71, s. 63(1). 68, s. 2(5).

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10 & 11 Geo. 5: c. 67— <i>cont.</i>	Government of Ireland Act 1920— <i>cont.</i>	S. 4(1) para. (3) am. ( <i>retrosp.</i> ). S. 4(4) mod. ... ..  S. 6 mod. ... ..  S. 6 mod. ( <i>prosp.</i> ) S. 8 excl. ( <i>temp.</i> ) ... .. S. 22(1) ext. ... ..  S. 56 rep. ... ..	10, s. 1.  68, s. 2(5). 6, s. 4(2). 14, s. 3(2). 38, s. 5(3). 57, s. 7(1)(b). 60, s. 33(2). 65, s. 18. 75, s. 5(2). 18, s. 48(2). 33, s. 10(2). 36, s. 2(2)(b). 22, s. 1(1). 41, ss. 1(4), 52 (11), sch. 7 para. 2(3). 11, ss. 27(1), 29 (4), sch. 8.
11 & 12 Geo. 5: c. 20 ... .. c. 35 ... .. c. 58 ... ..	Tithe Annuities Apportionment Act 1921. Corn Sales Act 1921 ... Trusts (Scotland) Act 1921.	S. 1 (Land Charges) (29.1.1973). S. 1 rep. ... .. S. 4 am. ... ..	61, s. 2(2)(b), sch. 2 para. 1(b). 62, ss. 17(1), 26 (3), sch. 6. 43, s. 1(4), sch. para. 2(2).
12 & 13 Geo. 5: c. 11 ... ..  c. 16 ... .. c. 22 ... .. c. 35 ... ..  c. 51 ... ..  c. 55 ... ..	Juries Act 1922 ... ..  Law of Property Act 1922 Summer Time Act 1922 Celluloid & Cinematograph Film Act 1922.  Allotments Act 1922 ... ..  Constabulary (Ireland) Act 1922.	Rep. ( <i>prosp.</i> ) ... .. S. 1(6) proviso rep. ( <i>prosp.</i> ). S. 137 ext. (29.1.1973) ... Rep. ... .. S. 9 definition of "local authority" am. (E.) ( <i>prosp.</i> ) S. 11(3) rep. ( <i>prosp.</i> ) ... .. Ss. 8(2) rep. in pt. ( <i>prosp.</i> ), 14 rep. ( <i>prosp.</i> ), 20 rep. in pt. ( <i>prosp.</i> ). S. 1(5) am. ... ..	71, s. 64(2), sch. 6 Pt. I. 70, s. 272(1), sch. 30. 61, s. 15(2). 6, s. 6(3). 70, s. 251(2), sch. 29 para. 15. 70, s. 272(1), sch. 30. 70, s. 272(1), sch. 30. 11, s. 29(1), sch. 6 para. 5.
13 Geo. 5 Sess. 2: c. 2 ... ..	Irish Free State (Consequential Provisions) Act 1922.	Sch. 1 para 7(1) rep. ...	11, ss. 27(1), 29 (4), sch. 8.
13 & 14 Geo. 5: c. 16 ... ..	Salmon and Freshwater Fisheries Act 1923.	Am. ... .. S. 1 am. ... .. S. 1(1) subst. ... .. S. 1(2) rep. in pt. ...	37, ss. 12(4)–(7), 14(3). 37, s. 12, sch. 2 Pt. I. 37, s. 1(1). 37, s. 16(3), sch. 3 Pt. I.

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13 & 14 Geo. 5: c. 16— <i>cont.</i>	Salmon and Freshwater Fisheries Act 1923 — <i>cont.</i>	<p>S. 1(3) definitions of “crossline”, “setline” added.</p> <p>S. 1(4) am. ... .. 37, s. 1(3).</p> <p>Ss. 2(2), 3(2), 4(2), 6(2), 7(2) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 8 am. ... .. 37, s. 12, sch. 2 Pt. I.</p> <p>Ss. 8(1), 9(3) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 9(3) am. ... .. 37, s. 12, sch. 2 Pt. I.</p> <p>Ss. 9(4) rep., 11(3), 12(2), 13(2) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 14(1) am. ... .. 37, s. 2(1), (2).</p> <p>Ss. 14(2), 15(2), 17(2), 18(2) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 19(1) am. . . . . 37, s. 2(1)–(3).</p> <p>S. 19(2), (4) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 19(6) rep. ... .. 37, ss. 2(3), 16(3), sch. 3 Pt. I.</p> <p>S. 20 am. ... .. 37, s. 2(1), (2).</p> <p>S. 20(4) rep. in pt. ... 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 21(1) am. ... .. 37, s. 2(4).</p> <p>Ss. 22(1)–(3), 23(4), 24(5) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 26 am. ... .. 37, s. 12, sch. 2 Pt. I.</p> <p>S. 26(2) rep. in pt. ... 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 26(3)–(5) rep. (<i>prosp.</i>) 37, ss. 3(3), 16(3), sch. 3 Pt. II.</p> <p>S. 27 am. ... .. 37, s. 12, sch. 2 Pt. I.</p> <p>S. 27(2) rep. in pt. ... 37, s. 16(3), sch. 3.</p> <p>S. 27(3) rep. (<i>prosp.</i>) ... 37, ss. 3(3), 16(3), sch. 3 Pt. II.</p> <p>Ss. 28(2), 29, 30(2) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 30(3)(<i>d</i>) rep. in pt. ... 37, ss. 3(5), 16(3), sch. 3 Pt. I.</p> <p>S. 31 am. ... .. 37, s. 12, sch. 2 Pt. I.</p> <p>S. 31(2) rep. in pt. ... 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 31(3)–(5) rep. (<i>prosp.</i>) 37, ss. 3(3), 16(3), sch. 3 Pt. II.</p> <p>S. 32(1) rep. in pt. ... 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 32(1A)(<i>d</i>) rep. in pt. 37, ss. 3(5), 16(3), sch. 3 Pt. I.</p> <p>Ss. 33(4), 34(3) rep. in pt. 37, s. 16(3), sch. 3 Pt. I.</p> <p>S. 35 rep. ... .. 37, ss. 4(2), 16(3), sch. 3 Pt. I.</p> <p>S. 35(1)(2) superseded ... 37, s. 4(2).</p>	<p>37, s. 1(2).</p>

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13 & 14 Geo. 5: c. 16— <i>cont.</i>	Salmon and Freshwater Fisheries Act 1923 — <i>cont.</i>	<p>S. 36 am. ... ..</p> <p>Ss. 36(2), 37 rep. in pt., 38(1)(f) and proviso, (4) rep., 59(1) rep. in pt.</p> <p>S. 59(1)(a)–(d) am. (<i>prosp.</i>).</p> <p>S. 59(1)(bb) added ...</p> <p>S. 59(1)(e) am. ... ..</p> <p>S. 59(1)(f) subst. ... ..</p> <p>S. 59(1)(g) subst. ... ..</p> <p>S. 59(3) rep. in pt. ... ..</p> <p>Pt. VII (ss. 61–65) superseded.</p> <p>Ss. 61, 62 rep. (saving) ...</p> <p>Ss. 63–65 rep. ... ..</p> <p>S. 67(1)(b)(c) subst. ...</p> <p>S. 67(2) am. ... ..</p> <p>Ss. 68–70 am. ... ..</p> <p>S. 70 rep. in pt. ... ..</p> <p>am. ... ..</p> <p>Ss. 70, 71 ext. ... ..</p> <p>S. 74 rep. and superseded</p> <p>S. 75(2) rep. ... ..</p> <p>S. 81(1) appl. ... ..</p> <p>S. 82 am. ... ..</p> <p>Ss. 83 proviso, 88 rep., 92 definitions of “fresh-water fish” rep. in pt., “licensee” rep., 93(2) proviso rep. in pt.</p>	<p>37, s. 12, sch. 2 Pt. I.</p> <p>37, s. 16(3), sch. 3 Pt. I.</p> <p>37, s. 3.</p> <p>37, s. 3(4).</p> <p>37, s. 4(1).</p> <p>37, s. 5(2).</p> <p>37, s. 5(3).</p> <p>37, s. 16(3), sch. 3 Pt. I.</p> <p>37, ss. 6–9.</p> <p>37, s. 16(3)(4), sch. 3 Pt. I.</p> <p>37, s. 16(3), sch. 3 Pt. I.</p> <p>37, s. 11(1).</p> <p>37, s. 11(2).</p> <p>37, s. 11(3).</p> <p>37, ss. 11(4), 16(3), sch. 3 Pt. I.</p> <p>37, s. 11(4).</p> <p>37, s. 11(5).</p> <p>37, ss. 12(1), 16(3), sch. 3 Pt. I.</p> <p>37, s. 16(3), sch. 3 Pt. I.</p> <p>37, s. 6(9), sch. 1 para. 18.</p> <p>37, s. 15(1).</p> <p>37, s. 16(3), sch. 3 Pt. I.</p>
c. 18 ... ..	War Memorials (Local Authorities Powers) Act 1923.	S. 2 rep. ( <i>prosp.</i> ) ...	70, ss. 251(2), 272(1), sch. 29 para. 45, sch. 30.
c. 24 ... ..	Housing, &c. Act 1923	<p>S. 1 rep. ... ..</p> <p>S. 6 rep. (E.) ... ..</p>	<p>46, s. 79(3), sch. 11 Pt. III.</p> <p>47, s. 108(4), sch. 11 Pt. III.</p>
C.A.M.: No. 3 ... ..	Ecclesiastical Dilapidations Measure 1923.	Rep. (except s. 52) (saving) ( <i>prosp.</i> ).	G.S.M. No. 2, s. 35, sch. 2.
15 & 16 Geo. 5: c. 19 ... .. c. 20 ... ..	Trustee Act 1925 ... Law of Property Act 1925	<p>Ext. (<i>prosp.</i>) ... ..</p> <p>S. 84 excl. ... ..</p> <p>S. 97 am. (29.1.1973) ...</p>	<p>70, s. 146(1)(c).</p> <p>43, s. 1(4), sch. para. 6.</p> <p>61, s. 18(1), sch. 3 para. 1.</p>



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15 & 16 Geo. 5: c. 20— <i>cont.</i>	Law of Property Act 1925— <i>cont.</i>	S. 193 saved ... S. 193(1) am. ( <i>prosp.</i> ) ... Ss. 193(1) proviso (d)(ii), 194(2)(3) proviso (b) rep. in pt. ( <i>prosp.</i> ).	20, s. 36(4). 70, s. 189(4). 70, s. 272(1), sch. 30.
c. 21 ...	Land Registration Act 1925.	S. 100(5) am. ( <i>prosp.</i> ) ... S. 120(4)(5) rep. ( <i>prosp.</i> )  S. 120(7) rep. in pt. ( <i>prosp.</i> ).	70, s. 251(2), sch. 29 para. 26(1). 70, ss. 251(2), 272(1), sch. 29 para. 26(2), sch. 30. 70, s. 272(1), sch. 30.
c. 22 ...	Land Charges Act 1925	Ext. ... Reprinted as am. (29.1.1973). Ss. 1-14 (except s. 10(6)) rep. (29.1.1973). S. 15 (1 A) added (29.1.1973). S. 15(6) rep. (29.1.1973)  S. 15(7A)(7B) added (29.1.1973). Ss. 16(2), 17 rep. (29.1.1973). S. 19 ext. ( <i>prosp.</i> ) ... S. 19(1)(a)(b) replaced (29.1.1973). Ss. 19(2), 20 para. (1) rep. (29.1.1973). S. 20 para. (2) subst. (29.1.1973). para. (3) rep. (29.1.1973). para. (4) subst. (29.1.1973). Ss. 20 paras. (5) (7) rep. (29.1.1973), (10) rep. in pt. (29.1.1973), (11) (13), 21-23, 24 para. (b) rep. (29.1.1973).	43, s. 1(4), sch. para. 3. 61, s. 18(2), sch. 4. 61, s. 18, sch. 5. 61, s. 18(1), sch. 3 para. 2. 61, s. 18, sch. 3 para. 3, sch. 5. 61, s. 18(1), sch. 3 para. 4. 61, s. 18, sch. 5. 70, s. 212(4). 61, s. 18(1), sch. 3 para. 5. 61, s. 18, sch. 5. 61, s. 18(1), sch. 3 para. 6(a). 61, s. 18, sch. 5. 61, s. 18(1), sch. 3 para. 6(b). 61, s. 18, sch. 5.
c. 23 ...	Administration of Estates Act 1925.	S. 46(1) am. ...	S.I. No. 916.
c. 49 ...	Supreme Court of Judicature (Consolidation) Act 1925.	S. 99 saved ... S. 101 excl. ... S. 118(1) am. ...  S. 128(1) proviso (i) am.  S. 128A(1) am. ...  rep. in pt. ...	30, s. 2(8). 30, s. 2(8). 11, s. 29(1), sch. 6 para. 6. 11, s. 29(1), sch. 6 para. 7. 11, s. 29(1), sch. 6 para. 8. 11, s. 29(1)(4), sch. 6 para. 8, sch. 8.

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15 & 16 Geo. 5: — <i>cont.</i> c. 50 ... ..	Theatrical Employers Registration Act 1925.	S. 6(2) am. (E.) ... .. S. 13 definition of "registration authority" am. (E.) ( <i>prosp.</i> ). Ss. 3(4), 12 rep. ( <i>prosp.</i> )	71, s. 64(1), sch. 5. 70, s. 204(6).
c. 61 ... ..	Allotments Act 1925 ...	Ss. 3(4), 12 rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 64 ... ..	Summer Time Act 1925	Rep. ... ..	6, s. 6(3).
c. 71 ... ..	Public Health Act 1925...	Ext. ( <i>prosp.</i> ) ... ..	70, s. 180(2), sch. 14 para. 23.
		Ss. 1(4), 2(2), 3-5 rep. ( <i>prosp.</i> ). S. 16(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 16(2) rep. ( <i>prosp.</i> ) ...	70, ss. 180(2), 272(1), sch. 14 para. 33, sch. 30.
		Ss. 17-19 saved ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		excl. (Greater London) ( <i>prosp.</i> ). Power to appl. (mod.) ( <i>prosp.</i> ). Ss. 18(5), 19(3), 70 rep. ( <i>prosp.</i> ). S. 75 excl. (Greater London) ( <i>prosp.</i> ). S. 75(2) proviso, (4) rep. ( <i>prosp.</i> ). S. 76 saved ( <i>prosp.</i> ) ...	70, s. 180(2), sch. 14 para. 24(e). 70, s. 180(2), sch. 14 para. 26(d). 70, s. 180(2), sch. 14 para. 25. 70, s. 272(1), sch. 30. 70, s. 180(2), sch. 14 para. 26(d). 70, s. 272(1), sch. 30.
		Power to apply (mod.) ( <i>prosp.</i> ). excl. (Greater London) ( <i>prosp.</i> ). Schs. 2, 3 rep. ( <i>prosp.</i> ) ...	70, s. 180(2), sch. 14 para. 24(e). 70, s. 180(2), sch. 14 para. 25. 70, s. 180(2), sch. 14 para. 26(d). 70, s. 272(1), sch. 30.
c. 73 ... ..	National Library of Scotland Act 1925.	S. 14 rep. ... ..	11, s. 29(4), sch. 8.
c. 86 ... ..	Criminal Justice Act 1925	S. 33 ext. ... ..	74, s. 5(5).
c. 90 ... ..	Rating and Valuation Act 1925.	S. 2(7) am. ( <i>prosp.</i> ) ...	70, s. 172, sch. 13 para. 23.
		Ss. 9(1), 10, 48, 49, 52, 54, sch. 6 rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
16 & 17 Geo. 5:			
c. 11 ... ..	Law of Property (Amendment) Act 1926.	S. 4 rep. (29.1.1973), sch. rep. in pt. (29.1.1973).	61, s. 18, sch. 5.
c. 31 ... ..	Home Counties (Music and Dancing) Licensing Act 1926.	S. 2 am. ( <i>prosp.</i> ) ... .. S. 3 appl. (mod.) ( <i>prosp.</i> )	70, s. 204(7). 70, s. 204(5), sch. 25 para. 12.
		S. 3(6) rep. in pt. ( <i>prosp.</i> )	70, ss. 251(2), 272(1), sch. 29 para. 27(1), sch. 30.
		Ss. 3(14), 4 rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		Sch. 1 am. ( <i>prosp.</i> ) ...	70, s. 204(7).

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16 & 17 Geo. 5: — <i>cont.</i>			
c. 36 ... ..	Parks Regulation (Amendment) Act 1926.	S. 2 am. ... ..	20, s. 203(2).
c. 52 ... ..	Small Holdings and Allotments Act 1926.	S. 4 am. ( <i>prosp.</i> ) ... S. 9 rep. in pt. ( <i>prosp.</i> )...	70, s. 251(2), sch. 29 para. 11. 70, s. 272(1), sch. 30.
c. 56 ... ..	Housing (Rural Workers) Act 1926.	Rep. (S.) ... .. Rep (E.) ... ..	46, ss. 70, 79(3), sch. 8 para. 9, sch. 11 Pt. IV. 47, ss. 100, 108(4) sch. 8 para. 2 Table D, sch. 11, Pt. IV.
c. 59 ... ..	Coroners (Amendment) Act 1926.	S. 1(1)(2) rep. in pt. ( <i>prosp.</i> ). S. 2 ext. ... .. Ss. 2 rep. in pt. ( <i>prosp.</i> ), 3, 4 rep. ( <i>prosp.</i> ), 5(1) rep. in pt., (4) rep. ( <i>prosp.</i> ) 7 rep. in pt. ( <i>prosp.</i> ). S. 8 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30. 70, s. 220(4). 70, s. 272(1), sch. 30.
c. 60 ... ..	Legitimacy Act 1926 ...	Ss. 10, 11(1) rep. in pt. ( <i>prosp.</i> ). S. 12 am. ... .. S. 12(4) rep. in pt. ( <i>prosp.</i> ). S. 20 am. ... .. Ss. 32, 33 rep. ( <i>prosp.</i> ) ...	70, ss. 220(5)(d), 272(1), sch. 30. 70, s. 272(1), sch. 30. 70, s. 220(4). 70, s. 272(1), sch. 30. 20, s. 1(2). 70, s. 272(1), sch. 30.
c. 60 ... ..	Legitimacy Act 1926 ...	Sch. para. 6 rep. in pt. ( <i>prosp.</i> )..	71, s. 64(2), sch. 6 Pt. II.
17 & 18 Geo. 5:			
c. 21 ... ..	Moneylenders Act 1927	S. 11(1) proviso, (2) rep. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 35 ... ..	Sheriff Courts and Legal Officers (Scotland) Act 1927.	S. 1(3) am. ... .. S. 6 am. ... .. S. 7(2) am. ... .. S. 7(4) rep. ... ..	11, s. 29(1), sch. 6 para. 9. 11, s. 29(1), sch. 6 para. 10. 11, s. 29(1), sch. 6 para. 11. 11, s. 29(4), sch. 8.
c. 36 ... ..	Landlord and Tenant Act 1927.	Sch. 1 para. (7) (Land Charges) (29.1.1973).	61, s. 2(2)(b), sch. 2, para. 1(c).
18 & 19 Geo. 5:			
c. 13 ... ..	Currency and Bank Notes Act 1928.	S. 6(4) rep. ... ..	41, s. 134(7), sch. 28 Pt. XI.
c. 17 ... ..	Finance Act 1928 ...	S. 6 am. ... ..	41, s. 56(3).
c. 19 ... ..	Agricultural Produce (Grading and Marking) Act 1928.	S. 4 restr. (Wales) (1.4.1974). Ss. 4(1)(2)(bb)(c), 5 rep. in pt. (E.) ( <i>prosp.</i> ). S. 5 restr. (Wales) (1.4.1974). excl. (Wales) (1.4.1974).	70, s. 200(1). 70, s. 272(1), sch. 30. 70, s. 200(1). 70, s. 200(7).

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18 & 18 Geo. 5: —cont. c. 29 ... ..	Slaughter of Animals (Scotland) Act 1928.	S. 1 subst. ... .. Ss. 2(1A) added, 4 am., (2) added. Ss. 5, 6, 9, 10 rep. ...	62, s. 7(1). 62, s. 7(2), sch. 2. 62, ss. 7(2), 26(3), schs. 2, 6.
c. 32 ... ..	Petroleum (Consolidation) Act 1928.	S. 2(1)(c) am. (E.) (prosp.).	70, s. 251(2), sch. 29 para. 32.
c. 43 ... ..	Agricultural Credits Act 1928.	S. 9(7), sch. added (29.1.1973).	61, s. 18(1), sch. 3 para. 7.
19 & 20 Geo. 5: c. 17 ... ..	Local Government Act 1929.	Ext. ... .. Ss. 30(2)(3), 31(5) rep. (prosp.). S. 79(1) rep. (prosp.) ...  Ss. 117(3)(5)-(7), 134 definition of "county bridge", sch. 1 rep. (prosp.).	70, s. 250(6). 70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. I. 70, s. 272(1), sch. 30.
C.A.M.: No. 3 ... ..	Ecclesiastical Dilapidations (Amendment) Measure 1929.	Rep. (except s. 18) (prosp.).	G.S.M. No. 2, s. 35, sch. 2.
20 & 21 Geo. 5: c. 25 ... ..	Third Parties (Rights Against Insurers) Act 1930.	Excl. ... ..	20, s. 150(1).
c. 39 ... ..	Housing Act 1930 ...	S. 26 rep. ... ..	47, s. 108(4), sch. 11 Pt. III.
c. 40 ... ..	Housing (Scotland) Act 1930.	Rep. ... ..	46, s. 79(3), sch. 11 Pt. III.
c. 43 ... ..	Road Traffic Act 1930	Ss. 107(1)(a), (2)(a), (3) residue rep. (E.) (prosp.), 108(1) rep. in pt. (E.) (prosp.).	70, s. 272(1), sch. 30.
c. 44 ... ..	Land Drainage Act 1930	Ss. 2(2), 3(2) rep. in pt. (prosp.). S. 3(2) am. (prosp.) ...  Ss. 3(3), 4(2), 6(4) rep. in pt. (prosp.). S. 9(5) (Land Charges) (29.1.1973). Ss. 10(4), 12(1), 18, 20(1)(b), (4), 21(5)(b), 22(1)(2)(4) rep. in pt. (prosp.), 23(2) rep. (prosp.). S. 32(2) am. (prosp.) ...  S. 38(2) rep. in pt. (prosp.).  S. 38(3) added (prosp.)	70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 24(1). 70, s. 272(1), sch. 30. 61, s. 2(2)(b), sch. 2 para. 1(d). 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 24(2). 70, ss. 251(2), 272(1), sch. 29 para. 24(3), sch. 30. 70, s. 251(2), sch. 29 para. 24(3).

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20 & 25 Geo. 5: c. 44— <i>cont.</i>	Land Drainage Act 1930 — <i>cont.</i>	S. 47(2) am. ( <i>prosp.</i> ) ... Ss. 49(1)(5), 50(1)(2)(4), 51(1), 53(1)(2) rep. in pt. ( <i>prosp.</i> ), (3)(4) rep. ( <i>prosp.</i> ), 54 rep. in pt. ( <i>prosp.</i> ). S. 61(1)(e) am. ... Ss. 79(8), 80(7) rep. ... S. 80(7) am. (Catchment Board) ( <i>retrosp.</i> ). Sch. 2 para. 1 rep. in pt. ( <i>prosp.</i> ). Ss. 4(2), rep. in pt. (E.) ( <i>prosp.</i> ), 9 paras. (c) rep. in pt. ( <i>prosp.</i> ), (d) rep. ( <i>prosp.</i> ).	70, s. 251(2), sch. 29 para. 24(4). 70, s. 272(1), sch. 30. 60, s. 49(1), sch. 6 para. 1. 11, s. 29(4), sch. 8. 11, s. 20. 70, s. 272(1), sch. 30. 70, s. 272(1), sch. 30.
c. 51 ...	Reservoirs (Safety Provisions) Act 1930.	Ss. 4(2), rep. in pt. (E.) ( <i>prosp.</i> ), 9 paras. (c) rep. in pt. ( <i>prosp.</i> ), (d) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
21 & 22 Geo. 5: c. 16 ...	Ancient Monuments Act 1931.	S. 6(2A) added ... S. 11 rep. in pt. ( <i>prosp.</i> ), sch. 1 para. 8 rep. (E.) ( <i>prosp.</i> ). Rep. (E.) ( <i>prosp.</i> ) ...	43, s. 2. 70, s. 272(1), sch. 30.
c. 17 ...	Local Authorities (Publicity) Act 1931.	Rep. (E.) ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 28 ...	Finance Act 1931 ...	S. 28(6), sch. 2 para. (viii) am. S. 40(1)(a)(2) rep. (22.3.1972).	52, s. 276(1), sch. 21 Pt. II. 41, ss. 121, 134(7), sch. 26 para. 27, sch. 28 Pt. VII.
c. 39 ...	Housing (Rural Authorities) Act 1931.	Rep. (S.) ...	46, s. 79(3), sch. 11 Pt. III.
c. 41 ...	Agricultural Land (Utilisation) Act 1931.	Ss. 11(3), 14(1) rep. in pt. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 43 ...	Improvement of Livestock (Licensing of Bulls) Act 1931.	Power to susp. ... S. 2(2) am. ... Ss. 3(1) rep. in pt., (3)(4) rep., (5)(a) rep. in pt., 4(1)(a) rep. S. 5(2) am. ... S. 6(2)(b) rep., (4)(a) (i) rep. in pt. S. 11 am. ...	62, s. 8(4), sch. 3 para. 3(1). 62, s. 8(4), sch. 3 para. 1(3). 62, s. 8(3). 62, s. 8(4), sch. 3 para. 2. 62, s. 8(3). 62, s. 8(4), sch. 3 para. 1(1).
22 & 23 Geo. 5: c. 34 ...	British Museum Act 1932	S. 1(1)(2) am. ( <i>prosp.</i> ) ...	54, s. 4(1)(a)(b).
c. 51 ...	Sunday Entertainments Act 1932.	S. 1(1) rep. in pt. ... S. 1(4) rep. in pt., (5) rep. S. 2 am. ... S. 5 definition of "Prescribed percentage", sch. rep.	19, ss. 1, 4, sch. 19, s. 4, sch. 19, s. 4, sch. 19, s. 3. 19, s. 4, sch.

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23 & 24 Geo. 5: c. 12 ... ..	Children and Young Persons Act 1933.	S. 18(1)(a), (2)(a)(i) subst. S. 55(1) am. ... ..	44, s. 1(2). 71, s. 64(1), sch. 5.
c. 13 ... ..	Foreign Judgments (Reciprocal Enforcement) Act 1933.	Pt. I (ss. 1-7) appl. (prosp.).	33, s. 5(1)(3).
c. 16 ... ..	Housing (Financial Provisions) (Scotland) Act 1933.	S. 4(2)(3) excl. (prosp.)... Rep. ... ..	33, s. 5(2). 46, s. 79(3), sch. 11 Pt. III.
c. 20 ... ..	False Oaths (Scotland) Act 1933.	S. 1 am. ... ..	68, s. 11(1).
c. 25 ... ..	Pharmacy and Poisons Act 1933.	Pts. II (ss. 15-22), III (ss. 23-31) rep. (prosp.). S. 27 rep. in pt. (E.) (prosp.). S. 29 definition of "Local authority" rep. in pt. (E.) (prosp.). Sch. 2 rep. (prosp.) ... ..	66, s. 12(1), sch. 2. 70, s. 272(1), sch. 30. 70, ss. 251(2), 272(1), sch. 29 para 33, sch. 30. 66, s. 12(1), sch. 2.
c. 41 ... ..	Administration of Justice (Scotland) Act 1933.	S. 16 am. (prosp.) ... .. S. 28 am. ... .. S. 29 rep. ... ..	59, s. 1(3). 11, s. 29(1), sch. 6 para. 12. 11, s. 29(4), sch. 8.
c. 51 ... ..	Local Government Act 1933.	Rep. (prosp.) ... .. S. 286(1) excl. ... .. S. 290(2)-(5) appl. ... .. S. 292 saved ... ..	70, s. 272(1), sch. 30. 47, s. 96(2). 52, s. 47(7), sch. 9 para. 14(2). 47, s. 103(1).
24 & 25 Geo. 5: c. 22 ... ..	Assessor of Public Undertakings (Scotland) Act 1934.	S. 2 subst. ... .. S. 3 am. ... ..	11, s. 29(1), sch. 6 para. 13. 11, s. 29(1), sch. 6 para. 14.
c. 36 ... ..	Petroleum (Production) Act 1934.	S. 2 saved ... .. S. 4 proviso subst. ... ..	60, s. 29(11). 60, s. 49(1), sch. 6 para. 2.
c. 53 ... ..	County Courts Act 1934.	S. 21(1) am. ... ..	11, s. 29(1), sch. 6 para. 15.
c. 56 ... ..	Incitement to Disaffection Act 1934.	S. 2(4) am. (E.) ... ..	71, s. 64(1), sch. 5.
25 & 26 Geo. 5: c. 21 ... ..	Northern Ireland Land Purchase (Winding Up) Act 1935.	S. 6(3) rep. in pt. ... ..	11, s. 29(4), sch. 8.
c. 30 ... ..	Law Reform (Married Women and Tortfeasors) Act 1935.	S. 6(1)(a) excl. (prosp.)... ..	33, s. 6(2).
c. 40 ... ..	Housing Act 1935 ... ..	S. 27 rep. ... .. Ss. 37-39 rep. ... ..	47, s. 108(4), sch. 11 Pt. III. 47, ss. 100, 108(4), sch. 8 para. 2 Table D, sch. 11 Pt. IV.

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25 & 26 Geo. 5: — <i>cont.</i>			
c. 41 ... ..	Housing (Scotland) Act 1935.	Ss. 30, 32 rep. ... .. S. 34 rep. ... ..	46, s. 79(3), sch. 11 Pt. III. 46, s. 79(3), sch. 11 Pt. IV.
c. 42 ... ..	Government of India Act 1935.	Ss. 281, 282 rep. ... ..	11, s. 29(4), sch. 8.
c. 43 ... ..	Salmon and Freshwater Fisheries Act 1935.	Ss. 1 rep. in pt. 2 rep....	37, s. 16(3), sch. 3 Pt. III.
26 Geo. 5 & 1 Edw. 8:			
c. 26 ... ..	Land Registration Act 1936.	S. 7(a) am. ... ..	11, s. 29(1), sch. 6 para. 16.
c. 43 ... ..	Tithe Act 1936 ... ..	S. 3 excl. (29.1.1973) ... S. 13(10) rep. (29.1.1973) S. 30(1) (Land Charges) (29.1.1973).	61, s. 2(9). 61, s. 18, sch. 5. 61, s. 2(2)(b), sch. 2 para. 1(e).
c. 48 ... ..	Health Resorts and Watering Places Act 1936.	Rep. (E.) ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 49 ... ..	Public Health Act 1936...	Ext. in pt. ( <i>prosp.</i> ) ... .. Am. ( <i>prosp.</i> ) ... .. S. 1 subst. ( <i>prosp.</i> ) ... .. Ss. 3(2) proviso, (3), 4(1) proviso, (2) rep. ( <i>prosp.</i> ). S. 6 ext. (mod.) ( <i>prosp.</i> ) S. 7 ext. (1.4.1974) ... .. S. 7(1) proviso rep. ( <i>prosp.</i> ). Ss. 7(2), 8, 11-13 rep. ( <i>prosp.</i> ). S. 15 ext. ( <i>prosp.</i> ) ... .. S. 15(4) am. ( <i>prosp.</i> ) ... .. S. 16 ext. ( <i>prosp.</i> ) ... .. Ss. 41, 46 appl. ( <i>prosp.</i> ) Ss. 70(1)(a)(b), 71(b) rep. ( <i>prosp.</i> ). Ss. 74(2), 76(1) am. ( <i>prosp.</i> ). S. 76(3) mod. ( <i>prosp.</i> ) ... .. S. 77(2)(b) rep. in pt. ( <i>prosp.</i> ). Ss. 79, 80 appl. ( <i>prosp.</i> )...	70, s. 180(3). 70, s. 180(2), sch. 14 para. 2. 70, s. 180(2), sch. 14 para. 1. 70, s. 272(1), sch. 30. 70, s. 214(7), sch. 26 para. 3. 70, s. 181(8). 70, ss. 180(2), 272(1), sch. 14 para. 3, sch. 30. 70, s. 272(1), sch. 30. 70, s. 214(7), sch. 26 para. 10. 70, s. 181(10), sch. 15 para. 1. 70, s. 214(7), sch. 26 para. 10. 70, s. 180(2), sch. 14 para. 4. 70, s. 272(1), sch. 30. 70, s. 180(2), sch. 14 paras. 5(1)(2), 7. 70, s. 180(2), sch. 14 paras. 5(1)(b), 7. 70, ss. 180(2), 272(1), sch. 14 para. 8, sch. 30. 70, s. 180(2), sch. 14 para. 4.

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26 Geo. 5 & 1 Edw. 8: c. 49— <i>cont.</i>	Public Health Act 1936— <i>cont.</i>	<p>S. 87(1)(2) subst. (<i>prosp.</i>), (3) am. (<i>prosp.</i>)</p> <p>S. 88 am. (<i>prosp.</i>) ...</p> <p>S. 107(1) definition of "offensive trade" subst. (<i>prosp.</i>)</p> <p>Ss. 107(1)(2), 108 appl. (<i>prosp.</i>)</p> <p>S. 108(1) rep. in pt. (<i>prosp.</i>)</p> <p>S. 126(4) rep. in pt. (<i>prosp.</i>)</p> <p>S. 152(1) am. (<i>prosp.</i>) ...</p> <p>S. 153(2) am. (<i>prosp.</i>) ...</p> <p>Ss. 157, 158(1) am. (<i>prosp.</i>)</p> <p>S. 160(3) am. (<i>prosp.</i>) ...</p> <p>S. 162(1) am. (<i>prosp.</i>) ...</p> <p>S. 163(1) am. (<i>prosp.</i>) ...</p> <p>S. 179 am. (<i>prosp.</i>) ...</p> <p>Ss. 187(2), 196(1) rep. in pt. (<i>prosp.</i>)</p> <p>S. 203 am. (<i>prosp.</i>) ...</p> <p>Pt. VIII (ss. 221–234) am. (<i>prosp.</i>)</p> <p>S. 230(1) rep. (<i>prosp.</i>) ...</p> <p>S. 242 am. (<i>prosp.</i>) ...</p> <p>Ss. 263, 264 appl. (<i>prosp.</i>)</p> <p>Ss. 272, 273 rep. (<i>prosp.</i>)</p> <p>S. 276(1)(c) am. (<i>prosp.</i>)</p> <p>S. 278 am. (<i>prosp.</i>) ...</p> <p>S. 287 ext. ...</p> <p>S. 291(3) proviso am. (<i>prosp.</i>)</p> <p>Ss. 306, 308 rep. (<i>prosp.</i>)</p> <p>S. 310 saved (<i>prosp.</i>) ...</p> <p>S. 320 rep. (<i>prosp.</i>) ...</p>	<p>70, s. 180(2), sch. 14 para. 9.</p> <p>70, s. 180(2), sch. 14 para. 10.</p> <p>70, s. 180(2), sch. 14 para. 11.</p> <p>70, s. 180(2), sch. 14 para. 4.</p> <p>70, ss. 180(2), 272(1), sch. 14 para. 12, sch. 30.</p> <p>70, ss. 181(10), 272(1), sch. 15 para. 2, sch. 30.</p> <p>70, s. 180(2), sch. 14 para. 13.</p> <p>70, s. 180(2), sch. 14 para. 14.</p> <p>70, s. 180(2), sch. 14 para. 13.</p> <p>70, s. 180(2), sch. 14 para. 14.</p> <p>70, s. 180(2), sch. 14 para. 15.</p> <p>70, s. 180(2), sch. 14 para. 13.</p> <p>70, s. 180(2), sch. 14 para. 16.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 180(2), sch. 14 para. 17.</p> <p>70, s. 180(2), sch. 14 para. 18.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 180(2), sch. 14 para. 14.</p> <p>70, s. 180(2), sch. 14 para. 4.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 180(2), sch. 14 para. 19.</p> <p>70, s. 180(2), sch. 14 para. 20.</p> <p>21, s. 5(2).</p> <p>70, s. 171.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 172, sch. 13 para. 21.</p> <p>70, s. 272(1), sch. 30.</p>



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26 Geo. 5 & 1 Edw. 8: c. 49— <i>cont.</i>	Public Health Act 1936— <i>cont.</i>	S. 321 rep. ( <i>prosp.</i> ) ...	70, ss. 180(2), 272(1), sch. 14 para. 21, sch. 30.
		S. 343 definition of “contributory place” subst. ( <i>prosp.</i> ).	70, s. 180(2), sch. 14 para. 22.
		Sch. 1 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 52 ... ..	Private Legislation Procedure (Scotland) Act 1936.	Power to apply ... ..	52, s. 268(1).
1 Edw. 8 & 1 Geo. 6: c. 5 ... ..	Trunk Roads Act 1936...	S. 3(1) rep. (E.) ( <i>prosp.</i> ), (2) rep. in pt. (E.) ( <i>prosp.</i> ).	70, ss. 188(7), 272(1), sch. 21 para. 96(1)(2), sch. 30.
		S. 3(3) am. (E.) ( <i>prosp.</i> )	70, s. 188(7), sch. 21 para. 96(3).
		S. 6(8) saved ... ..	52, s. 242(1).
		S. 13(1) definitions of “Borough”, “County”, “Local authority”, sch. 3 Pt. I rep. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 6 ... ..	Public Order Act 1936...	S. 9(1) definition of “Public place” subst.	71, ss. 33, 66(7) (a).
c. 28 ... ..	Harbours, Piers and Ferries (Scotland) Act 1937.	S. 7(1) am. ... ..	29, s. 1(1).
		S. 7(3)—(5) added ... ..	29, s. 1(2).
c. 32 ... ..	Civil List Act 1937 ...	Ss. 3, 4(2) am. ... ..	7, s. 2(1)(2).
		Power to am.	7, s. 6(1).
c. 37 ... ..	Children and Young Persons (Scotland) Act 1937.	S. 28(1)(a), (2)(a)(i) subst.	44, s. 1(2).
c. 46 ... ..	Physical Training and Recreation Act 1937.	S. 4(2) rep. ( <i>prosp.</i> ), (3) rep. in pt. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 54 ... ..	Finance Act 1937 ...	S. 31 rep. (22.3.1972) ...	41, ss. 121, 134(7), sch. 26 para. 27, sch. 28 Pt. VII.
c. 68 ... ..	Local Government Superannuation Act 1937.	Residue rep. ... ..	11, s. 29(4), sch. 8.
c. 69 ... ..	Local Government Superannuation (Scotland) Act 1937.	Residue rep. ... ..	11, s. 29(4), sch. 8.
c. 70 ... ..	Agriculture Act 1937 ...	S. 26 rep. ... ..	11, s. 29(4), sch. 8.
1 & 2 Geo. 6: c. 6 ... ..	Air-Raid Precautions Act 1937.	Ss. 1(2) rep. in pt. (E.) ( <i>prosp.</i> ), (3) rep. in pt. ( <i>prosp.</i> ), 4(1) rep. in pt. (E.) ( <i>prosp.</i> ), 5 rep. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.

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1 & 2 Geo. 6: — <i>cont.</i>			
c. 13 ... ..	Superannuation (Various Services) Act 1938.	S. 1 rep. ... .. Sch. Pt. I am. ... .. Pt. II rep. ... ..	11, s. 29(4), sch. 8. 11, s. 29(1), sch. 6 para. 17. 11, s. 29(4), sch. 8.
c. 21 ... ..	Dogs Amendment Act 1938.	S. 1(2) am. (E.) ... ..	71, s. 64(1), sch. 5.
c. 31 ... ..	Scottish Land Court Act 1938.	S. 1(2) am. ... ..	11, s. 29(1), sch. 6 para. 18.
c. 35 ... ..	Housing (Rural Workers) Amendment Act 1938.	Rep. (S.) ... .. Rep. (E.) ... ..	46, ss. 70, 79(3), sch. 8 para. 9, sch. 11 Pt. IV. 47, ss. 100, 108(4), sch. 8 para. 2 Table D, sch. 11 Pt. IV.
c. 38 ... ..	Housing (Agricultural Population) (Scotland) Act 1938.	Rep. ... ..	46, s. 79(3), sch. 11 Pt. III.
c. 44 ... ..	Road Haulage Wages Act 1938.	S. 11(1)(a) am. ... ..	68, s. 4, sch. 4 para. 9(4).
c. 50 ... ..	Divorce (Scotland) Act 1938.	S. 5 ext. (polygamy) ... ..	38, s. 2(2)(c).
c. 69 ... ..	Young Persons (Employment) Act 1938.	S. 5 am. (S.) ... .. am. (E.) ... .. S. 6(1)(b)-(d) replaced (E.) ( <i>prosp.</i> ). S. 6(3) rep. (E.) ( <i>prosp.</i> )	S.I. No. 890. S.I. No. 911. 70, s. 251(2), sch. 29 para. 46. 70, s. 272(1), sch. 30.
c. 73 ... ..	Nursing Homes (Registration) (Scotland) Act 1938.	S. 1(2)(3) am. ( <i>prosp.</i> ) ... .. Ss. 2, 3 am. ( <i>prosp.</i> ) ... .. S. 4(1)(d) added ( <i>prosp.</i> ) S. 5(1) am. ( <i>prosp.</i> ) ... .. S. 6 am. ( <i>prosp.</i> ) ... .. Ss. 9, 10 definitions "local authority", "county" rep. ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 71. 58, s. 64(1), sch. 6 para. 72. 58, s. 64(1), sch. 6 para. 73. 58, s. 64(1), sch. 6 para. 74. 58, s. 64(1), sch. 6 para. 75. 58, s. 64(2), sch. 7 Pt. II.
C.A.M.: No. 3 ... ..	Parsonages Measure 1938	S. 5(2) rep. in pt. ( <i>prosp.</i> )	G.S.M. No. 2, s. 35, sch. 2.
2 & 3 Geo. 6:			
c. 3 ... ..	Housing (Financial Provisions) (Scotland) Act 1938.	Rep. ... ..	46, s. 79(3), sch. 11 Pt. III.
c. 18 ... ..	Local Government Superannuation Act 1939.	Rep. (except s. 3) ... ..	11, s. 29(4), sch. 8.
c. 21 ... ..	Limitation Act 1939 ...	Ext. ... ..	21, s. 2(4).

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2 & 3 Geo. 6: — <i>cont.</i> c. 31 ... ..	Civil Defence Act 1939	S. 11(1) rep. in pt. (E.) ( <i>prosp.</i> ), (2) rep. (E.) ( <i>prosp.</i> ). Ss. 18(4), 19(1) (Land Charges) (29.1.1973). Ss. 25, 35 rep. in pt. ( <i>prosp.</i> ), 64(1) rep. in pt. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 61, s. 2(2)(b), sch. 2 para. 1 (f). 70, s. 272(1), sch. 30.
c. 44 ... ..	House to House Collections Act 1939.	S. 2(1) rep. in pt. (E.) ( <i>prosp.</i> ).  S. 2(1) am. (E.) ( <i>prosp.</i> ), (1A) added ( <i>prosp.</i> ), (2) proviso (3)(4)(6) am. (E.) ( <i>prosp.</i> ). S. 4(2)(e) rep. in pt. (E.) ( <i>prosp.</i> ).  Ss. 7(1), 9(1) rep. (E.) ( <i>prosp.</i> ). S. 9(2) am. (E.) ( <i>prosp.</i> )	70, ss. 251(2), 272(1), sch. 29 para. 23(1), sch. 30. 70, s. 251(2), sch. 29 para. 23(1)-(3). 70, ss. 251(2), 272(1), sch. 29 para. 23(4), sch. 30. 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 23(5).
c. 49 ... ..	House of Commons Members' Fund Act 1939.	Sch. 1 paras. 1, 2 subst., 2A am.	S.I. No. 1181.
c. 94 ... ..	Local Government Staffs (War Service) Act 1939.	Ss. 3-9 rep., 15(4) rep. in pt. S. 15(5) rep. in pt. ( <i>prosp.</i> ). S. 15(6)(7) rep., (10) rep. in pt.	11, s. 29(4), sch. 8. 58, s. 64(2), sch. 7 Pt. II. 11, s. 29(4), sch. 8.
3 & 4 Geo. 6: c. 13 ... ..	Old Age and Widows' Pensions Act 1940.	Residue rep. ... ..	11, s. 29(4), sch. 8.
c. 31 ... ..	War Charities Act 1940	S. 10(1)(b) subst. ( <i>prosp.</i> ), (d) am. ( <i>prosp.</i> ).	70, s. 210(8).
C.A.M.: No. 3 ... ..	Benefices Buildings (Postponement of Inspections and Repayment of Loans) Measure 1940.	Rep. ( <i>prosp.</i> ) ... ..	G.S.M. No. 2, s. 35, sch. 2.
4 & 5 Geo. 6: c. 50 ... ..	Agriculture (Miscellaneous Provisions) Act 1941.	S. 11(2) rep. ... .. S. 11(7) rep. ... ..	62, ss. 21(3), 26(3), sch. 6. 62, s. 26(3), sch. 6.
5 & 6 Geo. 6: c. 32 ... ..	Housing (Rural Workers) Act 1942.	Rep. (S.) ... ..  Rep. (E.) ... ..	46, ss. 70, 79(3), sch. 8 para. 9, sch. 11 Pt. IV. 47, ss. 100, 108(4), sch. 8 para. 2 Table D, sch. 11 Pt. IV.

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6 & 7 Geo. 6: c. 5 ... ..	Minister of Town and Country Planning Act 1943.	S. 8(1) am. ... ..	11, s. 19(1).
c. 16 ... ..	Agriculture (Miscellaneous Provisions) Act 1943.	S. 17(4) rep. ... .. S. 17(6) rep. in pt. ... ..	62, ss. 8(5), 26(3), sch. 6. 62, s. 26(3), sch. 6.
c. 21 ... .. c. 32 ... ..	War Damage Act 1943 Hydro-Electric Development (Scotland) Act 1943.	Power to apply (S.) ... .. Sch. 1 para. 15 rep. ... ..	52, s. 151(2). 11, s. 29(4), sch. 8.
7 & 8 Geo. 6: c. 10 ... ..	Disabled Persons (Employment) Act 1944.	S. 3(1) ext. ( <i>prosp.</i> ) ... ..	28, s. 1(9).
c. 26 ... ..	Rural Water Supplies and Sewerage Act 1944.	Ss. 1(6), 2, 6 rep. in pt. ( <i>prosp.</i> ). S. 6 am. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30. 70, s. 172, sch. 13 para. 24.
c. 28 ... ..	Agriculture (Miscellaneous Provisions) Act 1944.	S. 1(4) rep. in pt. ... .. S. 6(1) rep. ... .. S. 6(2) rep. ... .. S. 6(3) rep. ... .. S. 6(4) rep. in pt. ... .. am. ... .. Sch. Pt. II rep. ... ..	11, s. 29(4), sch. 8. 62, ss. 8(1), 26(3), sch. 6. 62, s. 26(3), sch. 6. 62, ss. 8(2), 26(3), sch. 6. 62, s. 26(3), sch. 6. 62, s. 8(2). 11, s. 29(4), sch. 8.
c. 29 ... ..	Food and Drugs (Milk and Dairies) Act 1944.	S. 6 rep. ... ..	11, s. 29(4), sch. 8.
c. 31 ... ..	Education Act 1944 ...	Saved ( <i>prosp.</i> ) ... .. S. 6(2) rep. in pt. ( <i>prosp.</i> ) S. 35 am. ... .. Ss. 68, 88 rep. in pt. ( <i>prosp.</i> ). S. 88 saved ( <i>prosp.</i> ) ... .. S. 91 rep. ( <i>prosp.</i> ) ... .. S. 94(1) am. ... .. S. 114(1) definition of "minor authority" subst. ( <i>prosp.</i> ). Sch. 1 Pt. II para. 1 saved ( <i>prosp.</i> ). para. 2 rep. in pt. ( <i>prosp.</i> ). paras. 3-11 saved ( <i>prosp.</i> ). para. 7 rep. in pt. ( <i>prosp.</i> ). Pt. III rep. ( <i>prosp.</i> ) Sch. 8 rep. in pt. ... ..	70, s. 139(4). 70, s. 272(1), sch. 30. S.I. No. 444. 70, s. 272(1), sch. 30. 70, s. 112(3)(4). 70, s. 272(1), sch. 30. S.I. No. 911. 70, s. 192(4). 70, s. 101(8)(9). 70, s. 272(1), sch. 30. 70, s. 101(8)(9). 70, s. 272(1), sch. 30. 70, ss. 192(2), 272(1), sch. 30. 44, s. 2(2), sch.

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7 & 8 Geo 6.: — <i>cont.</i>			
c. 36 ... ..	Housing (Temporary Accommodation) Act 1944.	Rep. (S.) ... .. Rep. (E.)... ..	46, ss. 70, 79(3), sch. 8 para. 10, sch. 11 Pt. III. 47, ss. 100, 108(4), sch. 8 para. 4, sch. 11 Pt. III.
8 & 9 Geo. 6:			
c. 18 ... ..	Local Authorities Loans Act 1945.	Saved (S.) ... .. S. 8 rep. (E.) ( <i>prosp.</i> ) ...	52, s. 250(4). 70, s. 272(1), sch. 30.
c. 28 ... ..	Law Reform (Contributory Negligence) Act 1945.	Ext. ... ..	21, s. 2(4).
c. 33 ... ..	Town and Country Planning (Scotland) Act 1945.	Rep. ... ..	52, s. 277(2), sch. 23.
c. 37 ... ..	Education (Scotland) Act 1945.	Sch. 4 rep. in pt. ...	44, s. 2(2), sch.
c. 39 ... ..	Housing (Temporary Accommodation) Act 1945.	Rep. (S.) ... .. Rep. (E.)... ..	46, s. 79(3), sch. 11 Pt. III. 47, s. 108(4), sch. 11 Pt. III.
c. 42 ... ..	Water Act 1945 ...	S. 3(4) rep. in pt. ( <i>prosp.</i> ) Ss. 17, 18 saved ( <i>prosp.</i> ) Sch. 1 para. 27 am. ( <i>prosp.</i> ). Sch. 3 para. 1 definitions of "county district" rep. ( <i>prosp.</i> ), "local authorities" rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 236(2). 70, s. 181(10), sch. 15 para. 3. 70, ss. 181(10), 272(1), sch. 15 para. 4, sch. 30.
9 & 10 Geo. 6:			
c. 15 ... ..	Public Health (Scotland) Act 1945.	S. 1(3), (4), (8) definition of "authorised officer" am. ( <i>prosp.</i> ). S. 1(8) definition of "local authority" rep. in pt. ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 76. 58, s. 64(2), sch. 7 Pt. II.
c. 18 ... ..	Statutory Orders (Special Procedure) Act 1945.	S. 8(3) ext. (E.) ( <i>prosp.</i> )... S. 10 appl. ... ..	70, s. 240(3)-(7). 52, ss. 212(3), 236, 268(2). 52, s. 268(5).
c. 20 ... ..	Building Materials and Housing Act 1945.	S. 8(3) rep. in pt. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 26 ... ..	Emergency Laws (Transitional Provisions) Act 1946.	Sch. 2 ext. in pt. (S.) ... rep. in pt. ...	62, s. 8(3). 62, ss. 8(3), 26(3), sch. 6.
c. 35 ... ..	Building Restrictions (War-time Contraventions) Act 1946.	S. 2 am. (E.) (except Greater London) ( <i>prosp.</i> ). S. 8(5)(c) am. and rep. in pt., (d) am.	70, s. 182(3), sch. 16 para. 54. 52, s. 276(1), sch. 21 Pt. II.
c. 36 ... ..	Statutory Instruments Act 1946.	Appl. (E.) ... .. S. 5 appl. (N.I.) ... S. 7(1) appl. (N.I.) ...	G.S.M. No. 5, s. 6(5). 22, s. 1, sch. para. 4(4)(5)(b). 22, s. 1, sch. para. 4(2).

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9 & 10 Geo. 6: — <i>cont.</i>			
c. 42 ... ..	Water (Scotland) Act 1946.	Ss. 57, 68 Power to appl. (mod.).	52, s. 88(3)(4).
c. 48 ... ..	Housing (Financial and Miscellaneous Provisions) Act 1946.	Rep. ... ..	47, s. 108(4), sch. 11 Pt. III.
c. 49 ... ..	Acquisition of Land (Authorisation Procedure) Act 1946.	Appl. ( <i>retrosp.</i> ) ( <i>prosp.</i> ) Appl. ( <i>prosp.</i> ) ... .. Appl. (mod.) ( <i>retrosp.</i> )... S. 1 appl. ... .. S. 8(1) definition of "local authority", sch. 4 rep. in pt. ( <i>prosp.</i> ).	70, ss. 121(4), 125(4). 70, s. 125(7). 60, s. 6(5), sch. 2 paras. 4–11. 5, s. 16(1). 70, s. 272(1), sch. 30.
c. 50 ... ..	Education Act 1946 ...	Ss. 10, 12, 13(2), 14(2), 16(1) definitions of "divisional executive", "scheme of divisional administration" rep. ( <i>prosp.</i> ), sch. 2 rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 58 ... ..	Borrowing (Control and Guarantees) Act 1946.	S. 1 saved (S.) ... ..	52, s. 250(4).
c. 59 ... ..	Coal Industry Nationalisation Act 1946.	S. 4(1)–(8) rep. (Industrial Coal Consumers' Council), (2)(3) rep. in pt., (Domestic Coal Consumers' Council), (5) rep. (Domestic Coal Consumers' Council), (9)–(11) rep.	68, s. 4, sch. 3 Pt. IV.
c. 73 ... ..	Hill Farming Act 1946...	Ss. 3(6) rep. in pt., 33 rep. 34 rep. in pt.	62, s. 26(3), sch. 6.
c. 77 ... ..	Association of County Councils (Scotland) Act 1946.	S. 3 rep. ... ..	11, s. 29(4), sch. 8.
c. 81 ... ..	National Health Service Act 1946.	S. 19(3) rep. in pt. ( <i>prosp.</i> ). S. 22(1)(2) am. ( <i>prosp.</i> )... S. 22(4) rep. ( <i>prosp.</i> ) ... S. 55(1) rep. ( <i>prosp.</i> ) ... Ss. 57, 58(2), 63, 65, am. ( <i>prosp.</i> ). S. 67 rep. ... .. S. 71 am. ( <i>prosp.</i> ) ... S. 75(1)(2) rep. in pt. ... S. 79(1) definition of "local social services" added ( <i>prosp.</i> ). Sch. 4 Pt. II rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30. 70, s. 195(6), sch. 23 para. 1(1). 70, ss. 195(3), 272(1), sch. 30. 70, s. 272(1), sch. 30. 70, s. 195(6), sch. 23 para. 1(2). 11, s. 29(4), sch. 8. 70, s. 195(6), sch. 23 para. 1(2). 11, s. 29(4), sch. 8. 70, s. 195(6), sch. 23 para. 1(3). 70, s. 272(1), sch. 30.

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10 & 11 Geo. 6: c. 14 ... .. c. 16 ... .. c. 19 ... ..	Exchange Control Act 1947. Summer Time Act 1947... Polish Resettlement Act 1947.	Sch. 1 subst. ... .. Sch. 1 para. 5 added ... .. Rep. ... .. S. 4(1) rep. in pt. (S.) (prosp.). am. (S.) (prosp.).	S.I. No. 930. S.I. No. 2040. 6, s. 6(3). 58, s. 64(2), sch. 7 Pt. II.
c. 22 ... ..	Civic Restaurants Act 1947.	S. 11(3)(b) am. (prosp.)...	58, s. 64(1), sch. 6 para. 77. 58, s. 64(1), sch. 6 para. 78.
c. 27 ... ..	National Health Service (Scotland) Act 1947.	Ss. 1(1)(b) rep. in pt. (E.) (prosp.), (2) rep. (E.) (prosp.), (3) rep. in pt. (E.) (prosp.), 2 rep. (E.) (prosp.), 3(3) rep. (prosp.), 4(3) rep. (E.) (prosp.).	70, s. 272(1), sch. 30.
		S. 1 am. (prosp.) ...	58, s. 64(1), sch. 6 para. 1.
		S. 2 rep. (prosp.) ...	58, ss. 24(1)(e), 64(2), sch. 7 Pt. I.
		S. 3(1)(2) rep. (prosp.) ...	58, s. 64(2), sch. 7 Pt. I.
		S. 3(3) rep. in pt. (prosp.)	58, ss. 12(1), 64(2), sch. 7 Pt. I.
		S. 3(3)(4) am. (prosp.) ...	58, s. 64(1), sch. 6 para. 2.
		S. 4 rep. in pt. (prosp.)...	58, ss. 12(1), 64(2), sch. 7 Pt. I.
		Ss. 6(1)–(3), (5)–(8), 7, 9–15 rep. (prosp.).	58, s. 64(2), sch. 7 Pt. I.
		S. 16(1) am. (prosp.) ...	58, s. 12(2).
		S. 16(2) rep. (prosp.) ...	58, ss. 12(2), 64(2), sch. 7 Pt. I.
		S. 17(1) am. (prosp.) ...	58, s. 12(3).
		S. 17(2) rep. (prosp.) ...	58, ss. 12(3), 64(2), sch. 7 Pt. I.
		S. 18(1) rep. in pt. (prosp.), (2) rep. (prosp.).	58, ss. 12(4), 64(2), sch. 7 Pt. I.
		S. 19 rep. in pt. (prosp.)	58, ss. 12(5), 64(2), sch. 7 Pt. I.
		am. (prosp.) ...	58, s. 12(5).
		Ss. 20–22, 24–26 rep. (prosp.), 27 (functions relating to medical, dental or nursing care, or to health visiting) rep. (prosp.), 29–33 rep. (prosp.).	58, s. 64(2), sch. 7 Pt. I.
		S. 34(1) am. (prosp.) ...	58, s. 64(1), sch. 6 para. 3.
		S. 35 am. (prosp.) ...	58, s. 64(1), sch. 6 para. 4.

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10 & 11 Geo. 6: c. 27— <i>cont.</i>	National Health Service (Scotland) Act 1947.— <i>cont.</i>	<p>S. 35(1), (2)(a) rep. (<i>prosp.</i>), (b) rep. in pt. (<i>prosp.</i>).</p> <p>S. 36(1) proviso am. (<i>prosp.</i>).</p> <p>S. 38 rep. (<i>prosp.</i>) ...</p> <p>S. 39(1)(2)(e) am. (<i>prosp.</i>)</p> <p>S. 40(1) am. (<i>prosp.</i>) ...</p> <p>S. 41(1) am. (<i>prosp.</i>) ...</p> <p>S. 42(1) am. (<i>prosp.</i>) ...</p> <p>S. 42(1) rep. in pt. (<i>prosp.</i>), (2)(2A) rep. (<i>prosp.</i>).</p> <p>S. 43 am. (<i>prosp.</i>) ...</p> <p>S. 44 am. (<i>prosp.</i>) ...</p> <p>Ss. 47, 53(7), 54, 55 rep. (<i>prosp.</i>).</p> <p>S. 56(1)(2) am. (<i>prosp.</i>)</p> <p>S. 56(3) rep. (<i>prosp.</i>) ...</p> <p>Ss. 57–59 rep. (<i>prosp.</i>), 60 rep. in pt. (<i>prosp.</i>), 61–65 rep. (<i>prosp.</i>).</p> <p>S. 66 rep. ...</p> <p>S. 67 rep. (<i>prosp.</i>) ...</p> <p>S. 68 rep. (<i>prosp.</i>) ...</p> <p>S. 69(1) am. (<i>prosp.</i>) ...</p> <p>S. 70 am. (<i>prosp.</i>) ...</p> <p>S. 71 rep. (<i>prosp.</i>) ...</p> <p>S. 72(c) am. (<i>prosp.</i>) ...</p> <p>S. 73(1)(a) rep. in pt. ...</p> <p>Ss. 73(1)(a)(b) rep. in pt. (<i>prosp.</i>), (c)(d), (2) rep. (<i>prosp.</i>), 74 rep. in pt. (<i>prosp.</i>), 75, 76 rep. (<i>prosp.</i>).</p> <p>S. 77 am. (<i>prosp.</i>) ...</p> <p>Ss. 78 rep. (<i>prosp.</i>), 80(1) definitions of “appointed day”, “insurance committee”, “local health authority”, (3), sch. 1 rep. (<i>prosp.</i>).</p>	<p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 5.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 6.</p> <p>58, s. 64(1), sch. 6 para. 7.</p> <p>58, s. 64(1), sch. 6 para. 8.</p> <p>58, s. 64(1), sch. 6 para. 9.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 10.</p> <p>58, s. 64(1), sch. 6 para. 11.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 12.</p> <p>58, s. 64, sch. 6 para. 12(c), sch. 7 Pt. I.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>11, s. 29(4), sch. 8.</p> <p>58, ss. 61(4), 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 13.</p> <p>58, s. 64(1), sch. 6 para. 14.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 15.</p> <p>11, s. 29(4), sch. 8.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 16.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p>





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10 & 11 Geo. 6: c. 43— <i>cont.</i>	Local Government (Scotland) Act 1947— <i>cont.</i>	<p>Ss. 79(9)(10), 83(1) rep. in pt. (<i>prosp.</i>), (4) rep. (<i>prosp.</i>), 87(1) rep. in pt. (<i>prosp.</i>), (2) rep. (<i>prosp.</i>), (4) rep. in pt. (<i>prosp.</i>), (5) rep. (<i>prosp.</i>), (6) rep. in pt. (<i>prosp.</i>), (7) rep. (<i>prosp.</i>).</p> <p>S. 87(8) subst. (<i>prosp.</i>) ...</p> <p>Ss. 87(10)(11), 93(1) rep. in pt. (<i>prosp.</i>), (5) rep. (<i>prosp.</i>).</p> <p>S. 96 am. ...</p> <p>Ss. 115(3), 119(6), 120(6) rep. in pt. (<i>prosp.</i>).</p> <p>S. 163 excl. ...</p> <p>S. 168 excl. ...</p> <p>Pt. XII (ss. 258–296) ext.</p> <p>S. 260(2) am. ...</p> <p>S. 355(2)–(9) appl. ...</p> <p>Sch. 6 am. ...</p> <p>para. 14 am. ...</p> <p>para. 16 rep. ...</p> <p>para. 27 rep. (<i>prosp.</i>).</p>	<p>58, s. 64(2), sch. 7 Pt. II.</p> <p>58, s. 64(1), sch. 6 para. 81.</p> <p>58, s. 64(2), sch. 7 Pt. II.</p> <p>11, s. 29(1), sch. 6 para. 16.</p> <p>58, s. 64(2), sch. 7 Pt. II.</p> <p>52, s. 111(3).</p> <p>46, s. 74.</p> <p>52, s. 250(3).</p> <p>11, s. 29(1), sch. 6 para. 20.</p> <p>60, s. 46(2).</p> <p>20, s. 203(1), sch. 7.</p> <p>46, s. 79(1), sch. 9 para. 1.</p> <p>46, s. 79(3), sch. 11 Pt. III.</p> <p>58, s. 64(2), sch. 7 Pt. II.</p>
c. 44 ...	Crown Proceedings Act 1947.	<p>Appl. (E.) (1.4.1974) ...</p> <p>S. 14(2)(c)(d) am. (1.4.1973).</p> <p>S. 26(2) rep. in pt. (<i>prosp.</i>)</p> <p>S. 47 appl. (<i>prosp.</i>) ...</p> <p>S. 49 rep. in pt. (<i>prosp.</i>)</p>	<p>35, s. 5.</p> <p>41, s. 55(1).</p> <p>41, ss. 54(8), 134(7), sch. 28 Pt. II.</p> <p>59, s. 1(4).</p> <p>41, ss. 54(8), 134(7), sch. 28 Pt. II.</p>
c. 48 ...	Agriculture Act 1947 ...	<p>S. 2(2) rep. ...</p> <p>Ss. 71, 72 rep. ...</p> <p>S. 75 rep. in pt. ...</p> <p>S. 77 rep. ...</p> <p>S. 78(1) rep. in pt. ...</p> <p>am. ...</p> <p>S. 104(5), sch. 9 paras. 7–12, 21 rep., 22(2) rep. in pt., sch. 10 rep.</p>	<p>68, s. 4, sch. 3 Pt. IV.</p> <p>62, ss. 21(1), 26(3), sch. 6.</p> <p>62, s. 26(3), sch. 6.</p> <p>62, ss. 18, 26(3), sch. 6.</p> <p>62, ss. 18, 26(3), sch. 6.</p> <p>62, s. 18.</p> <p>62, s. 26(3), sch. 6.</p>

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10 & 11 Geo. 6: — <i>cont.</i> c. 53 ... ..	Town and Country Planning (Scotland) Act 1947.	Ss. 1-43 rep. ... .. S. 44(1) am. ... ..  Ss. 44(2), 46 (except subs. (8)), 47-108, 109(2)-(6), 110-112, 113(2)-(4), schs. 1-7 rep., sch. 8 rep. in pt., schs. 9-11 rep.	52, s. 277(2), sch. 23. 52, s. 276(1), sch. 21 Pt. II. 52, s. 277(2), sch. 23.
c. 54 ... ..	Electricity Act 1947 ...	S. 19(1)(a) rep. in pt. ... S. 19(2) rep. in pt. ... S. 47(7) am. ... ..	17, ss. 3, 4(3), sch. 17, s. 4(3), sch. 17, s. 1(2).
C.A.M.: No. 2... ..	Church Commissioners Measure 1947.	S. 17(1) proviso para. (b) subst. S. 17(3) rep. (6.4.1973)...  S. 17(3) added ... ..	11, s. 29(1), sch. 6 para. 21. 41, s. 134(7), sch. 28 Pt. IV. 11, s. 29(1), sch. 6 para. 22.
11 & 12 Geo. 6: c. 24 ... ..	Police Pensions Act 1948	S. 1 am. ... .. S. 1(3)(7) am. ... .. S. 3(1) am. ... ..  S. 4(1) rep. in pt. ...	11, s. 15(5). 11, s. 15(1). 11, s. 29(1), sch. 6 para. 23. 11, ss. 15(2), 29(4), sch. 8.
c. 26 ... ..	Local Government Act 1948.	S. 5 subst. ... .. S. 108(2)(b)(3) am. ...	11, s. 15(3). 11, s. 29(1), sch. 6 para. 24.
c. 29 ... ..	National Assistance Act 1948.	Ss. 111-117, 129-132 rep. (E.)( <i>prosp.</i> ), 133(3) rep. in pt. ( <i>prosp.</i> ), 134-136 rep (E.) ( <i>prosp.</i> ). S. 21(1)(2) am. ( <i>prosp.</i> )... S. 21(3) rep. ( <i>prosp.</i> ) ...  Ss. 21(4), 24(1)-(4) am. ( <i>prosp.</i> ). S. 24(6) am. ( <i>prosp.</i> ) ... Ss. 26(1) am. ( <i>prosp.</i> ), (2), am. (E.) ( <i>prosp.</i> ), 29(1) am. ( <i>prosp.</i> ). S. 29(2)(3) rep. ( <i>prosp.</i> )...  S. 30(1) am. ( <i>prosp.</i> ) ... S. 33(1) rep. in pt. ( <i>prosp.</i> )  am. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30. 70, s. 195(6), sch. 23 para. 2(1). 70, ss. 195(6), 272(1), sch. 23 para. 2(1), sch. 30. 70, s. 195(6), sch. 23 para. 2(1), (2). 58, s. 64(1), sch. 6 para. 82. 70, s. 195(6), sch. 23 para. 2(3) (4). 70, ss. 195(6), 272(1), sch. 23 para. 2(4), sch. 30. 70, s. 195(6), sch. 23 para. 2(5). 70, s. 272(1), sch. 30. 70, s. 195(6), sch. 23 para. 2(6).

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11 & 12 Geo. 6: c. 29— <i>cont.</i>	National Assistance Act 1948.	<p>S. 34 rep. (<i>prosp.</i>) ...</p> <p>S. 35(2) rep in pt. (<i>prosp.</i>)</p> <p>S. 37 (2)am. (<i>prosp.</i>) ...</p> <p>S. 41(2)(a) am. (E.) (<i>prosp.</i>).</p> <p>S. 44(3) rep. in pt. ...</p> <p>S. 47(2)(7) am. (S.) (<i>prosp.</i>), (8) am. (<i>prosp.</i>).</p> <p>S. 47(12) am. (<i>prosp.</i>) ...</p> <p>Ss. 48(4), 49 am. (E.) (<i>prosp.</i>).</p> <p>S. 50(2) am. (<i>prosp.</i>) ...</p> <p>Ss. 50(3) am. (<i>prosp.</i>), 56(3) subst. (<i>prosp.</i>).</p> <p>S. 59 rep (E.) (<i>prosp.</i>) ...</p>	<p>70, ss. 195(3), 272(1), sch. 30.</p> <p>70, ss. 195(6), 272(1), sch. 23 para. 2(7), sch. 30.</p> <p>70, s. 195(6), sch. 23 para. 2(8).</p> <p>70, s. 195(6), sch. 23 para. 2(9).</p> <p>49, s. 1(4)(a).</p> <p>58, s. 64(1), sch. 6 para. 83.</p> <p>70, s. 251(2), sch. 29 para. 44(1).</p> <p>70, s. 195(6), sch. 23 para. 2(10) (11).</p> <p>70, s. 251(2), sch. 29 para. 44(1).</p> <p>70, s. 195(6), sch. 23 para. 2(12) (13).</p> <p>70, s. 272(1), sch. 30.</p>
c. 33 ...	Superannuation (Miscellaneous Provisions) Act 1948.	<p>S. 1(1)–(4) rep., (5) rep. in pt., (6)(7) rep.</p> <p>S. 2 am. ... ext. ...</p> <p>Ss. 6, 7 rep., 17(1) rep. in pt.</p> <p>S. 17(1) definitions of “local Act scheme” added “pension fund” am.</p> <p>Sch. Pt. I rep. ...</p>	<p>11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 25.</p> <p>48, ss. 23, 34(3).</p> <p>11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 26.</p> <p>11, s. 29(4), sch. 8.</p>
c. 38 ...	Companies Act 1948 ...	<p>Ext. ...</p> <p>S. 32 appl. (S.) ...</p> <p>S. 95 ext. (29.1.1973) ...</p> <p>S. 95(2)(h) am. ...</p> <p>Pt. IIIA (ss. 106A–106K) subst.</p> <p>S. 106A saved ...</p> <p>Ss. 106A(1), 106G ext. (mod.).</p> <p>Pt. V (ss. 211–365) am. (S.).</p> <p>S. 222 am. (S.) ...</p> <p>Ss. 316–319 appl. (mod.) (S.).</p> <p>S. 318 proviso rep. ...</p> <p>S. 319 am. ...</p>	<p>68, s. 9(8).</p> <p>67, s. 13(3).</p> <p>61, s. 3(8).</p> <p>S.I. No. 1268.</p> <p>67, s. 6, sch.</p> <p>67, ss. 1(2), 13(7).</p> <p>67, s. 7(3)(4).</p> <p>67, s. 1(2).</p> <p>67, s. 4(1).</p> <p>67, s. 19(2)–(4).</p> <p>67, s. 11(6).</p> <p>25, s. 12(2), sch. 1 para. 14.</p> <p>41, ss. 41, 52(11), sch. 7 para. 18.</p>

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11 & 12 Geo. 6: c. 38— <i>cont.</i>	Companies Act 1948 — <i>cont.</i>	S. 319(1)(a)(iii) rep. ( <i>prosp.</i> ). S. 319(1)(d) mod. (S.) ... S. 319(5) saved (S.) ... S. 322 saved (S.) ... S. 322(3) added (S.) ... Pt. VI (ss. 366–376) excl. (S.). S. 399(5) am. (S.) ... S. 455(1) definition of “floating charge” am. Sch. 14 Power to ext. ... Sch. 1 para. 7 am. (S.) ... am. (E.) ...	41, ss. 54(8), 134 (7), sch. 28 Pt. II. 67, s. 19(3). 67, ss. 1(2) proviso, 5(6), 67, ss. 1(2)(4), 13(7). 67, s. 8. 67, s. 31(5). 67, s. 4(1). 67, s. 9. 68, s. 9(8). S.I. No. 890. S.I. No. 911.
c. 39 ...	Industrial Assurance and Friendly Societies Act 1948.	Sch. 1 Pt. II rep. in pt.	44, s. 2(2), sch.
c. 40 ...	Education (Miscellaneous Provisions) Act 1948.	Sch. 1 Pt. II rep. in pt.	44, s. 2(2), sch.
c. 43 ...	Children Act 1948 ...	S. 26(2) rep. in pt. ... S. 38(1) am. ( <i>prosp.</i> ) ... S. 49 rep. ( <i>prosp.</i> ) ...	49, s. 1(4)(a). 70, s. 195(6), sch. 23 para. 3. 70, s. 272(1), sch. 30.
c. 45 ...	Agriculture (Scotland) Act 1948.	Ss. 68, 69 rep. ...	62, ss. 21(2), 26(3), sch. 6.
c. 46 ...	Employment and Training Act 1948.	S. 80(5), sch. 8 Pt. I (except para. 11) rep. S. 5 ext. ... S. 10(2)(b)(c) rep. (E.) ( <i>prosp.</i> ). S. 18(1) definition of “local authority” subst. ( <i>prosp.</i> ).	62, s. 26(3), sch. 6. 5, s. 6(2). 70, s. 272(1), sch. 30. 70, s. 209(2).
c. 52 ...	Veterinary Surgeons Act 1948.	S. 23(a), sch. 2 para. 1 rep. ( <i>prosp.</i> ).	66, s. 12(1), sch. 2.
c. 53 ...	Nurseries and Child-Minders Regulation Act 1948.	Ss. 1–7, 11 am. (E.) ( <i>prosp.</i> ), 13(2) definition of “local social services authority” added (E.) ( <i>prosp.</i> ).	70, s. 195(6), sch. 23 para. 4.
c. 58 ...	Criminal Justice Act 1948	S. 3(3) am. ... S. 3(5) appl. ... S. 4(1) am. ... S. 6(3) am. ... excl. ... S. 11(2) rep. ... S. 12(1) excl. (E.) ... S. 12(2) excl. (E.) ... S. 14(2) rep. ... S. 46(2) ext. ... S. 47 ext. ... S. 77(3)(a) ext. ...	71, s. 64(1), sch. 5. 71, s. 20(3). 71, s. 64(1), sch. 5. 71, s. 21(1). 71, s. 21(2). 71, ss. 1(6), 64(2), sch. 6 Pt. II. 20, s. 102(2). 20, s. 102(1). 71, s. 64(2), sch. 6 Pt. II. 71, s. 53(2)(a). 71, s. 53(2)(b). 71, ss. 55(4), 56(4).

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11 & 12 Geo. 6: c. 58— <i>cont.</i>	Criminal Justice Act 1948 — <i>cont.</i>	S. 77(3)(b) am. ... .. S. 77(3) proviso rep. ... ..	71, s. 53(5). 71, ss. 56(5), 64(2), sch. 6 Pt. II.
		S. 77(5) am. ... .. S. 80(6) rep. in pt. ... ..	71, s. 53(5). 71, s. 64(2), sch. 6 Pt. II.
		Sch. 1 para. 3 am. ... .. para. 3 proviso (b) rep. in pt.	71, s. 64(1), sch. 5. 71, s. 64(2), sch. 6 Pt. II.
		Sch. 5 paras. 2(1)(a) rep. in pt., 3(4) rep.	71, s. 64(2), sch. 6 Pt. II.
		para. 3(6) rep. in pt.	71, s. 64, sch. 5, sch. 6 Pt. II.
		para. 5 ext. ... .. para. 6 am. ... ..	71, s. 56(4). 71, s. 52(4).
c. 63 ... ..	Agricultural Holdings Act 1948.	S. 6 am. ... .. Ss. 72–74, 82 (Land Charges) (29.1.1973). Sch. 6 para. 25(2) am. ... .. Sch. 7 para. 3 rep. (29.1.1973).	62, s. 15(2). 61, s. 2(2)(b), sch. 2 para. 1(g). 62, s. 15(1). 61, s. 18, sch. 5.
11 & 12 Geo. 6: c. 65 ... ..	Representation of the People Act 1948.	S. 57 rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
		S. 72 rep. ... ..	11, s. 29(4), sch. 8.
		Sch. 6, sch. 10 Pt. II para. 1(3) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		Sch. 10 Pt. II para. 7(2) rep. ( <i>prosp.</i> ).	71, s. 64(2), sch. 6 Pt. I.
		Sch. 10 Pt. II para. 7(2)(b) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 67 ... ..	Gas Act 1948 ... ..	Rep. ... ..	60, s. 49(1), (3), sch. 6 para. 3, sch. 8.
12, 13 & 14 Geo. 6: c. 5 ... ..	Civil Defence Act 1948	S. 2(2)(b) rep. (E.) ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 20 ... ..	Cinematograph Film Pro- duction (Special Loans) Act 1949.	Sch. para. 6(b) rep. in pt.	11, ss. 22(1), 29 (4), schs. 4, 8.
c. 27 ... ..	Juries Act 1949 ... ..	S. 1(1) subst. ... ..	71, s. 27.
c. 30 ... ..	Agricultural Wages (Scot- land) Act 1949.	Ss. 1(1) rep. in pt., (2), 2 rep., 3(1), 5(1) rep. in pt.	62, ss. 22, 26(3), schs. 5, 6.
		S. 5(1)(3) am. ... .. S. 5(4) rep. in pt. ... ..	62, s. 22, sch. 5. 62, ss. 22, 26(3), schs. 5, 6.
		S. 5(4) am., (4A) added, (5)(6) am.	62, s. 22, sch. 5.
		S. 6(1)–(4) rep., (5) rep. in pt.	62, ss. 22, 26(3), schs. 5, 6.

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12, 13 & 14 Geo. 6: c. 30— <i>cont.</i>	Agricultural Wages (Scotland) Act 1949— <i>cont.</i>	S. 6(5) am. ... .. Ss. 6(8) rep., 7(1)(3) rep. in pt. S. 7(3) am. ... .. S. 8 rep. ... ..  S. 9(1) am. ... .. Ss. 9(2) rep., 12(4)(a), 13-15 rep. in pt., sch. 2, sch. 3 paras. 1(b) rep., 4 rep. in pt. Sch. 3 para. 5 am. ... ..	62, s. 22, sch. 5. 62, ss. 22, 26(3), schs. 5, 6. 62, s. 22, sch. 5. 62, ss. 22, 26(3), schs. 5, 6. 62, s. 22, sch. 5. 62, ss. 22, 26(3), schs. 5, 6.
c. 32 ... ..	Special Roads Act 1949	S. 4 am. ... ..  S. 9(2)(4) rep. ... ..	62, s. 22, sch. 5. 60, s. 27, sch. 4 para. 1(6). 52, s. 277(2), sch. 23.
c. 33 ... ..	Consolidation of Enactments (Procedure) Act 1949.	S. 3(2) functions of Secretary of State transferred to Lord Advocate (1.2.1973).	S.I. No. 2002.
c. 35 ... ..	British Film Institute Act 1949.	S. 3(2) am. (1.2.1973) ... .. S. 1 rep. in pt. ... ..	S.I. No. 2002. 19, s. 4, sch.
c. 39 ... ..	Commonwealth Telegraphs Act 1949.	S. 6(2)(d)(i)-(iii) rep. ... ..	11, s. 29(4), sch. 8.
c. 42 ... ..	Lands Tribunal Act 1949	S. 3(12) functions of Secretary of State transferred to Lord Advocate (1.2.1973).	S.I. No. 2002.
c. 44 ... ..	Superannuation Act 1949	S. 3(12) am. (1.2.1973) Residue rep. ... ..	S.I. No. 2002. 11, s. 29(4), sch. 8.
c. 47 ... ..	Finance Act 1949 ...	S. 8(1) rep. ... ..  S. 15(1) am. (E.) ( <i>prosp.</i> ) S. 15(1)(a) rep. (E.) ( <i>prosp.</i> ). S. 15(2)(3) am. (E.) ( <i>prosp.</i> ). S. 15(3) rep. in pt. (E.) ( <i>prosp.</i> ), (5) rep. (E.) ( <i>prosp.</i> ). S. 15(8A) added ( <i>prosp.</i> ) S. 31 rep. (22.3.1972) ... ..	41, s. 134(7), sch. 28 Pt. III. 70, s. 213(3)(a). 70, s. 272(1), sch. 30. 70, s. 213(3)(b). 70, s. 272(1), sch. 30. 70, s. 272(1), sch. 30. 41, ss. 121, 134 (7), sch. 26 para. 27, sch. 28 Pt. VII.
c. 51 ... ..	Legal Aid and Advice Act 1949.	S. 48 am. ... .. S. 1(7) am. ( <i>prosp.</i> ) ... .. S. 2(2)(b) excl. ( <i>prosp.</i> ) ... .. S. 3(7) am. ( <i>prosp.</i> ) ... ..  S. 4(1)-(4) am. ( <i>prosp.</i> ) ... .. S. 4(4) am. ( <i>prosp.</i> ) ... .. S. 4(8) am. ( <i>prosp.</i> ) ... .. S. 5 rep. ( <i>prosp.</i> ) ... ..	65, s. 15(2). 50, s. 6(1). 50, s. 8(3). 50, s. 13(1), sch. 2. 50, s. 6(1). 50, s. 6(3). 50, s. 6(1). 50, s. 13(1), sch. 3.

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12, 13 & 14 Geo. 6: c. 51— <i>cont.</i>	Legal Aid and Advice Act 1949— <i>cont.</i>	<p>S. 6(1)–(4) am. (<i>prosp.</i>)...  S. 6(5) excl. (<i>prosp.</i>) ...  am. (<i>prosp.</i>) ...  S. 6(7) rep. (<i>prosp.</i>) ...  S. 6(9) am. (<i>prosp.</i>) ...  S. 7 rep. (<i>prosp.</i>) ...  S. 8 am. (<i>prosp.</i>) ...  S. 8(1) am. (<i>prosp.</i>) ...  S. 9 am. (<i>prosp.</i>) ...  S. 9(2), (3)(b), (4) am. (<i>prosp.</i>), (10) added (<i>prosp.</i>).  S. 11 subst. ...  S. 11 am. (<i>prosp.</i>) ...  S. 12 am. (<i>prosp.</i>) ...  Ss. 12–16 am. (<i>prosp.</i>) ...  S. 12(2)(c)(d), (3)(a) rep. in pt. (<i>prosp.</i>).  S. 12(5) mod. (<i>prosp.</i>) ...  Ss. 14, 15 rep. in pt. (<i>prosp.</i>), 16(7), 17(1) definitions of “legal advice”, “matrimonial cause” rep. (<i>prosp.</i>).  S. 17(1) definition of “person” am. (<i>prosp.</i>).  Sch. 1 Pt. I para. 3(d) added (<i>prosp.</i>).  Sch. 3 paras. 1(1) proviso, 2(1) proviso rep. (<i>prosp.</i>).  Rep. ...</p>	<p>50, s. 6(1).  50, s. 9(2).  50, s. 13(1), sch. 2.  50, s. 13(1), sch. 3.  50, s. 13(1), sch. 2.  50, s. 13(1), sch. 3.  50, ss. 6(1), 8(1).  50, s. 13(1), sch. 2.  50, ss. 6(2), 9(1).  50, s. 13(1), sch. 2.  11, s. 18(1).  50, ss. 6(2), 8(4).  50, s. 6(3).  50, s. 6(1).  50, s. 13(1), sch. 3.  50, s. 11(2).  50, s. 13(1), sch. 3.  50, s. 13(1), sch. 2.  18, s. 43(1).  50, s. 13(1), sch. 3.</p>
c. 52 ...	Slaughter of Animals (Scotland) Act 1949.	Rep. ...	62, s. 26(3), sch. 6.
c. 55 ...	Prevention of Damage by Pests Act 1949.	S. 1(1) rep. in pt. ( <i>prosp.</i> ) S. 4(3), (6)(a) rep. ...	70, s. 272(1), sch. 30. 62, s. 26(3), sch. 6.
c. 60 ...	Housing Act 1949 ...	S. 45 rep. ...	47, s. 108(4), sch. 11 Pt. IV.
c. 63 ...	Legal Aid and Solicitors (Scotland) Act 1949.	S. 20(2)(a) am. ( <i>prosp.</i> )	50, s. 13(1), sch. 2.
c. 66 ...	House of Commons (Redistribution of Seats) Act 1949.	Sch. 2 para. 4(1)(a)(i) rep. in pt. ( <i>prosp.</i> ). para. 4(1)(a)(ii)(iv) rep. ( <i>prosp.</i> ).  para. 4(2) definitions of “county borough” rep. ( <i>prosp.</i> ), “county district” rep. (E.) ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, ss. 251(2), 272(1), sch. 29 para. 38, sch. 30. 70, s. 272(1), sch. 30.



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12, 13 & 14 Geo. 6—cont. c. 67 ... ..	Civil Aviation Act 1949	Saved (E.) ( <i>prosp.</i> ) ...	70, s. 131(1)(b) (2).
		S. 19(7) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		S. 30(1)(2) am. (S.) ...	52, s. 276(1), sch. 21 Pt. II.
		S. 30(5) rep. ... ..	52, s. 277(2), sch. 23.
		S. 33(1) am. ( <i>prosp.</i> ) ...	70, s. 212(3)(a).
		S. 63(1) definition of "local authority" rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 64(6)(b), am., sch. 4 paras. 4, 8 am. (S.).	52, s. 276(1), sch. 21 Pt. II.
		Sch. 4 para. 10(a) rep. ...	52, s. 277(2), sch. 23.
c. 68 ... ..	Representation of the People Act 1949.	Am. (E.) ... ..	70, s. 42(1)(2).
		Pt. I (ss. 1-54) ext. (E.)...	70, ss. 6(1), 16(2), 25(2).
		Power to appl. (mod.) (E.).	70, s. 44(5).
		ext. (London) ( <i>prosp.</i> ).	70, s. 8(1), sch. 2 para. 6(1).
		S. 6(2) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		S. 11(2) rep. in pt. ( <i>prosp.</i> )	70, ss. 45(1), 272(1), sch. 6 para. 5(1), sch. 30.
		am. ( <i>prosp.</i> ) ...	70, s. 45(1), sch. 6 para. 5(1)(2).
		S. 11(4) expld. ( <i>prosp.</i> )	70, s. 45(1), sch. 6 para. 5(3).
		Ss. 12(7), 15(3) rep. (E.) ( <i>prosp.</i> ), 17(1) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 18(1) replaced ( <i>prosp.</i> )	70, s. 40(3).
		S. 18(2) am. ( <i>prosp.</i> ) ...	70, s. 45(1), sch. 6 para. 7.
		S. 18(5) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		S. 22(1) am. (E.) ( <i>prosp.</i> )	70, s. 45(1), sch. 6 para. 8.
		Ss. 23(9), 26-29, rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		Ss. 34 rep. ( <i>prosp.</i> ), 36(1) rep. in pt. ( <i>prosp.</i> ).	70, ss. 45(1), 272(1), sch. 6 para. 9, sch. 30.
		S. 36(2) am., (4) subst. ( <i>prosp.</i> )	70, s. 45(1), sch. 6 para. 10.
		Ss. 37(3), 41(3) rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 41(4)(a) subst. ...	70, s. 45(1), sch. 6 para. 1.
		S. 41(5) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.

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12, 13 & 14 Geo. 6: c. 68— <i>cont.</i>	Representation of the People Act 1949— <i>cont.</i>	<p>S. 43 am. (E.) ... ..</p> <p>Ss. 43(1) rep. in pt. (E.) (<i>prosp.</i>), (4) rep. (E.) (<i>prosp.</i>), (6) rep. (<i>prosp.</i>), 44(2) rep. (E.) (<i>prosp.</i>), 139(3) rep. in pt. (<i>prosp.</i>)</p> <p>S. 165 am. ... ..</p> <p>S. 165(1) ext. (mod.) ...</p> <p>Ss. 165(2)–(4) rep. (<i>prosp.</i>), 172(1) rep. in pt. (<i>prosp.</i>), (2) rep. (<i>prosp.</i>), (3) rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 2 (Parliamentary Election) Power to appl. (mod.)</p> <p>Sch. 2 Parliamentary Election rules 3(4), 4(2) rep. in pt.</p> <p>Sch. 4 para. 1 subst. ... para. 1 rep. (<i>prosp.</i>) paras. 2A added (E.), 12(1) am. (E.)</p> <p>Sch. 7 para. 3(1) am. ...</p> <p>Sch. 8 para. 5(1) Table rep. in pt. (<i>prosp.</i>) para. 5(1) Table rep. in pt. para. 5(2)(3) rep. (<i>prosp.</i>)</p>	<p>70, s. 45(1), sch. 6 para. 2.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 45(1), sch. 6 para. 11.</p> <p>70, s. 99, sch. 12 paras. 18(5), 34(5).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 42(3).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 45(1), sch. 6 para. 12.</p> <p>70, s. 272(1), sch. 30.</p> <p>71, s. 26(1).</p> <p>70, s. 45(1), sch. 6 para. 13.</p> <p>70, s. 272(1), sch. 30.</p> <p>11, s. 29(4), sch. 8.</p> <p>70, s. 272(1), sch. 30.</p>
c. 72 ... ..	Iron and Steel Act 1949	<p>S. 44(5) functions of Secretary of State transferred to Lord Advocate (1.2.1973)</p> <p>S. 44(5) am. (1.2.1973) ...</p> <p>S. 47 rep. in pt. ...</p>	<p>S.I. No. 2002.</p> <p>S.I. No. 2002.</p> <p>60, s. 49(1)(3), sch. 6 para. 4, sch. 8.</p>
c. 74 ... ..	Coast Protection Act 1949	<p>Ss. 1(1) rep. in pt. (E.) (<i>prosp.</i>), 2(2) rep. in pt. (<i>prosp.</i>), 3 rep. (E.) (<i>prosp.</i>), 8(8) rep. in pt. (<i>prosp.</i>)</p> <p>S. 10(2) am. (E.) (<i>prosp.</i>)</p> <p>S. 17(1)(c) rep. in pt. (E.) (<i>prosp.</i>)</p> <p>S. 20(1)–(5) am. (<i>prosp.</i>)</p>	<p>70, s. 272(1), sch. 30.</p> <p>70, s. 171.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 251(2), sch. 29 para. 17(1).</p>

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12, 13 & 14 Geo. 6: c. 74— <i>cont.</i>	Coast Protection Act 1949— <i>cont.</i>	S. 21(1)(c) rep. (E.) ( <i>prosp.</i> ) S. 21(2) am. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 17(2).
c. 76 ...	Marriage Act 1949 ...	Ss. 22(2) rep. in pt. ( <i>prosp.</i> ), 29(3)–(6) rep. (E.) ( <i>prosp.</i> ), 30 rep. in pt. ( <i>prosp.</i> ) Ss. 34–36 saved ...	70, s. 272(1), sch. 30. 60, s. 27, sch. 4 para. 34. 70 s. 272(1), sch. 30.
c. 86 ...	Electoral Registers Act 1949	Ss. 42 rep. (E.), 45(1)(b), 49(1) rep. in pt. (E.) ( <i>prosp.</i> ), sch. 1 para. 1(a)(c) rep. in pt. ( <i>prosp.</i> )	S.I. No. 911.
c. 93 ...	National Health Service (Amendment) Act 1949	Ss. 27(6), 32(5), 41(6), 51, 57(4) am. ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 40. S.I. No. 911.
c. 94 ...	Criminal Justice Act 1949	S. 3(1), sch. 2 rep. ( <i>prosp.</i> )	71, s. 64(2), sch. 6 Pt. I.
c. 97 ...	National Parks and Access to the Countryside Act 1949.	S. 3(1) rep. (S.) ( <i>prosp.</i> ) S. 8 am. (S.) ( <i>prosp.</i> ) ... S. 12 rep. (S.) ( <i>prosp.</i> ) ... S. 18(1) am. ... S. 18(5) rep. in pt. ... S. 20(2) rep. (S.) ( <i>prosp.</i> ) S. 23(1) am. (S.) ( <i>prosp.</i> ) S. 25(1) am. ( <i>prosp.</i> ) ... S. 28 am. (S.) ( <i>prosp.</i> ) ... S. 29(1) proviso, (3) rep. (S.) ( <i>prosp.</i> ), sch. Pt. II rep. in pt. ( <i>prosp.</i> ) ... S. 40 ext. ...	58, s. 64(2), sch. 7 Pt. I. 58, s. 64(1), sch. 6 para. 20. 58, s. 64(2), sch. 7 Pt. I. 11, s. 29(1), sch. 6 para. 27 11, s. 29(1)(4), sch. 6 para. 27, sch. 8. 58, s. 64(2), sch. 7 Pt. I. 58, s. 64(1), sch. 6 para. 21. 70, s. 195(6), sch. 23 para. 5. 58, s. 64(1), sch. 6 para. 22. 58, s. 64(2), sch. 7 Pt. I. 74, s. 6(3). 70, s. 184(1)–(5).
c. 97 ...	National Parks and Access to the Countryside Act 1949.	Transfer of functions (E.) (except Greater London) ( <i>prosp.</i> ) S. 8 rep. ( <i>prosp.</i> ) ... superseded ( <i>prosp.</i> )	70, s. 272(1), sch. 30. 70, s. 184(6), sch. 17 Pt. I.
c. 97 ...	National Parks and Access to the Countryside Act 1949.	S. 10 rep. ( <i>prosp.</i> ) ... S. 21 am. (E.) ( <i>prosp.</i> ) ... S. 21(2)(3) rep. ( <i>prosp.</i> )...	70, s. 272(1), sch. 30. 70, s. 184(6), sch. 17 para. 34. 70, s. 272(1), sch. 30.

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12, 13 & 14 Geo. 6: c. 97— <i>cont.</i>	National Parks and Access to the Countryside Act 1949— <i>cont.</i>	<p>S. 22 am. (E.) (<i>prosp.</i>) ...</p> <p>Ss. 27–29 ext. (<i>prosp.</i>) ...</p> <p>S. 28(3) excl. (Wales) (<i>prosp.</i>)</p> <p>am. (<i>prosp.</i>) ...</p> <p>rep. in pt. (<i>prosp.</i>)</p> <p>S. 33 ext. (<i>prosp.</i>) ...</p> <p>S. 35 am. (<i>prosp.</i>) ...</p> <p>S. 35(4) am. (<i>prosp.</i>) ...</p> <p>Ss. 36 rep. (<i>prosp.</i>), 51(4), 52(2) rep. in pt. (<i>prosp.</i>)</p> <p>S. 57(3) ext. (<i>prosp.</i>) ...</p> <p>am. (<i>prosp.</i>) ...</p> <p>S. 61(3) am. (<i>prosp.</i>) ...</p> <p>Ss. 67, 68, 70, 81, 82 am. (<i>prosp.</i>)</p> <p>S. 89(2A) rep. (<i>prosp.</i>) ...</p> <p>S. 89(7) rep. in pt. (<i>prosp.</i>)</p> <p>S. 90(2) rep. (<i>prosp.</i>) ...</p> <p>S. 90(4) am. (<i>prosp.</i>) ...</p> <p>S. 99(2)(6) rep. in pt. (<i>prosp.</i>)</p> <p>S. 99(6) am. (<i>prosp.</i>) ...</p> <p>S. 102 rep. (<i>prosp.</i>) ...</p> <p>S. 111 am. (<i>prosp.</i>) ...</p> <p>Sch. 1 paras. 1(3)(a), 2(5) am. (<i>prosp.</i>)</p>	<p>70, s. 184(6), sch. 17 para. 34.</p> <p>70, s. 184(6), sch. 17 para. 24.</p> <p>70, s. 184(6), sch. 17 para. 32.</p> <p>70, s. 184(6), sch. 17 para. 32.</p> <p>70, ss. 184(6), 272(1), sch. 17 para. 32, sch. 30.</p> <p>70, s. 184(6), sch. 17 para. 30.</p> <p>70, s. 184(6), sch. 17 para. 22.</p> <p>70, s. 184(6), sch. 17 para. 28.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 187(3)(a).</p> <p>70, s. 188(7), sch. 21 para. 97.</p> <p>70, s. 184(6), sch. 17 para. 35.</p> <p>70, s. 184(6), sch. 17 para. 37.</p> <p>70, ss. 184(6), 272(1), sch. 17 para. 38, sch. 30.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 184(6), 272(1), sch. 17 para. 39, sch. 30.</p> <p>70, s. 184(6), sch. 17 para. 39.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 184(6), sch. 17 para. 34.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 184(6), sch. 17 para. 40.</p> <p>70, s. 184(6), sch. 17 para. 41.</p>
c. 101... ..	Justices of the Peace Act 1949.	<p>S. 1(5) am. (<i>prosp.</i>) ...</p> <p>S. 4(9) am. (<i>prosp.</i>) ...</p> <p>S. 8(5) subst. (<i>prosp.</i>) ...</p> <p>S. 10 subst. (<i>prosp.</i>) ...</p>	<p>70, s. 217(7), sch. 27 para. 1.</p> <p>70, s. 217(7), sch. 27 para. 2.</p> <p>70, s. 217(7), sch. 27 para. 3.</p> <p>70, s. 217(7), sch. 27 para. 4.</p>

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12, 13 & 14 Geo. 6: c. 101— <i>cont.</i>	Justices of the Peace Act 1949.— <i>cont.</i>	S. 13(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 15 am. ( <i>prosp.</i> ) ...	18, ss. 18(1), 21(1), 27(10), 39.
		saved ...	30, s. 2(8).
		S. 16(1)(2) am. ( <i>prosp.</i> )...	70, s. 217(7), sch. 27 para. 5(1) (2).
		S. 16(3) rep. ( <i>prosp.</i> ) ...	70, ss. 217(7), 272(1), sch. 27 para. 5(3), sch. 30.
		S. 16(5) am. ( <i>prosp.</i> ) ...	70, s. 217(7), sch. 27 para. 5(4).
		S. 16(6) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		S. 18(1)(2)(5)(6)(8)(9)(a) am. ( <i>prosp.</i> )	70, s. 217(7), sch. 27 para. 6(1)– (5).
		S. 18(10) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 18(11) added ( <i>prosp.</i> )...	70, s. 217(7), sch. 27 para. 6(6).
		S. 19(8)(c)(9) am. ( <i>prosp.</i> )	70, s. 217(7), sch. 27 para. 7(1).
		S. 19(10) rep. ( <i>prosp.</i> ) ...	70, ss. 217(7), 272(1), sch. 27 para. 7(2), sch. 30.
		S. 20(6) rep. ( <i>prosp.</i> ) ...	70, ss. 217(7), 272(1), sch. 27 para. 8, sch. 30.
		S. 21(1)(a) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 25(1) rep. in pt. ( <i>prosp.</i> )	70, ss. 217(7), 272(1), sch. 27 para. 9(1), sch. 30.
		S. 25(1)(2) am. ( <i>prosp.</i> )...	70, s. 217(7), sch. 27 para. 9.
		S. 27 expld. ...	20, s. 185(1).
		S. 27(1) rep. in pt. ( <i>prosp.</i> )	70, ss. 217(7), 272(1), sch. 27 para. 10(1), sch. 30.
		S. 27(1) ext. ( <i>prosp.</i> ) ...	71, s. 61(1).
		S. 27(2)–(4) replaced ( <i>prosp.</i> )	71, s. 61(2).
S. 27(2) am. ( <i>prosp.</i> ) ...	70, s. 217(7), sch. 27 para. 10(2).		
S. 27(5) rep. in pt. ( <i>prosp.</i> )	71, s. 64(2), sch. 6 Pt. II.		
S. 27(8) rep. ( <i>prosp.</i> ) ...	70, ss. 217(7), 272(1), sch. 27 para. 10(3), sch. 30.		

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12, 13 & 14 Geo. 6: c. 101— <i>cont.</i>	Justices of the Peace Act 1949.— <i>cont.</i>	<p>S. 27(10)(a) rep. (<i>prosp.</i>)</p> <p>S. 27(10)(d) am. (<i>prosp.</i>)</p> <p>S. 27(11) rep. (<i>prosp.</i>) ...</p> <p>S. 28 rep. (<i>prosp.</i>) ...</p> <p>S. 28(2)(3) rep. in pt. (<i>prosp.</i>)</p> <p>S. 29(1)(a)(b) subst. (<i>prosp.</i>)</p> <p>S. 29(2) rep. in pt. (<i>prosp.</i>)</p> <p>S. 29(4)(a)–(c) replaced (<i>prosp.</i>)</p> <p>S. 29(7) am. (<i>prosp.</i>) ...</p> <p>S. 29(9)(12) rep. (<i>prosp.</i>)</p> <p>S. 36 am. ...</p> <p>S. 42(3) am. (<i>prosp.</i>) ...</p> <p>S. 44(1) definitions of— “county” rep. (<i>prosp.</i>), “magistrate” rep. in pt. (<i>prosp.</i>) “petty sessions area” am. (E.) (<i>prosp.</i>)</p> <p>Sch. 2 para. 8(5) (6) rep. para. 10(3) rep. in pt. (<i>prosp.</i>), sch. 3 rep. (<i>prosp.</i>)</p> <p>Sch. 4 para. 1(1) rep. in pt. (<i>prosp.</i>)</p> <p>para. 1(1)(2)(4) am. (<i>prosp.</i>)</p> <p>para. 1(5) rep. in pt. (<i>prosp.</i>)</p> <p>para. 1(5) am. (<i>prosp.</i>)</p> <p>para. 1(6) am. (<i>prosp.</i>)</p> <p>para. 1(6) rep. in pt. (<i>prosp.</i>)</p>	<p>71, ss. 61(3), 64(2), sch. 6 Pt. II.</p> <p>70, s. 217(7), sch. 27 para. 10(4).</p> <p>71, ss. 61(3), 64(2), sch. 6 Pt. II.</p> <p>71, ss. 62(2), 64(2), sch. 6 Pt. II.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 11(1).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 11(2), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 11(3).</p> <p>70, s. 217(7), sch. 27 para. 11(4).</p> <p>70, s. 272(1), sch. 30.</p> <p>71, s. 52(5).</p> <p>70, s. 217(7), sch. 27 para. 12.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 13.</p> <p>11, s. 29(4), sch. 8.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 14(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 14(1)–(3).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 14(4), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 14(4).</p> <p>70, s. 217(7), sch. 27 para. 14(5).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 14(5), sch. 30.</p>

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12, 13 & 14 Geo. 6: c. 101— <i>cont.</i>	Justices of the Peace Act 1949.— <i>cont.</i>	<p>para. 1(7)(8) am. (<i>prosp.</i>)</p> <p>para. 1(8) rep. in pt. (<i>prosp.</i>)</p> <p>para. 2(2) am. (<i>prosp.</i>)</p> <p>para. 3 rep. (<i>prosp.</i>)</p> <p>para. 6 rep. in pt. (<i>prosp.</i>)</p> <p>para. 9(2) am. (<i>prosp.</i>)</p> <p>para. 9(2) rep. in pt. (<i>prosp.</i>)</p>	<p>70, s. 217(7), sch. 27 para. 14(6) (7).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 14(7), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 14(8).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 14(9), sch. 30.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 14(10).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 14(10), sch. 30.</p>
14 Geo. 6: c. 28 ... ..	Shops Act 1950 ...	<p>S. 35 am. (S.) ... ..</p> <p>am. (E.) ... ..</p> <p>Ss. 59(1), 64 am. ... ..</p> <p>S. 67(5) am. ... ..</p> <p>S. 73(1) am. (<i>prosp.</i>) ...</p> <p>S. 73(2)(3) rep. (<i>prosp.</i>)...</p>	<p>S.I. No. 890.</p> <p>S.I. No. 911.</p> <p>71, s. 31.</p> <p>71, ss. 31, 66(7) (a).</p> <p>70, s. 251(2), sch. 29 para. 43.</p> <p>70, s. 272(1), sch. 30.</p>
c. 34 ... ..	Housing (Scotland) Act 1950.	<p>Ss. 84–88, 91, 93–96, 100–104 rep.</p> <p>S. 105 excl. ... ..</p> <p>Ss. 127, 128 rep. ... ..</p> <p>S. 179 rep. ... ..</p> <p>Sch. 7 rep.</p>	<p>46, s. 79(3), sch. 11 Pt. III.</p> <p>46, s. 3(9)(b).</p> <p>46, s. 79(3), sch. 11 Pt. III.</p> <p>11, s. 29(4), sch. 8.</p> <p>46, s. 79(3), sch. 11 Pt. III.</p>
c. 36 ... ..	Diseases of Animals Act 1950.	<p>Power to app). (mod.) ...</p> <p>Ext. ... ..</p> <p>Ss. 19(6), 25 am. ... ..</p> <p>S. 27 am. ... ..</p> <p>S. 36A added, 49(1)(a) am.</p> <p>Ss. 59(2) rep. in pt. (<i>prosp.</i>), 60, 64(2), 68 rep. (E.) (<i>prosp.</i>), 69 rep. (<i>prosp.</i>)</p> <p>S. 84(1)(a) am., (aa) added.</p> <p>Sch. 4 rep. (<i>prosp.</i>) ...</p>	<p>62, s. 1(2).</p> <p>62, s. 1(9).</p> <p>68, s. 4, sch. 4 para. 7.</p> <p>62, s. 8(6).</p> <p>68, s. 4, sch. 4 para. 7.</p> <p>70, s. 272(1), sch. 30.</p> <p>62, s. 2(1).</p> <p>70, s. 272(1), sch. 30.</p>

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14 Geo. 6: — <i>cont.</i>			
c. 37 ... ..	Maintenance Orders Act 1950.	S. 3(3) rep. ( <i>prosp.</i> ) ... S. 15(1) am. ( <i>prosp.</i> ) ... Pt. II (ss. 16-25) excl. ( <i>prosp.</i> )	18, s. 41(4). 18, s. 41(3). 18, s. 33(6).
c. 39 ..... ..	Public Utilities Street Works Act 1950.	Ss. 1(4)(b), 2(4)(b), 21(1)(a)(b)(3) am. (E.) ( <i>prosp.</i> ), (4) added (E.) ( <i>prosp.</i> ) S. 39 definitions of— “appropriate local authority” rep. (E.) ( <i>prosp.</i> ) “highway authority” subst. (E.) ( <i>prosp.</i> ) Sch. 2 para. 1 am. (E.) ( <i>prosp.</i> ) para. 2 rep. in pt. ( <i>prosp.</i> ) para. 3 am. ( <i>prosp.</i> ) sch. 6 Table para. (iii) am. (E.) ( <i>prosp.</i> )  Sch. 5 rep. in pt. ... }  Sch. 7 paras. 5, 7(1) rep. ( <i>prosp.</i> )	70, s. 188(7), sch. 21 para. 98(1)-(3).  70, s. 272(1), sch. 30. 70, s. 188(7), sch. 21 para. 98(4). 70, s. 188(7), sch. 21 para. 98(5). 70, s. 272(1), sch. 30. 70, s. 188(7), sch. 21 para. 98(5) (6). 52, s. 277(2), sch. 23. 60, s. 49(3), sch. 8. 70, s. 272(1), sch. 30.
14 & 15 Geo. 6:			
c. 3 ... ..	Exchequer and Audit Departments Act 1950.	Ss. 2-4 rep. ... ..	11, s. 29(4), sch. 8.
c. 11 ... ..	Administration of Justice (Pensions) Act 1950.	Ss. 2-8 appl. ... .. S. 23 rep. ... ..	11, s. 13(2). 11, s. 29(4), sch. 8.
c. 18 ... ..	Livestock Rearing Act 1951.	Ss. 9, 10 rep. ... ..	62, s. 26(3), sch. 6.
c. 19 ... ..	Town and Country Planning (Amendment) Act 1951.	Rep. ... ..	52, s. 277(2), sch. 23.
c. 23 ... ..	Reserve and Auxiliary Forces (Training) Act 1951.	S. 6(5) am. ... ..	71, s. 64(1), sch. 5.
c. 31 ... ..	National Health Service Act 1951.	S. 1(1) am. (S.) ( <i>prosp.</i> ) S. 1(2) rep. in pt. (S.) ( <i>prosp.</i> ) S. 1(3)(a)(4) am. (S.) ( <i>prosp.</i> ) S. 3 rep. (S.) ( <i>prosp.</i> ) ... Sch. definition of “current specified cost” am. (S.) ( <i>prosp.</i> )	58, s. 64(1), sch. 6 para. 23(a). 58, s. 64(2), sch. 7 Pt. I. 58, s. 64(1), sch. 6 para. 23. 58, s. 64(2), sch. 7 Pt. I. 58, s. 64(1), sch. 6 para. 24.
c. 35 ... ..	Pet Animals Act 1951 ...	S. 7(3) definition of “local authority” rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.



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14 & 15 Geo. 6: —cont.			
c. 43 ... ..	Finance Act 1951 ...	S. 33(1) rep. (22.3.1972)	41, ss. 121, 134(7) sch. 26 para. 27. sch. 28 Pt. III.
c. 46 ... ..	Courts-Martial (Appeals) Act 1951	S. 34(4) am. ... .. S. 35 subst. ... ..	11, s. 29(1), sch. 6 para. 28. 11, s. 29(1), sch. 6 para. 29.
c. 53 ... ..	Midwives Act 1951 ...	S. 22 rep. ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. I.
c. 54 ... ..	Midwives (Scotland) Act 1951	S. 11(3) rep. ( <i>prosp.</i> ) ... S. 17 am. ( <i>prosp.</i> ) ... Ss. 18(1) rep. in pt. ( <i>prosp.</i> ), 21 rep. ( <i>prosp.</i> ), 26 rep. in pt. ( <i>prosp.</i> ) S. 28(2) am. ( <i>prosp.</i> ) ... Ss. 31, 32 rep. ( <i>prosp.</i> ) ...	58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 84. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 85. 58, s. 64(2), sch. 7 Pt. II.
c. 55 ... ..	Nurses (Scotland) Act 1951	Sch. 1 am. ... .. Ss. 19(1)–(3) am. ( <i>prosp.</i> ) S. 19(4) am. ( <i>prosp.</i> ) ... S. 20(1)(2) am. ( <i>prosp.</i> )... S. 20(1)–(3) am. ( <i>prosp.</i> ) S. 21(1)(2) am. ( <i>prosp.</i> )... S. 22 am. ( <i>prosp.</i> ) ... Ss. 22(1), 23 am. ( <i>prosp.</i> ) S. 32 definitions of “county” rep. ( <i>prosp.</i> ) “licensing authority” subst. ( <i>prosp.</i> ) ... S. 34 definition of “hospital area”, sch. 1 para. 3(a)(d) rep. ( <i>prosp.</i> ) Sch. 4 am. ( <i>prosp.</i> ) ... Sch. 4 para. 1(a) am. ( <i>prosp.</i> ) paras. 1(d), 3 rep. ( <i>prosp.</i> ) para. 4(1) am. ( <i>prosp.</i> )	S.I. No. 2013. 58, s. 64(1), sch. 6 para. 86. 58, s. 64(1), sch. 6 para. 87. 58, s. 64(1), sch. 6 para. 86. 58, s. 64(1), sch. 6 para. 88. 58, s. 64(1), sch. 6 para. 86. 58, s. 64(1), sch. 6 para. 89. 58, s. 64(1), sch. 6 para. 86. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 90. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 paras. 86, 91 58, s. 64(1), sch. 6 para. 92. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 92
c. 60 ... ..	Mineral Workings Act 1951	S. 31 rep. ... .. S. 32(1)(2) am. (S.) ... S. 32(3) am. (S.) ... S. 43(3) rep. ... ..	52, s. 277(2), sch. 23. 52, s. 210(1) 52, s. 210(2). 52, s. 277(2), sch. 23.

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14 & 15 Geo. 6: — <i>cont.</i> c. 63 ... ..	Rag Flock and Other Filling Materials Act 1951	S. 35 definitions of "authorised officer of a local authority" am. (S.) ( <i>prosp.</i> ) rep. in pt. (E.) ( <i>prosp.</i> ), "local authority" rep. in pt. ( <i>prosp.</i> )	58, s. 64(1), sch. 6 para. 93. 70, s. 272(1), sch. 30.
c. 65 ... ..	Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951	Ss. 41 rep., 44(1) rep. in pt., (2) rep. S. 46(3) paras. (i)(ii) subst. S. 50(2)(d) rep. ( <i>prosp.</i> ), (3) rep. in pt. ( <i>prosp.</i> ) S. 61(1) paras. (b)(c) subst. S. 64(1) definitions of "local authority", "local Act scheme" subst. Sch 2 Pt. I. para. 8 subst.	11, s. 29(4), sch. 8 11, s. 29(1), sch. 6 para. 30. 58, s. 64(2), sch. 7 Pt. II. 11, s. 29(1), sch. 6 para. 31. 11, s. 29(1), sch. 6 para. 32. 11, s. 29(1) sch. 6 para. 33. 58, s. 64(1), sch. 6 para. 94.
c. 66 ... ..	Rivers (Prevention of Pollution) (Scotland) Act 1951.	S. 14 rep. ... ..	11, s. 29(4), sch. 8
C.A.M. No. 3 ...	Ecclesiastical Dilapidations Measures 1923 to 1929 (Amendment) Measure 1951.	Rep. ( <i>prosp.</i> ) ... ..	G.S.M. No. 2, s. 35, sch. 2.
15 & 16 Geo. 6 & 1 Eliz. 2: c. 25 ... ..	National Health Service Act 1952	S. 1(1) am. (S.) ( <i>prosp.</i> ) S. 7(4)(6) am. (S.) ( <i>prosp.</i> ) S. 8(1) am. ( <i>prosp.</i> ) ...	58, s. 64(1), sch. 6 para. 25. 58, s. 64(1), sch. 6 para. 26. 58, s. 64(1), sch. 6 para. 27.
c. 31 ... ..	Cremation Act 1952 ...	S. 3(2) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 37 ... ..	Civil List Act 1952 ...	S. 2(1) rep. ... .. S. 2(2)(3) am. ... .. S. 3 am. ... .. Ss. 3-6 Power to am. ... S. 4(1) am. ... .. S. 5(1) am. ... .. S. 6 am. ... .. S. 7(1) subst. ... .. S. 9 rep. ... .. S. 12 appl. ... .. S. 13(1) proviso rep. in pt.	7, s. 8(4), sch. 7, s. 1(9). 7, s. 2(3). 7, s. 6(1). 7, s. 2(4). 7, s. 2(5). 7, s. 2(6). 7, s. 4(2). 7, s. 8(4), sch. 7, s. 8(3). 7, ss. 4(1), 8(4), sch. 7, s. 8(2). 7, s. 8(4), sch.
		S. 13(2) am. ... .. S. 13(3)(4), schs. 1, 2 rep.	7, s. 8(2). 7, s. 8(4), sch.

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15 & 16 Geo. 6 & 1 Eliz. 2: c. 44 ... —cont. ...	Customs and Excise Act 1952	<p>Power to appl. (mod.) ... 41, s. 17(1)–(3).                      Ext. ... 68, s. 5(9).                      S. 2(1) rep. in pt. (E.) 71, s. 64(2), sch. 6                      (<i>prosp.</i>) Pt. I.                      S. 34(1A) added ... 68, s. 4, sch. 4                      para. 2.                      Ss. 35, 36 appl. ... 41, s. 11(b).                      Ss. 67(2), 70(2) added ... 68, s. 4, sch. 4                      para. 2.                      S. 79 excl. ... 41, s. 47(2).                      S. 80(1)(e) added ... 68, s. 4, sch. 4                      para. 2.                      S. 84 am. ... 41, s. 57(1).                      Ss. 86(4), 88(1)(4) am. ... 68, s. 4, sch. 4                      para. 2.                      S. 101 excl. ... 41, s. 57(1)(a).                      S. 102 expld. ... 41, s. 57(1)(a).                      S. 103 ext. ... 41, s. 57(2)(a).                      S. 103(5) proviso (a) am. 41, s. 57(3)(b).                      S. 109(1) excl. ... 41, s. 57(1)(b).                      S. 112(1) am. ... 41, s. 57(3)(a).                      S. 113(1)(b) am. ... 41, s. 57(3)(c).                      S. 234 appl. (mod.) ... 25, ss. 16(1), 27                      (1), sch. 2, para.                      7, sch. 4 para.                      10.                      Ss. 255A added, 258(1)(2) 68, s. 4, sch. 4,                      replaced (saving) para. 2.                      S. 258 appl. ... 41, s. 11(a).                      S. 267 (except subs. (2)(a)) 68, s. 6(5).                      appl.                      Ss. 281–291 ext. ... 41, s. 38(8).                      ext. (1.4.1973) 41, s. 52(11), sch.                      7, para. 22(5).                      S. 290(2) am. ... 41, s. 38(8).                      S. 290(2)(a) mod. (1.4. 41, s. 52(11), sch.                      1973) 7, para. 22(6)                      Ss. 292–305 appl. ... 68, s. 6(5).                      Power to 68, s. 6(6).                      appl. (mod).                      Sch. 6 rep. (saving) ... 68, s. 4, sch. 3                      Pt. IV.                      Sch. 7 appl. (mod.) (E.) 37, s. 12(6).                      S. 2(4)(b) rep. in pt. 70, s. 272(1), sch.                      (<i>prosp.</i>) 30.                      S. 14(4) subst. ... 71, s. 64(1), sch.                      5.                      S. 17(1) definition of 71, s. 64, sch. 5,                      “prosecutor”, (4) rep. sch. 6 Pt. II.                      S. 19(1) rep. in pt. (<i>prosp.</i>) 70, s. 272(1), sch.                      30.                      S. 36 am. ... 71, s. 60.                      S. 38 rep. (saving) ... 71, ss. 59, 64(2),                      sch. 6 Pt. II.</p>	
c. 46 ...	Hypnotism Act 1952 ...		
c. 48 ...	Costs in Criminal Cases Act 1952.		
c. 52 ...	Prison Act 1952...		

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15 & 16 Geo. 6 & 1 Eliz. 2: —cont. c. 54 ... ..	Town Development Act 1952.	<p>S. 1 rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 1(1) am. (<i>prosp.</i>) ...</p> <p>S. 2(1)(b) rep. (<i>prosp.</i>) ...</p> <p>S. 2(2)(a) rep., (3) rep. in pt.</p> <p>S. 2(4) rep. (<i>prosp.</i>) ...</p> <p>S. 3(2)(c) rep. ... ..</p> <p>S. 4 ext. (<i>prosp.</i>) ...</p> <p>S. 4(1) am. (<i>prosp.</i>) ...</p> <p>S. 5 rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 7(a)–(c) subst. (<i>prosp.</i>) (d) am., (<i>prosp.</i>)</p> <p>S. 8 ext. (<i>prosp.</i>)... ..</p> <p>S. 8(1)(b) rep. in pt. (<i>prosp.</i>)</p> <p>S. 8(1)(c) am. (<i>prosp.</i>) ...</p> <p>S. 8(1)(f) rep. ... ..</p> <p>S. 10(3) ext. (<i>prosp.</i>) ... rep. in pt. (<i>prosp.</i>)</p> <p>am. (<i>prosp.</i>) ...</p> <p>S. 11 am. (<i>prosp.</i>) ...</p> <p>S. 12 rep. (<i>prosp.</i>) ...</p> <p>S. 13(2)(c) rep. (<i>prosp.</i>)...</p> <p>S. 14(1)(2) rep. ... ..</p> <p>S. 14(3) am. ... ..</p>	<p>70, s. 272(1), sch. 30.</p> <p>70, s. 185(1).</p> <p>70, ss. 185(4), 272(1), sch. 18 para. 1, sch. 30.</p> <p>47, s. 108(4), sch. 11 Pt. III.</p> <p>70, ss. 185(4), 272(1), sch. 18 para. 1, sch. 30.</p> <p>47, s. 108(4), sch. 11 Pt. III.</p> <p>70, s. 185(2).</p> <p>70, s. 185(4), sch. 18 para. 2.</p> <p>70, ss. 185(3), 272(1), sch. 30.</p> <p>70, s. 185(4), sch. 18 para. 3.</p> <p>70, s. 185(2).</p> <p>70, ss. 185(4), 272(1), sch. 18 para. 4, sch. 30.</p> <p>70, s. 185(4), sch. 18 para. 4.</p> <p>47, s. 108(4), sch. 11 Pt. III.</p> <p>70, s. 185(2).</p> <p>70, ss. 185(3), 272(1), sch. 30.</p> <p>70, s. 185(4), sch. 18 para. 5.</p> <p>70, s. 185(4), sch. 18 para. 6.</p> <p>70, ss. 185(3), 272(1), sch. 30.</p> <p>70, s. 272(1), sch. 30.</p> <p>47, s. 108(4), sch. 11 Pt. III.</p> <p>47, s. 108(3), sch. 9 para. 1.</p>
c. 55 ... ..	Magistrates' Courts Act 1952.	<p>Ext. (<i>prosp.</i>) ... ..</p> <p>Ss. 1, 2 rep. in pt. (<i>prosp.</i>)</p> <p>S. 3(1)–(3) am. (<i>prosp.</i>)...</p> <p>S. 3(4) rep. (<i>prosp.</i>) ...</p>	<p>18, s. 17(1)(2).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 16(1)(2).</p> <p>70, ss. 217(7), 272(1), sch. 27 para. 16(3), sch. 30.</p>

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15 & 16 Geo. 6 & 1 Eliz. 2: c. 55.— <i>cont.</i>	Magistrates' Courts Act 1952.— <i>cont.</i>	<p>S. 4(3) am. (<i>prosp.</i>) ...</p> <p>S. 7(3) am. ...</p> <p>S. 14(4) excl. ...</p> <p>    am. (<i>prosp.</i>) ...</p> <p>S. 34 rep. ...</p> <p>S. 52 excl. (<i>prosp.</i>) ...</p> <p>S. 53 am. (<i>prosp.</i>) ...</p> <p>    mod. (<i>prosp.</i>) ...</p> <p>S. 56 am. ...</p> <p>S. 56(1) excl. (<i>prosp.</i>) ...</p> <p>    rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 57(4) am. (<i>prosp.</i>) ...</p> <p>S. 72(1) am. (<i>prosp.</i>) ...</p> <p>S. 77(1) rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 77(1)(3)(4) ext. (<i>prosp.</i>)</p> <p>    appl. ...</p> <p>    (<i>prosp.</i>) ...</p> <p>S. 92(1) rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 104 excl. ...</p> <p>S. 114 am. ...</p> <p>S. 114(1)(a)(b) subst. ...</p> <p>Ss. 116(1) rep. in pt. (<i>prosp.</i>), (2)(3), 117 rep. (<i>prosp.</i>), 123(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 126(1) definition of "petty sessions area" am. (<i>prosp.</i>).</p> <p>S. 126(1) definition of "county", (4) rep. (<i>prosp.</i>)</p> <p>Sch. 1 para. 2 subst. ...</p> <p>Sch. 2 ext. ...</p> <p>Sch. 4 rep. in pt. (<i>prosp.</i>) ...</p>	<p>71, s. 45.</p> <p>71, s. 64(1), sch. 5</p> <p>71, s. 22(6).</p> <p>71, s. 41(3)(b).</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>18, s. 27(9).</p> <p>18, s. 28(5).</p> <p>18, s. 41(1).</p> <p>49, s. 3(1)(2).</p> <p>18, s. 17(3).</p> <p>18, s. 22(2).</p> <p>18, s. 22(1), sch. para. 1.</p> <p>71, s. 50.</p> <p>70, s. 272(1), sch. 30.</p> <p>18, s. 14(3).</p> <p>18, s. 38(4).</p> <p>70, s. 272(1), sch. 30.</p> <p>60, s. 43(2).</p> <p>63, ss. 4(3), 11(8), sch. 1 para. 4(2).</p> <p>71, s. 5.</p> <p>71, s. 64(1), sch. 5.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 16(4).</p> <p>70, s. 272(1), sch. 30.</p> <p>71, s. 47.</p> <p>74, s. 5(5).</p> <p>70, s. 272(1), sch. 30.</p> <p>62, s. 14.</p> <p>46, s. 79(3), sch. 11 Pt. III.</p> <p>19, s. 2.</p>
c. 60 ...	Agriculture (Poisonous Substances) Act 1952.	S. 4(2) am. ...	62, s. 14.
c. 63 ...	Housing (Scotland) Act 1952.	Rep. ...	46, s. 79(3), sch. 11 Pt. III.
c. 68 ...	Cinematograph Act 1952	S. 6(1) ext. ...	19, s. 2.
1 & 2 Eliz. 2: c. 15 ...	Iron and Steel Act 1953...	S. 29 rep. ...	68, s. 4, sch. 3 Pt. IV.
c. 16 ...	Town and Country Planning Act 1953.	Rep. ...	52, s. 277(2), sch. 23.
c. 20 ...	Births and Deaths Registration Act 1953.	<p>Ss. 13(2), 30(2), 31(2), 32, 33(1) am.</p> <p>S. 38(2) rep. (<i>prosp.</i>) ...</p>	<p>S.I. No. 911.</p> <p>71, s. 64(2), sch. 6 Pt. II.</p>

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1 & 2 Eliz. 2: — <i>cont.</i>			
c. 25 ... ..	Local Government Superannuation Act 1953.	Rep. (except s. 25) ... S. 25 rep. ( <i>prosp.</i> ) ...	11, s. 29(4), sch. 2. 70, s. 272(1), sch. 30.
c. 26 ... ..	Local Government (Miscellaneous Provisions) Act 1953.	Ss. 1-3 rep. ( <i>prosp.</i> ) ... Ss. 2(2A), 2A added ... S. 8 ext. ( <i>prosp.</i> ) ... Ss. 14, 15 para. (a) rep. ( <i>prosp.</i> ), 16 rep. (E.) ( <i>prosp.</i> ), 18(3) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 47, s. 108(3), sch. 9 para. 2. 70, s. 180(3). 70, s. 272(1), sch. 30.
c. 27 ... ..	Slaughter of Animals (Pigs) Act 1953.	S. 1 am. ... .. S. 3(1) definition of "pig", (2) rep.	62, s. 7(2), sch. 2. 62, ss. 7(2), 26(3), schs. 2, 6.
c. 36 ... ..	Post Office Act 1953 ...	S. 16 am. ... .. S. 51(2) am. (E.) ( <i>prosp.</i> )  S. 51(2)(3) rep. in pt. (E.) ( <i>prosp.</i> ).  S. 63 Power to appl. (mod.).	41, s. 17(4). 70, s. 251(2), sch. 29 para. 36. 70, ss. 251(2), 272(1), sch. 29 para. 36, sch. 30. 65, s. 10(1).
c. 37 ... ..	Registration Service Act 1953.	Ss. 5(1), 6(1)(3), 7(3), 9(1)(2), 10(1)(3), 13(1), (2)(a), (c), (h), (3)(b), 14(1)(2)(5), 18(2)(4)(5), 20(b), 21(1)(2)(b) am. ( <i>prosp.</i> ).	70, s. 251(2), sch. 29 para. 41.
c. 39 ... ..	Marshall Aid Commemoration Act 1953.	S. 1 am. ... ..	S.I. No. 961.
c. 47 ... ..	Emergency Laws (Miscellaneous Provisions) Act 1953.	S. 5(4)(b) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 49 ... ..	Historic Buildings and Ancient Monuments Act 1953.	S. 5(3) appl. in pt. (S.)...	52, s. 116(2).
c. 50 ... ..	Auxiliary Forces Act 1953.	S. 39(3) rep. in pt. (E.) ( <i>prosp.</i> ).	71, s. 64(2), sch. 6 Pt. I.
2 & 3 Eliz. 2:			
c. 12 ... ..	Currency and Bank Notes Act 1954.	S. 2 ext. until 14.3.1974	S.I. No. 154.
c. 21 ... ..	Rights of Entry (Gas and Electricity Boards) Act 1954.	Appl. ... ..  Ss. 1(2), 2(1)(3) am., 3(1) definitions of "the Corporation" added, "employee" subst. S. 3(1) definition of "Gas Board" rep.	60, s. 27, sch. 4 para. 28. 60, s. 49(1), sch. 6 para. 5. 60, s. 49(1)(3), sch. 6 para. 5(5) (c), sch. 8.
c. 23 ... ..	Hill Farming Act 1954	S. 2(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.

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2 & 3 Eliz. 2: —cont.			
c. 30 ...	Protection of Birds Act 1954.	S. 5(1)(a) restr. ...	62, s. 19(2).
		S. 10(4) rep. in pt. ...	62, s. 26(3), sch. 6.
		Ss. 12(4), 14 definitions of "administrative area", "local authority" am. ( <i>prosp.</i> ).	70, s. 251(2), sch. 29 para. 37(1) (2).
c. 36 ...	Law Reform (Limitation of Actions, &c.) Act 1954.	Ext. ...	21, s. 2(4).
c. 38 ...	Supreme Court Officers (Pensions) Act 1954.	S. 2(7) rep. in pt., (8) rep.	11, s. 29(4), sch. 8.
		S. 4(1)(b) am. ...	11, s. 29(1), sch. 6 para. 34(a).
		rep. in pt. ...	11, s. 29(1)(4), sch. 6 para. 34(b), sch. 8.
		Ss. 4(3)(4) rep., 5(1) rep. in pt., (2) rep.	11, s. 29(4), sch. 8.
c. 39 ...	Agriculture (Miscellaneous Provisions) Act 1954.	S. 9(3) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 42 ...	Slaughterhouses Act 1954	S. 7 subst. (1.1.1974) ...	62, ss. 6(1), 27(2).
		S. 8(1) rep. (1.1.1974) ...	62, ss. 6(3), 26(3), 27(2), schs. 1, 6.
		S. 9(3) am. (1.1.1974) ...	62, ss. 6(2), 27(2).
		S. 10(1)(2)(3)(a) rep. (1.1.1974).	62, ss. 6(3), 26(3), 27(2), schs. 1, 6.
		S. 10(3)(b) am. (1.1.1974)	62, ss. 6(3), 27(2), sch. 1.
		S. 10(3)(b) rep. in pt. (1.1.1974), (c)(5) rep. (1.1.1974), (6) rep. in pt. (1.1.1974).	62, ss. 6(3), 26(3), 27(2), schs. 1, 6.
		S. 10(8) am. (1.1.1974) ...	62, ss. 6(3), 27(2), sch. 1.
		S. 11 rep. (1.1.1974) ...	62, ss. 6(3), 26(3), 27(2), schs. 1, 6.
		S. 13(6) added (1.1.1974)	62, ss. 6(3), 27(2), sch. 1.
		Ss. 18(2)(3), 19(b) rep. (1.1.1974).	62, ss. 6(3), 26(3), 27(2), schs. 1, 6.
c. 44 ...	Finance Act 1954 ...	S. 32(2) am. ...	41, s. 121, sch. 26 para. 26.
c. 48 ...	Summary Jurisdiction (Scotland) Act 1954.	S. 23 excl. ...	63, ss. 4(3), 11(8), sch. 1 para. 4(3).
		S. 23(1) excl. ...	60, s. 43(3).
		S. 23(2) appl. ...	60, s. 43(3)(b).
		S. 26(3) ext. ...	63, ss. 4(3), 11(8), sch. 1 para. 4(3).
			20, s. 104(6).

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2 & 3 Eliz. 2: —cont.			
c. 53 ...	Housing Repairs and Rents Act 1954.	Pt. I (ss. 1-22) rep. ...	47, s. 108(4), sch. 11 Pt. III.
c. 56 ...	Landlord and Tenant Act 1954.	S. 60(1) rep. in pt. ...	63, s. 19(3), sch. 4 Pt. I.
c. 59 ...	Slaughter of Animals (Amendment) Act 1954.	S. 60(1)(3) am. ... S. 2(1) am. ...	5, s. 22(1), sch. 3. 62, s. 7(2), sch. 2.
c. 60 ...	Electricity Reorganisation (Scotland) Act 1954.	S. 2(3) rep., (5) rep. in pt., (6), sch. 1 rep. Sch. 1 Pt. II rep. in pt.	62, ss. 7(2), 26(3), schs. 2, 6. 17, s. 4(3), sch.
c. 61 ...	Pharmacy Act 1954 ...	S. 20(2)(3) ext. ( <i>prosp.</i> ) S. 24(1) definition of "the Pharmacy Acts" subst. ( <i>prosp.</i> )	66, s. 9. 66, s. 12(2).
c. 64 ...	Transport Charges &c. (Miscellaneous Provisions) Act 1954.	Sch. 3 rep. in pt. ( <i>prosp.</i> ) S. 6 am. (E.) ( <i>prosp.</i> ) ...	66, s. 12(1), sch. 2. 70, s. 186(6).
c. 70 ...	Mines and Quarries Act 1954.	Sch. 1 paras. 15, 17(5) rep. in pt. ( <i>prosp.</i> ) S. 144(5) rep. (E.) ( <i>prosp.</i> )	70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. I.
c. 73 ...	Town and Country Planning (Scotland) Act 1954.	Pt. XIII (s. 151) ext. (E.) ( <i>prosp.</i> ) S. 167 rep. ( <i>prosp.</i> ) ...	70, s. 180(3). 71, s. 64(2), sch. 6 Pt. II.
3 & 4 Eliz. 2: c. 18 ...	Army Act 1955 ...	Ss. 1-54, 56-68, 70, schs. 1-9 rep.	52, s. 277(2), sch. 23.
c. 18 ...	Army Act 1955 ...	Act cont. until 31.12.1973 S. 14 rep. ... S. 150(5) am. ( <i>prosp.</i> ) ...	S.I. No. 2004. S.I. No. 1955. 18, s. 22(1), sch. para. 2.
c. 19 ...	Air Force Act 1955 ...	S. 183 rep. (E.) ( <i>prosp.</i> ) S. 221 rep. ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. I. 71, s. 64(2), sch. 6 Pt. II.
c. 19 ...	Air Force Act 1955 ...	Act cont. until 31.12.1973 S. 14 rep. ... S. 150(5) am. ( <i>prosp.</i> ) ...	S.I. No. 2004. S.I. No. 1922. 18, s. 22(1), sch. para. 2.
c. 22 ...	Pensions (India, Pakistan and Burma) Act 1955.	S. 183 rep. (E.) ( <i>prosp.</i> ) S. 219 rep. ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. I. 71, s. 64(2), sch. 6 Pt. II.
c. 24 ...	Requisitioned Houses and Housing (Amendment) Act 1955.	Sch. 2 Pt. III paras. 3, 4 rep. S. 10(2) rep. ...	11, s. 29(4), sch. 8. 47, s. 108(4), sch. 11 Pt. III.
c. 26 ...	Public Service Vehicles (Travel Concessions) Act 1955.	S. 11 rep. ...	47, ss. 100, 108 (4), sch. 8 para. 2 Table A, sch. 11 Pt. III.
c. 26 ...	Public Service Vehicles (Travel Concessions) Act 1955.	Ss. 1(5), 3 definition of "local authority" am. (E.) ( <i>prosp.</i> )	70, s. 186(5).



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4 & 5 Eliz. 2:	Miscellaneous Financial Provisions Act 1955.	S. 5 am. ... ..	65, s. 15(2).
c. 6 ... ..		S. 5(1)-(6) Power to appl. (mod.).	65, s. 3(2).
c. 11 ... ..	Sudan (Special Payments) Act 1955.	Residue rep. ... ..	11, s. 29(4), sch. 8.
c. 16 ... ..	Food and Drugs Act 1955	S. 4(1) am. ... ..	68, s. 4, sch. 4 para. 3.
		S. 23(1) am. ( <i>prosp.</i> ) ...	70, s. 199(1).
		Ss. 29(1)(l) rep. in pt. ( <i>prosp.</i> ), 32(2) rep. ( <i>prosp.</i> ), (4) rep. in pt. ( <i>prosp.</i> ), 33 rep. ( <i>prosp.</i> ).	68, s. 4, sch. 4 para. 3.
		S. 35(2)(b) am. ( <i>prosp.</i> )...	70, s. 199(2).
		S. 49(1) am. ( <i>prosp.</i> ) ...	70, s. 199(3).
		Ss. 51, 52(1) rep. in pt. ( <i>prosp.</i> ).	70, ss. 199(4), 272(1), sch. 30.
		S. 52(2) am. ( <i>prosp.</i> ) ...	70, s. 199(4).
		S. 65 rep. (slaughter-houses) (1.1.1974).	62, ss. 26(3), 27(2), sch. 6.
		S. 66(3) ext. (1.1.1974) ...	62, ss. 5(2), 27(2).
		S. 70(1) rep. (1.1.1974)...	62, ss. 5(1)(a), 26(3), 27(2), sch. 6.
		S. 73(2) rep. in pt. ...	62, s. 26(3), sch. 6.
		S. 73(3) rep. ... ..	62, ss. 5(1)(b), 26(3), sch. 6.
		Ss. 75-78 rep. (1.1.1974)	62, ss. 5(1)(c), 26(3), 27(2), sch. 6.
		Ss. 83, 84 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		superseded ( <i>prosp.</i> ).	70, s. 198.
		S. 85(d) subst. ( <i>prosp.</i> ) ...	70, s. 199(5).
		S. 86(2)(3)(4)(a)-(c) rep. ( <i>prosp.</i> ).	70, ss. 199(6), 272(1), sch. 30.
		S. 88(2) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 89 saved ( <i>prosp.</i> ) ...	70, s. 112(3)(4).
		S. 89(3) rep. ( <i>prosp.</i> ) ...	70, ss. 199(7), 272(1), sch. 30.
		S. 109(2) subst. ( <i>prosp.</i> )	70, s. 199(8).
		Ss. 123A added, 124(2)(a) am.	68, s. 4, sch. 4 para. 3.
		Ss. 129, 135 definitions of "county", "county district" rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 135(1) definition of "food and drugs authority" am. ( <i>prosp.</i> ).	70, s. 198(2).
		Sch. 6 am. ( <i>prosp.</i> ) ...	70, s. 199(9).
		rep. in pt. ( <i>prosp.</i> )	70, ss. 199(9), 272(1), sch. 30.
		Sch. 9 Pt. I rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 20 ... ..	Agriculture (Improvement of Roads) Act 1955.	Ss. 1(1)(a), 3(1) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.

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4 & 5 Eliz. 2: — <i>cont.</i> c. 30 ... ..	Food and Drugs (Scotland) Act 1956.	Ss. 4(1) am., 16(1) rep. ( <i>prosp.</i> ), (2) rep. in pt. ( <i>prosp.</i> ), 17(1)(b) rep. ( <i>prosp.</i> ), (2) rep. in pt. ( <i>prosp.</i> ). S. 22 am. ( <i>prosp.</i> ) ... S. 24 am. ( <i>prosp.</i> ) ... S. 36 ext. ... .. S. 36 appl. ... .. S. 56A added ... ..	68, s. 4, sch. 4 para. 3.  58, s. 64(1), sch. 6 para. 95. 58, s. 64(1), sch. 6 para. 96. 21, s. 5(2). 62, s. 7(4). 68, s. 4, sch. 4 para. 3.
c. 33 ... ..	Housing Subsidies Act 1956.	Rep. ... ..	47, s. 108(4), sch. 11 Pt. III.
c. 34 ... ..	Criminal Justice Administration Act 1956.	S. 17 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 36 ... ..	Local Authorities (Expenses) Act 1956.	Rep. (E.) ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 38 ... ..	Agricultural Mortgage Corporation Act 1956.	S. 2(1) am. ... ..	62, s. 13.
c. 43 ... ..	Local Government Elections Act 1956.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 46 ... ..	Administration of Justice Act 1956.	S. 36(3) ext. (29.1.1973)	61, s. 6(4).
c. 48 ... ..	Sugar Act 1956 ... ..	Ext. ... .. Ss. 3(1) rep. in pt. ( <i>prosp.</i> ), (2)(b), 4(2)(3) rep. ( <i>prosp.</i> ), 5 rep. (saving) ( <i>prosp.</i> ). S. 7 appl. ... .. Ss. 7-17, 18(3)(4), 19, 20 rep. ( <i>prosp.</i> ), 21-23 rep. (saving) ( <i>prosp.</i> ), 24-32 rep. ( <i>prosp.</i> ), 33(1)(2) rep. in pt. ( <i>prosp.</i> ), (3)(5) rep. ( <i>prosp.</i> ), 34 rep. in pt. ( <i>prosp.</i> ), 35(2) all definitions (except "the Corporation", "financial year of the Sugar Board", "functions", "the Government", "home-grown beet", "pension") rep. ( <i>prosp.</i> ), (3) rep. in pt. ( <i>prosp.</i> ), (4)-(7), 36(2) rep. ( <i>prosp.</i> ).	68, s. 7(4). 68, s. 4, sch. 3 Pt. II.  41, s. 11(c). 68, s. 4, sch. 3 Pt. II.
		Sch. 2 para. 7(2)(b) rep. in pt.	11, ss. 22(1), 29(4), schs. 4, 8.
		Sch. 3 paras. 2-4, sch. 4 rep. ( <i>prosp.</i> ).	68, s. 4, sch. 3 Pt. II.

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4 & 5 Eliz. 2:			
— <i>cont.</i>			
c. 49 ... ..	Agriculture (Safety, Health and Welfare Provisions) Act 1956.	S. 14(1) am. ... .. S. 24 definition of "sanitary authority" rep. in pt. ( <i>prosp.</i> ).	62, s. 14. 70, s. 272(1), sch. 30.
c. 52 ... ..	Clean Air Act 1956 ...	S. 31(5) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 60 ... ..	Valuation and Rating (Scotland) Act 1956.	S. 24 appl. ... .. am. ... ..	60, s. 34(3)(b). 60, s. 49(1), sch. 6 para. 6(1).
		S. 24(1)(2)(4) rep. in pt.	60, s. 49(1)(3), sch. 6 para. 6(1), sch. 8.
		S. 43(1) definitions of—	
		"Gas Board" rep. ...	60, s. 49(1)(3), sch. 6 para. 6(2), sch. 8.
		"gas" added ...	60, s. 49(1), sch. 6 para. 6(2).
		Sch. 2 am. ... ..	S.I. No. 1544.
		Sch. 4 appl. ... ..	60, s. 34(3)(b).
		am. ... ..	60, s. 49(1), sch. 6 para. 6(3).
		para. 12 rep. ...	60, s. 49(3), sch. 8.
c. 68 ... ..	Restrictive Trade Practices Act 1956.	Pt. I (ss. 1-23) appl. (mod.).	68, s. 10(1).
		S. 2(5) am. ... ..	11, s. 29(1), sch. 6 para. 35.
		S. 33(1) am. ... ..	68, s. 10(3).
		S. 35(1)(d) rep. ... ..	11, s. 29(4), sch. 8.
c. 76 ... ..	Medical Act 1956 ...	S. 16(1) am. ( <i>prosp.</i> ), (2)(b) am. (S.) ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 98.
5 & 6 Eliz. 2:			
c. 16 ... ..	Nurses Agencies Act 1957	S. 2(1) am. ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 30.
		S. 5 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 19 ... ..	Public Health Officers (Deputies) Act 1957.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 20 ... ..	House of Commons Disqualification Act 1957.	S. 13(1) definitions of "Minister of State", am. "Parliamentary Secretary" added.	3, s. 1(6).
		Sch. 1 Pt. II am. ...	41, s. 40(1), sch. 6 para. 8.
			52, ss. 44(5), 47(5).
			60, s. 49(1), sch. 6 para. 7.
			70, s. 268(2).
			52, s. 277(2), sch. 23.
		Pt. II rep. in pt.	60, s. 49(1)(3), sch. 6 para. 7, sch. 8.

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5 & 6 Eliz. 2: —cont. c. 20—cont.	House of Commons Dis-qualification Act 1957. —cont.	Pt. III am. ...  Pt. III am. (prosp.)  Pt. III rep. in pt.  Pt. IV rep. in pt.  Sch. 2 am. ...  Sch. 3 am. ...  am. (prosp.) ... rep. in pt. ...	60, s. 12, sch. 3 para. 4. 68, s. 4, sch. 4 para. 5(6). 70, s. 268(3). 54, s. 2(4), sch. para. 6. 58, ss. 13, 42(4)(a), sch. 1 Pt. I para. 6. 70, ss. 268(4), 272(1), sch. 30. 62, s. 26(3), sch. 6. 3, s. 1(6). 41, s. 40(1), sch. 6 para. 8. 68, s. 4, sch. 4 para. 5(6). 58, s. 42(4)(b). 70, ss. 268(4), 272(1), sch. 30.
c. 21 ...	Cinematograph Films Act 1957.	Sch. para. 5(1)(b) rep. in pt.	11, ss. 22(1), 29(4), schs. 4, 8.
c. 27 ...	Solicitors Act 1957 ...	Excl. (prosp.) ... Ss. 29(4), 30(7) am. (prosp.).	70, s. 223(1). 50, s. 13(1), sch. 2.
c. 28 ...	Dentists Act 1957 ...	S. 32(1) rep. in pt. (E.), (prosp.), (2) rep. (prosp.) S. 42(4) am. (prosp.) ...  S. 42(4)(a) rep. in pt. (prosp.).	71, s. 64(2), sch. 5 Pt. II. 58, s. 64(1), sch. 6 para. 99. 58, s. 64(2), sch. 7 Pt. II.
c. 29 ...	Magistrates' Courts Act 1957.	S. 1(2) ext. ...	20, s. 104(2).
c. 31 ...	Occupiers' Liability Act 1957.	S. 4 rep. (1.4.1974) ...	35, s. 6(4).
c. 38 ...	Housing and Town Development (Scotland) Act 1957.	Ss. 1-7 rep. ...  S. 9(4)(b) rep. ...	46, s. 79(3), sch. 11 Pt. III. 46, ss. 69(2)(a), 79(3), sch. 11 Pt. V.
c. 42 ...	Parish Councils Act 1957	S. 9(5) subst. (saving) ... S. 23, sch. 1 paras. 2, 3 rep. S. 1(3) rep. (prosp.) ...  S. 3(1) am. (prosp.) ...  S. 3(1A) added (prosp.)  Ss. 3(2)-(6)(8), 6(3), 8(2)(a), 9, 10, 12, 15, sch. 1 rep. (prosp.).	46, s. 69(2)(b)(3) 46, s. 79(3), sch. 11 Pt. III. 70, s. 272(1), sch. 30. 70, s. 172, sch. 13 para. 25. 70, s. 180(2), sch. 14 para. 34. 70, s. 272(1), sch. 30.
c. 48 ...	Electricity Act 1957 ...	S. 15(5) am. ... Sch. 4 Pt. I rep. in pt. ...	17, s. 1(1). 17, s. 4(3), sch.
c. 51 ...	Road Transport Lighting Act 1957.	Rep. ...	20, s. 205(1), sch. 9 Pt. I.

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5 & 6 Eliz. 2: —cont. c. 53 ... ..	Naval Discipline Act 1957.	Act cont. until 31.12.1973 S. 100(3) rep. ( <i>prosp.</i> ) ... S. 101(5) am. ( <i>prosp.</i> ) ...	S.I. No. 2004. 71, s. 64(2), sch. 6 Pt. II. 18, s. 22(1), sch. para. 3.
c. 55 ... ..	Affiliation Proceedings Act 1957.	S. 2 am. ... .. S. 4(1) subst. ... .. S. 4(2) am. ... .. S. 5(5) excl. ( <i>prosp.</i> ) ... .. S. 8(2) am. ... ..	49, s. 2(1). 49, s. 1(1). 49, s. 1(2). 18, s. 27(9). 49, s. 1(3).
c. 56 ... ..	Housing Act 1957 ...	Saved ( <i>prosp.</i> ) ... .. S. 1(1) am. ( <i>prosp.</i> ) ... .. S. 4 ext. ... .. S. 5 am. ( <i>prosp.</i> ) ... .. S. 10(6) am. ( <i>prosp.</i> ) ... .. S. 27(1) am. ... .. S. 86 rep. ( <i>prosp.</i> ) ... .. S. 108(1) am. ( <i>prosp.</i> ) ... .. S. 108(1) rep. in pt. ( <i>prosp.</i> ), (2) rep. ( <i>prosp.</i> ) S. 109(1) am. ( <i>prosp.</i> ) ... .. S. 109(2)(3) rep. ( <i>prosp.</i> ) S. 111(1) am. ... .. S. 113(3)(4) rep. ... .. S. 113(6) rep. ... .. S. 114 rep. ... .. S. 115 rep. ( <i>prosp.</i> ) ... .. Ss. 116–118 rep. ( <i>prosp.</i> ) S. 119 am. ... .. S. 119(3)(a) Power to am. S. 120 rep. ... .. S. 121 am. ... .. S. 121(2) rep. in pt. ... ..	70, s. 131(1)(b) (2). 70, s. 193(3), sch. 22 para. 1. 47, s. 34(4). 70, s. 193(3), sch. 22 para. 2. 70, s. 171. 71, s. 32. 70, ss. 193(3), 272 (1), sch. 22 para. 3, sch. 30. 70, s. 193(3), sch. 22 para. 4(1). 70, ss. 193(3), 272 (1), sch. 22 para. 4, sch. 30. 70, s. 193(3), sch. 22 para. 5(1). 70, ss. 193(3), 272 (1), sch. 22 para. 5(2), sch. 30. 47, ss. 93(1), 108 (3), sch. 9 para. 3(1). 47, s. 108(4), sch. 11 Pt. VI. 47, s. 108(4), sch. 11 Pt. IV. 47, s. 108(4), sch. 11 Pt. III. 70, ss. 193(3), 272(1), sch. 22 para. 6, sch. 30. 70, ss. 193(3), 272 (1), sch. 22 para. 7, sch. 30. 47, s. 78(1)(4). 47, s. 80(4)(k). 47, ss. 78(2)(b) (3), 108(4), sch. 11 Pt. VI. 47, s. 78(1)(4). 47, s. 108(4), sch. 11 Pt. VI.

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<p>5 &amp; 6 Eliz. 2 c. 56—<i>cont.</i></p>	<p>Housing Act 1967—<i>cont.</i></p>	<p>S. 123 rep. ... ..</p>	<p>47, ss. 78(2)(d) (3), 108(4), sch. 11 Pt. VI.</p>
		<p>S. 125 rep. in pt. ... ..</p>	<p>47, s. 108(4), sch. 11 Pt. VI.</p>
		<p>S. 130 rep. in pt. ... ..</p>	<p>60, s. 49(1)(3), sch. 6 para. 8, sch. 8.</p>
		<p>S. 134 rep. ... ..</p>	<p>47, ss. 103(6), 108(4), sch. 11 Pt. VI.</p>
		<p>S. 135(1) rep. (<i>prosp.</i>) ... ..</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 8, sch. 30.</p>
		<p>S. 138 saved (<i>prosp.</i>) ... ..</p>	<p>70, s. 172, sch. 13 para. 21(b).</p>
		<p>S. 141 rep. in pt. (<i>prosp.</i>)</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 9, sch. 30.</p>
		<p>S. 145 rep. (<i>prosp.</i>)</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 10, sch. 30.</p>
		<p>S. 147 rep. (<i>prosp.</i>) ... ..</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 11, sch. 30.</p>
		<p>S. 148 rep. (<i>prosp.</i>) ... ..</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 12, sch. 30.</p>
		<p>S. 152 am. ... ..</p>	<p>47, s. 108(3), sch. 9 para. 3(2).</p>
		<p>S. 156 rep. (<i>prosp.</i>) ... ..</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 13, sch. 30.</p>
		<p>S. 157(2) am. (<i>prosp.</i>) ... ..</p>	<p>70, s. 193(3), sch. 22 para. 14(1).</p>
		<p>S. 157(4) rep. in pt. (<i>prosp.</i>)</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 14(2), sch. 30.</p>
		<p>S. 160 rep. in pt. (<i>prosp.</i>)</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 15, sch. 30.</p>
		<p>S. 161(b) rep. in pt. (<i>prosp.</i>)</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 16, sch. 30.</p>
		<p>S. 166 am. (<i>prosp.</i>) ... ..</p>	<p>70, s. 193(3), sch. 22 para. 17.</p>
<p>Ss. 171–176 rep. (<i>prosp.</i>)</p>	<p>70, ss. 193(3), 272(1), sch. 22 para. 18, sch. 30.</p>		
<p>excl. ... ..</p>	<p>47, s. 95(10).</p>		

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5 & 6 Eliz. 2: c. 56— <i>cont.</i>	Housing Act 1957— <i>cont.</i>	S. 181(2) rep. ( <i>prosp.</i> ) ...	70, ss. 193(3), 272 (1), sch. 22 para. 19, sch. 30.
		S. 189(2) am. ( <i>prosp.</i> ) ...	70, s. 193(3), sch. 22 para. 20.
		Sch. 9 paras. 1, 11(c) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 57 ...	Agriculture Act 1957 ...	Ss. 2(6) rep. in pt., 3 rep.	68, s. 4, sch. 3 Pt. IV.
		S. 4 rep. ( <i>prosp.</i> ) ...	68, s. 4, sch. 3 Pt. II.
		S. 5 am. ...	68, s. 6(4).
		Ss. 5, 7 appl. ...	68, s. 6(3).
		Ss. 8(1) rep., (2), 11 rep. in pt.	68, s. 4, sch. 3 Pt. IV.
		S. 36(2) rep. in pt. ( <i>prosp.</i> )	68, s. 4, sch. 3 Pt. II.
c. 62 ...	Governors' Pensions Act 1957.	Sch. 1 Power to rep. ...	68, s. 6(7).
		Saved ...	11, s. 23(2).
		Ss. 3(1), 9(1) am. ...	S.I. No. 229.
		S. 11 am. and rep. in pt....	11, s. 29(1), sch. 6 para. 36.
c. 63 ...	Appropriation Act 1957	S. 6 rep. ...	11, ss. 28(2), 29 (4), sch. 8.
		S. 7 rep. ...	11, s. 29(4), sch. 8
6 & 7 Eliz. 2: c. 6 ...	Import Duties Act 1958	Rep. ( <i>prosp.</i> ) (except s. 4, Pt. II (ss. 5-10), 12(4) in pt., 13, 15, 16 (1)(2), schs. 3-5).	68, s. 4, sch. 3 Pt. I.
		Pt. II (ss. 5-10) Power to am. and rep.	68, s. 5(6).
		am. ...	68, s. 4, sch. 4 para. 1(1).
		Ss. 5-7 appl. (mod.) ...	68, s. 6(5).
		S. 5(2)(3) rep. ( <i>prosp.</i> ) ...	68, s. 4, sch. 3 Pt. I.
		S. 5(4) am. ...	68, s. 4, sch. 4 para. 1(2).
		S. 5(5)(6) rep. ( <i>prosp.</i> ) ...	68, s. 4, sch. 3 Pt. I.
		S. 5(7) rep. ...	68, s. 4, sch. 4 para. 1(1).
		S. 6(1) am. ...	68, s. 4, sch. 4 para. 1(3).
		S. 7(1) rep. in pt. ( <i>prosp.</i> )	68, s. 4, sch. 3 Pt. I.
		S. 7(3) am., (3A)(3B) added.	68, s. 4, sch. 4 para. 1(4).
		Ss. 8(5), 9(2) rep. in pt....	68, s. 4, sch. 4 para. 1(1).
		S. 9(4) rep. ( <i>prosp.</i> ), (5) rep. in pt. ( <i>prosp.</i> ).	68, s. 4, sch. 3 Pt. I.
		S. 10 appl. (mod.) ...	68, s. 6(5).
		S. 13 appl. ...	68, s. 5(3).
		appl. (mod.) ...	68, s. 6(5).

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6 & 7 Eliz. 2: c. 6— <i>cont.</i>	Import Duties Act 1958 — <i>cont.</i>	S. 13(1) subst., (4) rep. in pt. S. 13(4) am. ... .. Sch. 3 para. 8 am. ... .. Sch. 4 para. 1 rep. ( <i>prosp.</i> )	68, s. 4, sch. 4 para. 1(1). 68, s. 4, sch. 4 para. 1(5). 68, s. 4, sch. 4 para. 1(6). 68, s. 4, sch. 3 Pt. I.
c. 11 ... ..	Isle of Man Act 1958 ...	S. 2 Power to appl. (mod.)  S. 2(4)(c) rep. ( <i>prosp.</i> ) ...	41, ss. 50(2), 52 (11), sch. 7 para. 28(2). 41, ss. 54(8), 134 (7), sch. 28 Pt. II.
c. 14 ... ..	Overseas Service Act 1958.	S. 3(1) subst. ... .. S. 3(7) rep. in pt. ...	11, s. 29(1), sch. 6 para. 37. 11, s. 29(4), sch. 8.
c. 22 ... ..	Road Transport Lighting (Amendment) Act 1958.	Rep. ... ..	20, s. 205(1), sch. 9 Pt. I.
c. 26 ... ..	House of Commons (Redistribution of Seats) Act 1958.	S. 4(3)(4) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 30 ... ..	Land Powers (Defence) Act 1958.	S. 17(1)(2)(a) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 31 ... ..	First Offenders Act 1958.	Rep. ... ..	71, ss. 14(5), 64 (2), sch. 6 Pt. II
c. 32 ... ..	Opticians Act 1958 ...	S. 21(2)(b) am. ( <i>prosp.</i> )...  rep. in pt. ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 100. 58, s. 64(2), sch. 7 Pt. II.
c. 33 ... ..	Disabled Persons (Emment) Act 1958.	S. 3(1) am. (E.) ( <i>prosp.</i> )  S. 3(1)(3) rep. in pt. (E.) ( <i>prosp.</i> )  S. 3(5) am. ( <i>prosp.</i> ) ...  Sch. para. 1(1)(c) am. (E.) ( <i>prosp.</i> ) para. 1(1)(e) rep. in pt. (E.) ( <i>prosp.</i> ) para. 1(2) rep. in pt. (E.) ( <i>prosp.</i> ) para. 3 rep. (E.) ( <i>prosp.</i> )	70, s. 195(6), sch. 23 para. 6(1). 70, ss. 195(6), 272(1), sch. 23 para. 6(1), sch. 30. 70, s. 195(6), sch. 23 para. 6(1). 70, s. 195(6), sch. 23 para. 6(2). 70, s. 272(1), sch. 30. 70, s. 195(6), sch. 23 para. 6(2). 70, s. 272(1), sch. 30.
c. 39 ... ..	Maintenance Orders Act 1958.	S. 1(4) added ( <i>prosp.</i> ) ...  Ss. 19 rep. ( <i>prosp.</i> ), 23(2) rep. in pt. ( <i>prosp.</i> )	18, s. 22(1), sch. para. 4. 18, s. 22(2).
c. 42 ... ..	Housing (Financial Provisions) Act 1958.	Ss. 1–8 rep. ... ..  S. 13 rep. ... ..	47, s. 108(4), sch. 11 Pt. III. 47, ss. 100, 108 (4), sch. 8 para. 6, sch. 11 Pt. III.



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6 & 7 Eliz. 2: —cont. c 42.—cont.	Housing (Financial Provisions) Act 1958—cont.	<p>S. 15 rep. ... .. 47, ss. 100, 108 (4), sch. 8 para. 9, sch. 11 Pt. V.</p> <p>S. 16 rep. ... .. 47, ss. 100, 108 (4), sch. 8 para. 2 Table B, sch. 11 Pt. III.</p> <p>Ss. 17–21, 23, 24 rep., 25(1) rep. in pt., 26, 27, 29(1) all definitions except “local authority”, (2) rep.</p> <p>S. 46 am. ... .. 47, s. 100, sch. 8 para. 7.</p> <p>S. 46(5)(b) rep. ... .. 47, s. 108(4), sch. 11 Pt. III.</p> <p>Pt. III (ss. 50–53) rep. ... 47, s. 108(4), sch. 11 Pt. I.</p> <p>S. 55(1)(a)(b) rep. (<i>prosp.</i>) 70, s. 272(1), sch. 30.</p> <p>S. 56 rep. in pt. ... .. 47, s. 108(4), sch. 11 Pt. III.</p> <p>S. 57 rep. ... .. 47, ss. 103(6), 108(4), sch. 11 Pt. VI.</p> <p>Ss. 58(2) rep., 59(4) rep. (except so far as it relates to s. 1(1)(a) of Housing &amp;c. Act 1923), sch. 1, sch. 2 para. 2, sch. 3 rep.</p> <p>Sch. 5 rep. ... .. 47, s. 108(4), sch. 11 Pt. I.</p>	
c. 44 ... ..	Dramatic and Musical Performers' Protection Act 1958.	S. 1 am. ... .. Ss. 1–4 am. ... ..	32, s. 2. 32, s. 1, sch.
c. 45 ... ..	Prevention of Fraud (Investments) Act 1958.	S. 14(11) subst. ... ..	71, s. 64(1), sch. 5.
c. 47 ... ..	Agricultural Marketing Act 1958.	<p>S. 22(2) ext. ... ..</p> <p>S. 22(3)(a)(b) replaced ...</p> <p>S. 22(6) rep. in pt. ... ..</p> <p>S. 23 rep. ... ..</p> <p>S. 24(1) rep. in pt. ... ..</p> <p>S. 24(4) am. ... ..</p> <p>S. 25 rep. in pt. ... ..</p> <p>S. 47 excl. ... ..</p> <p>S. 53(5) am. ... ..</p> <p>S. 53(5) rep. in pt., sch. 3 Pt. II para. 4, Pt. V para. 5, Pt. VI para. 5 rep.</p>	<p>62, s. 12(1).</p> <p>62, s. 12(2).</p> <p>62, s. 26(3), sch. 6.</p> <p>62, ss. 12(3), 26(3), sch. 6.</p> <p>62, ss. 12(3)(c), 26(3), sch. 6.</p> <p>62, s. 12(3)(b).</p> <p>62, ss. 12(3)(c), 26(3), sch. 6.</p> <p>62, s. 4(1).</p> <p>62, s. 12(3)(b).</p> <p>62, ss. 12(3)(c), 26(3), sch. 6.</p>

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6 & 7 Eliz. 2 —cont. c. 49 ... ..	Trading Representations (Disabled Persons) Act 1958.	S. 1 Reprinted as am. ... S. 1(1) rep. in pt. and am. S. 1(2) am. ... .. S. 1(5) am. ... .. rep. in pt. ( <i>prosp.</i> )  am. ( <i>prosp.</i> ) ...	45, s. 1(5), sch. 45, s. 1(1). 45, s. 1(2). 45, s. 1(3). 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 44(2).
c. 51 ... .. c. 55 ... ..	Public Records Act 1958 Local Government Act 1958.	S. 1(6) rep. ... .. Ss. 2, 3 rep. ... .. Saved (E.) ( <i>prosp.</i> ) ... .. Pt. II (ss. 17–45) rep. ( <i>prosp.</i> ). Pt. III (ss. 46–53) rep. ( <i>prosp.</i> ). S. 52 rep. ... .. Ss. 55 rep. ( <i>prosp.</i> ), 56(2) rep. in pt. ( <i>prosp.</i> ). S. 56(3) rep. ... ..  Ss. 57–59, 60(1), 65 rep. ( <i>prosp.</i> ). S. 66(1) definition of “Gas Board” rep. Sch. 7, sch. 8 paras. 20, 31(1) rep. ( <i>prosp.</i> ), (4) rep. in pt. ( <i>prosp.</i> ). S. 15(1)(b) rep. in pt. ( <i>prosp.</i> ), sch. 1 para. 2 rep. ( <i>prosp.</i> ).	45, s. 1(4). 45, s. 2. 70, s. 229(3). 70, s. 272(1), sch. 30. 70, ss. 195(4), 272(1), sch. 30. 70, s. 192(3). 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. I. 70, s. 272(1), sch. 30. 60, s. 49(3), sch. 8. 70, s. 272(1), sch. 30.
c. 64 ... ..	Local Government and Miscellaneous Financial Provisions (Scotland) Act 1958.	S. 15(1)(b) rep. in pt. ( <i>prosp.</i> ), sch. 1 para. 2 rep. ( <i>prosp.</i> ).	58, s. 64(2), sch. 7 Pt. II.
c. 69 ... ..	Opencast Coal Act 1958	S. 2(4) ext. (S.) ... .. S. 11(1) rep. in pt. ( <i>prosp.</i> )	52, s. 58(10)(a). 70, s. 272(1), sch. 30.
c. 70 ... ..	Slaughterhouses Act 1958	S. 1(1) rep. (1.1.1974) ...  S. 1(2) replaced (1.1.1974) S. 1(3)(4) rep. (1.1.1974)  Sa. 2–4 rep. (1.1.1974) ...  Ss. 6(1) rep. (1.1.1974), (2) rep. in pt. (1.1.1974), (3) (a)–(f) rep. (1.1.1974), 11 rep. in pt. (1.1.1974), 12(2) rep. (1.1.1974), 13(2) rep. in pt. (1.1.1974), sch. 1 rep. (1.1.1974).	62, ss. 26(3), 27(2), sch. 6. 62, ss. 5(2), 27(2). 62, ss. 26(3), 27(2), sch. 6. 62, ss. 5(1)(d)(e), 26(3), 27(2), sch. 6. 62, ss. 26(3), 27(2), sch. 6.
c. 72 ... ..	Insurance Companies Act 1958.	Expld. (E.) ( <i>prosp.</i> ) ...	70, s. 140(3).
7 & 8 Eliz. 2:			
c. 5 ... ..	Adoption Act 1958 ...	S. 28(1) am. ( <i>prosp.</i> ) ...	70, s. 195(6), sch. 23 para. 8.
c. 6 ... ..	National Debt Act 1958	Rep. ... ..	65, s. 17(1), sch.

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7 & 8 Eliz. 2 — <i>cont.</i>			
c. 8 ...	Slaughter of Animals Act 1958.	S. 10 definition of "local authority" rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 22 ...	County Courts Act 1959	S. 102 saved ...	30, s. 2(8).
		S. 102(2) excl. ...	30, s. 2(8).
		S. 120(2) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 142(3) ext (29.1.1973)	61, s. 6(4).
		S. 181 rep. ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. II.
c. 23 ...	Overseas Resources Development Act 1959.	Sch. 1 para. 6(b) rep. in pt.	11, ss. 22(1), 29(4), schs. 4, 8.
c. 24 ...	Building (Scotland) Act 1959.	S. 17(2) am. ...	52, s. 276(1), sch. 21 Pt. II.
c. 25 ...	Highways Act 1959 ...	S. 1(2) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 1(1).
		S. 1(2) rep. in pt ( <i>prosp.</i> ), (3) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 1(4) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 1(2).
		S. 2 rep. in pt. ( <i>prosp.</i> )...	70, s. 272(1), sch. 30.
		S. 2(a)(b) replaced ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 2.
		S. 3(1) am. ( <i>prosp.</i> ) ...	70, s. 88(7)(a), sch. 21 para. 3.
		Ss. 4, 5 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		S. 6 subst. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 4.
		S. 8(2)(b)(c) rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 5, sch. 30.
		S. 10(1) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 6(1).
		S. 10(1)(4) rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 6, sch. 30.
		S. 13(6) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 15 am. ...	60, s. 27. sch. 4 para. 1(6).
		Ss. 21–25 rep. ( <i>prosp.</i> ), 26(1) proviso rep in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 27(1A)(1B) added ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 7.
		S. 28(3) subst. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 8.
		S. 29(1)(2) rep ( <i>prosp.</i> ) ...	70, ss. 188(7)(a), 272(1), sch. 21 para. 9(1), sch. 30.

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7 & 8 Eliz. 2 c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	<p>S. 29(3) am. (<i>prosp.</i>) ...</p> <p>S. 29(4)(5) rep. (<i>prosp.</i>)...</p> <p>S. 30(1) am. (<i>prosp.</i>), (4A) added (<i>prosp.</i>), (5) (6) am. (<i>prosp.</i>).</p> <p>S. 31(3) am. (<i>prosp.</i>) ...</p> <p>S. 32 am. (<i>prosp.</i>) ...</p> <p>S. 34(4)(6)(12) am. (<i>prosp.</i>), and rep. in pt. (<i>prosp.</i>).</p> <p>S. 34(12) rep. in pt. (<i>prosp.</i>).</p> <p>S. 37 rep. in pt. (<i>prosp.</i>)...</p> <p>S. 38(2)(c)(6) am. (<i>prosp.</i>)</p> <p>S. 40(4) subst. (<i>prosp.</i>) ...</p> <p>S. 41 rep. in pt. (<i>prosp.</i>)...</p> <p>S. 43 am. (<i>prosp.</i>) ...</p> <p>Ss. 45, 48(2)(c) rep. (<i>prosp.</i>).</p> <p>S. 48(3)—(6) am. (<i>prosp.</i>)</p> <p>S. 48(5)(6) rep. in pt. (<i>prosp.</i>).</p> <p>S. 48(8A) added (<i>prosp.</i>)</p> <p>S. 48(9) definitions of “trunk road bridge”, “trunk road” rep. (<i>prosp.</i>).</p> <p>S. 50(1) am. (<i>prosp.</i>), (2A) added (<i>prosp.</i>).</p> <p>S. 53 ext. (<i>prosp.</i>) ...</p> <p>S. 53(3) added (<i>prosp.</i>)</p>	<p>70, s. 188(7)(a), sch. 21 para. 9(2).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 9(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 10.</p> <p>70, s. 188(7)(a), sch. 21 para. 11.</p> <p>70, s. 188(7)(a), sch. 21 para. 12.</p> <p>70, s. 188(7)(a), sch. 21 para. 13.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 13(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 14.</p> <p>70, s. 188(7)(a), sch. 21 para. 15.</p> <p>70, s. 188(7)(a), sch. 21 para. 16.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 17.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 18(1)—(3).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 18(4).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 18(5), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 19.</p> <p>70, s. 187(2)(b).</p> <p>70, s. 188(7)(a), sch. 21 para. 20.</p>

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7 & 8 Eliz. 2 c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	<p>S. 65(4) subst. (<i>prosp.</i>) ...</p> <p>Ss. 65(6), 67(7) rep. (<i>prosp.</i>).</p> <p>S. 67(4)(5) subst. (<i>prosp.</i>)</p> <p>S. 69(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 69(2) subst. (<i>prosp.</i>) ...</p> <p>S. 69(3) rep. in pt. (<i>prosp.</i>)</p> <p style="padding-left: 40px;">am. (<i>prosp.</i>) ...</p> <p>S. 69(4) rep. (<i>prosp.</i>) ...</p> <p>S. 71(2) rep. in pt. (<i>prosp.</i>)</p> <p style="padding-left: 40px;">am. (<i>prosp.</i>) ...</p> <p>Ss. 74, 75 rep. (<i>prosp.</i>) ...</p> <p>S. 76(1) am. (<i>prosp.</i>) ...</p> <p>S. 76(4) rep. (<i>prosp.</i>) ...</p> <p>S. 81(2) am. (<i>prosp.</i>) ...</p> <p>S. 85(4) am. (<i>prosp.</i>) ...</p> <p>Ss. 85(4)(b) rep. (<i>prosp.</i>), (5), 92(5)(a) rep. in pt. (<i>prosp.</i>).</p> <p>S. 101(2)(a)–(c) replaced (<i>prosp.</i>), (3) am. (<i>prosp.</i>).</p> <p>S. 108(2) am. (<i>prosp.</i>) ...</p> <p>S. 108(7)(a) rep. in pt. (<i>prosp.</i>), (10)(a) rep. (<i>prosp.</i>).</p> <p>S. 110 am. (<i>prosp.</i>), (7) added (<i>prosp.</i>).</p>	<p>70, s. 188(7)(a), sch. 21 para. 21.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 188(7)(a), sch. 21 para. 22.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 23(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 23(2).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 23(3), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 23(3).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 24, sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 24.</p> <p>70, ss. 188(1), 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 25.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 26.</p> <p>70, s. 188(7)(a), sch. 21 para. 27.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 28.</p> <p>70, s. 188(7)(a), sch. 21 para. 29.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 30.</p>

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7 & 8 Eliz. 2 c. 25— <i>cont.</i>	<b>Highways Act 1959</b> — <i>cont.</i>	S. 111 am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 31.
		S. 112(1)(a)—(d) replaced ( <i>prosp.</i> ), (2) am. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 32(1)(2).
		S. 112(2) proviso, (3)(4) rep. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 32(2)(3), sch. 30.
		S. 112(5) am. ( <i>prosp.</i> ), (7) subst. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 32(4)(5).
		S. 113(1) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 33.
		S. 116 am. ( <i>prosp.</i> ) ...	70, s. 188(2).
		S. 116(1) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 34(1).
		S. 116(2) rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 34(2), sch. 30.
		S. 116(2)—(4)(6) am. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 34(2)—(5).
		S. 116(7)(8) rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 118(1) rep. in pt. ( <i>prosp.</i> ), (2) rep. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 35, sch. 30.
		S. 119(5A) ext. ( <i>prosp.</i> ) am. ( <i>prosp.</i> )	70, s. 187(3)(b), 70, s. 188(7)(a), sch. 21 para. 36.
		rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 36, sch. 30.
		S. 120(4) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 124(5) added ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 37.
		S. 126(6) added ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 38.
		S. 130(4) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 39.
		S. 131(7) rep. in pt. ( <i>prosp.</i> ), (10) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 132(1) rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 40(1), sch. 30.

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7 & 8 Eliz. 2 c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	<p>S. 132(1)–(4)(6) am. (<i>prosp.</i>).</p> <p>S. 132(7) rep. (<i>prosp.</i>) ...</p> <p>S. 132(8) am. (<i>prosp.</i>) ...</p> <p>S. 132(9) rep. (<i>prosp.</i>) ...</p> <p>S. 133 rep. (<i>prosp.</i>) ...</p> <p>S. 134(4)(a) am. (<i>prosp.</i>)</p> <p>S. 134(4)(b) rep. (<i>prosp.</i>)</p> <p>S. 134(4)(c) am. (<i>prosp.</i>)</p> <p>S. 136(11) added (<i>prosp.</i>)</p> <p>S. 142(5) am. (<i>prosp.</i>) ...</p> <p>S. 143(3)(5) am. (<i>prosp.</i>)</p> <p>S. 146(1) proviso rep. (<i>prosp.</i>).</p> <p>S. 147(1)(3) am. (<i>prosp.</i>), (5) added (<i>prosp.</i>).</p> <p>S. 148(1) am. (<i>prosp.</i>) ...</p> <p>S. 150 am. (<i>prosp.</i>) ...</p> <p>S. 153(1)(2) am. (<i>prosp.</i>), (6) subst. (<i>prosp.</i>).</p> <p>S. 154(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 154(1)–(3)(6) am. (<i>prosp.</i>).</p> <p>S. 154(6) rep. in pt. (<i>prosp.</i>).</p> <p>Pt. VIII (ss. 157–172) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 157(1)(2) am. (<i>prosp.</i>)</p>	<p>70, s. 188(7)(a), sch. 21 para. 40.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 40(3).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 188(3), 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 41.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 41, sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 41.</p> <p>70, s. 188(7)(a), sch. 21 para. 42.</p> <p>70, s. 188(7)(a), sch. 21 para. 43.</p> <p>70, s. 188(7)(a), sch. 21 para. 44.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 45.</p> <p>70, s. 188(7)(a), sch. 21 para. 46.</p> <p>70, s. 188(7)(a), sch. 21 para. 47.</p> <p>70, s. 188(7)(a), sch. 21 para. 48.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 49.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(4).</p> <p>70, s. 188(7)(a), sch. 21 para. 50(1)(2).</p>

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7 & 8 Eliz. 2 c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	<p>S. 157(3) rep. (<i>prosp.</i>) ...</p> <p>S. 157(5)(7)(9) am. (<i>prosp.</i>).</p> <p>S. 159(8)(a)(b) subst. (<i>prosp.</i>).</p> <p>S. 160 am. (<i>prosp.</i>) ...</p> <p>rep. in pt. (<i>prosp.</i>)</p> <p>S. 161 am. (<i>prosp.</i>) ...</p> <p>S. 162 am. (<i>prosp.</i>) ...</p> <p>S. 163(1) am. (<i>prosp.</i>) ...</p> <p>S. 163(2) rep. (<i>prosp.</i>) ...</p> <p>S. 163(3)(5) am. (<i>prosp.</i>)</p> <p>163(7) rep. (<i>prosp.</i>) ...</p> <p>S. 164(1)(2)(5)(6) am. (<i>prosp.</i>).</p> <p>S. 165(1)(a) subst. (<i>prosp.</i>), (3) am. (<i>prosp.</i>).</p> <p>S. 165(4) rep. (<i>prosp.</i>) ...</p> <p>S. 166(6)(a)(b) subst. (<i>prosp.</i>).</p> <p>S. 167(1)–(4)(6)(7) am. (<i>prosp.</i>).</p> <p>S. 167(8) rep. (<i>prosp.</i>) ...</p> <p>S. 168 am. (<i>prosp.</i>) ...</p>	<p>70, ss. 188(7)(a), 272(1), sch. 21 para. 50(3), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 50(4)(5).</p> <p>70, s. 188(7)(a), sch. 21 para. 51.</p> <p>70, s. 188(7)(a), sch. 21 para. 52.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 53.</p> <p>70, s. 188(7)(a), sch. 21 para. 54.</p> <p>70, s. 188(7)(a), sch. 21 para. 55(1).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 55(2), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 55(3)(4).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 55(5), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 56.</p> <p>70, s. 188(7)(a), sch. 21 para. 57(1)(2).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 57(3), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 58.</p> <p>70, s. 188(7)(a), sch. 21 para. 59(1)–(5).</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 59(6), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 60.</p>



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7 & 8 Eliz. 2: c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	S. 169 am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 61.
		S. 170(2)(3) am. ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 62.
		S. 171(1)(2) am. ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 63.
		S. 172 am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 64.
		S. 173(1) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 65(1).
		S. 173(2) rep. ( <i>prosp.</i> ) ...	70, ss. 188(7)(a), 272(1), sch. 21 para. 65(2), sch. 30.
		S. 173(3) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 65(3).
		S. 174(2) proviso, (3) am. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 66.
		Ss. 174(3), 179(2) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 179(2) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 67.
		S. 181(5) am. ( <i>prosp.</i> ) ...	70, s. 171.
		S. 187 rep. ( <i>prosp.</i> ) ...	70, ss. 188(7)(a), 272(1), sch. 21 para. 68, sch. 30.
		Ss. 189–191 rep. ( <i>prosp.</i> )	70, ss. 188(5)(a), 272(1), sch. 30.
		S. 192(3)(c)(i)(5) am. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 69.
		S. 193(1) subst. ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 70.
		S. 196(5) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 71.
		S. 197(1) am. ( <i>prosp.</i> ), (3) subst. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 72.
Ss. 200, 201 rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.		
S. 204(1) rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 73, sch. 30.		
S. 205 rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.		

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7 & 8 Eliz. 2: c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	<p>S. 206(2) am. (<i>prosp.</i>) ...</p> <p>S. 206(3) rep. in pt. (<i>prosp.</i>).</p> <p>S. 206(4)(b)(5) am. (<i>prosp.</i>) (<i>prosp.</i>).</p> <p>S. 206(8) rep. (<i>prosp.</i>) ...</p> <p>S. 206(9) rep. in pt. (<i>prosp.</i>).</p> <p>Ss. 207(1), 209(1), 210 rep. in pt. (<i>prosp.</i>).</p> <p>S. 211(1) rep. in pt. (<i>prosp.</i>).</p> <p style="text-align: right;">am. (<i>prosp.</i>)</p> <p>S. 212 am. (<i>prosp.</i>) ...</p> <p>S. 213(1) proviso rep. in pt. (<i>prosp.</i>).</p> <p>S. 213(2) definition of "street works authority" am. (<i>prosp.</i>) (3) (a)–(c) replaced (<i>prosp.</i>).</p> <p>S. 213(4) rep. (<i>prosp.</i>) ...</p> <p>S. 214(7) rep. in pt. (<i>prosp.</i>).</p> <p>S. 223(2) rep. in pt. (<i>prosp.</i>).</p> <p>S. 223(2)(aa) am. (<i>prosp.</i>)</p> <p>S. 225(1), (2) proviso am. (<i>prosp.</i>).</p> <p>S. 226(3) rep. in pt. (<i>prosp.</i>).</p> <p>S. 226(4) added (<i>prosp.</i>)</p> <p>S. 227(1) rep. in pt. (<i>prosp.</i>).</p> <p style="text-align: right;">am. (<i>prosp.</i>)</p>	<p>70, s. 188(7)(a), sch. 21 para. 74(1).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 74(1).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 74(2), sch. 30.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 75, sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 75.</p> <p>70, s. 171.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 76.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 77, sch. 30.</p> <p>70, ss. 188(7)(a), 272(1), sch. 21 para. 78, sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 78.</p> <p>70, s. 188(7)(a), sch. 21 para. 79.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 80.</p> <p>70 s. 272(1), sch. 30.</p> <p>70, s. 188(7)(a), sch. 21 para. 81.</p>

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		Ss. 232 rep. ( <i>prosp.</i> ), 233 (1) rep. in pt. ( <i>prosp.</i> ), 234 rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 235(4) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 83.
		S. 237 subst. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 84.
		S. 238 subst. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 85.
		Ss. 239(3), 242, 245, 246 (4), 247 rep. ( <i>prosp.</i> ), 249(3) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 252(1) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 86.
		S. 257 am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 87.
		S. 260 rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 261 am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 88.
		S. 264(5) am. ( <i>prosp.</i> ) ...	70, s. 171.
		Ss. 285(1)(d), (2)(b), 286 (2) proviso, (4) rep. in pt. ( <i>prosp.</i> ), 290, 292 rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 295(1) definitions of— “code of 1875” am. ( <i>prosp.</i> ), “local authority” subst. ( <i>prosp.</i> ), “claimed county road”, “county bridge”, “county road” rep. ( <i>prosp.</i> ), (4) rep. in pt. ( <i>prosp.</i> ).	70, s. 188(7)(a), sch. 21 para. 89. 70, s. 272(1), sch. 30.
		S. 296(1) am. ( <i>prosp.</i> ) ...	70, s. 188(7)(a), sch. 21 para. 90.
		S. 297 am. ( <i>prosp.</i> ) ...  rep. in pt. ( <i>prosp.</i> )	70, s. 188(7)(a), sch. 21 para. 91. 70, ss. 188(7)(a), 272(1), sch. 21 para. 91, sch. 30.
		S. 312(5)(7) rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		Sch. 1 Pt. I Table para. (i) rep. in pt. ( <i>prosp.</i> ).	70, ss. 188(7)(a), 272(1), sch. 21 para. 92, sch. 30.

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7 & 8 Eliz. 2: c. 25— <i>cont.</i>	Highways Act 1959 — <i>cont.</i>	Schs. 6, 8 rep. ( <i>prosp.</i> ) ... Sch. 9 paras. 1 am. ( <i>prosp.</i> ), 2 replaced ( <i>prosp.</i> ), 8 am. ( <i>prosp.</i> ). Sch. 12 para. 1(a) rep. ( <i>prosp.</i> ). para. 1(e) am. ( <i>prosp.</i> ). Sch. 14 Pt. I am. ( <i>prosp.</i> ) Pt. II rep. ( <i>prosp.</i> ) Sch. 17 paras. 1 rep. ( <i>prosp.</i> ), 6, sch. 18 paras. 1, 2 rep. in pt. ( <i>prosp.</i> ), schs. 19, 21 rep. ( <i>prosp.</i> ), sch. 24 para. 24 rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 188(7)(a), sch. 21 para. 93. 70, s. 272(1), sch. 30. 70, s. 188(7)(a), sch. 21 para. 94. 70, s. 188(7)(a), sch. 21 para. 95(1)–(4). 70, ss. 188(7)(a), 272(1), sch. 21 para. 95(5), sch. 30. 70, s. 272(1), sch. 30.
c. 30 ...	National Assistance (Amendment) Act 1959.	S. 1(1) am. ( <i>prosp.</i> ) ...	58, s. 64(1), sch. 6 para. 101.
c. 33 ...	House Purchase and Housing Act 1959.	S. 26 rep. ... Sch. 1 para. 7 rep. ...	47, s. 108(4), sch. 11 Pt. I. 47, ss. 103(6), 108(4), sch. 11 Pt. VI.
c. 53 ...	Town and Country Planning Act 1959.	S. 24 excl. ... S. 27 ext. ( <i>prosp.</i> ) ... S. 27(2)(d) ext. ( <i>prosp.</i> ) S. 28 rep. ( <i>prosp.</i> ) ... S. 57(1) definition of “grant aided function” rep. in pt.	47, s. 101(3). 70, s. 153(2). 70, s. 172, sch. 13 para. 26. 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. VI.
c. 54 ...	Weeds Act 1959 ...	S. 5 rep. in pt. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 55 ...	Dog Licences Act 1959	S. 7(1)(2) am. ( <i>prosp.</i> ) ...	70, s. 213(4).
c. 62 ...	New Towns Act 1959 ...	S. 4(1) rep. ... S. 4(2)(b) rep. ... S. 4(4) rep. ...	47, s. 108(4), sch. 11 Pt. III. 47, s. 108(4), sch. 11 Pt. V. 47, s. 108(4), sch. 11 Pt. III.
c. 65 ...	Fatal Accidents Act 1959	S. 2 ext. ( <i>prosp.</i> ) ...	33, s. 3(2).
c. 69 ...	Wages Councils Act 1959	S. 19(3)(b) am. ...	68, s. 4, sch. 4 para. 9(4).
c. 70 ...	Town and Country Planning (Scotland) Act 1959.	Ss. 1–13, 17–22 rep. S. 25 excl. ... S. 25(1) appl. ... S. 27(1) excl. ...	52, s. 277(2), sch. 23. 46, s. 75(3). 52, s. 111(6). 46, s. 79(1), sch. 9 para. 7.

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7 & 8 Eliz. 2: c. 70— <i>cont.</i>	Town and Country Planning (Scotland) Act 1959— <i>cont.</i>	S. 27(5)(b) subst. ... Ss. 31–43, 49, 50 (except subs. (4)), 51–53 rep. S. 54(1) definition of “grant-aided function” rep. in pt. S. 55 (except subs. (1)(a) and (3)), schs. 1–3 rep. Sch. 4 para. 2 am. ...	52, s. 276(1), sch. 21 Pt. II. 52, s. 277(2), sch. 23. 46, s. 79(3), sch. 11 Pt. III. 52, s. 272(2), sch. 23. 52, s. 276(1), sch. 21 Pt. II.
c. 72 ... ..	Mental Health Act 1959	Schs. 5, 6 rep., sch. 7 rep. in pt., schs. 8, 9 rep. Ss. 8(1), 9(1) am. ( <i>prosp.</i> )  S. 9(1) rep. in pt. ( <i>prosp.</i> )  S. 9(2) subst. ( <i>prosp.</i> ) ... S. 9(3) rep. in pt. ( <i>prosp.</i> )  Ss. 9(3), 10(1), 22, 27(2), 33, 34, 35, 38(3), 40–43, 47(2), 52, 53, 56(2)(c), (3), 59, 60 am. ( <i>prosp.</i> ). S. 81(2)(a) am. ( <i>prosp.</i> )  Ss. 131, 132, 135(6) am. ( <i>prosp.</i> ). S. 138 ext. ... .. Ss. 142 am. ( <i>prosp.</i> ), 147(1) definition of “local health authority” subst. ( <i>prosp.</i> ). Sch. 7 Pt. I rep. in pt. ...	52, s. 277(2), sch. 23. 70, s. 195(6), sch. 23 para. 9(1) (3). 70, ss. 195(6), 272(1), sch. 23 para. 9(3), sch. 30. 70, s. 195(6), sch. 23 para. 9(3). 70, ss. 195(6), 272(1), sch. 23 para. 9(3), sch. 30. 70, s. 195(6), sch. 23 para. 9.  58, s. 64(1), sch. 6 para. 102. 70, s. 195(6), sch. 23 para. 9. 48, s. 20(2). 70, s. 195(6), sch. 23 para. 9.  11, s. 29(4), sch. 8. 66, s. 12(1), sch. 3.
c. 73 ... ..	Legitimacy Act 1959 ...	Pt. II rep. in pt. ( <i>prosp.</i> ). S. 5 excl. ( <i>prosp.</i> ) ... S. 5(1) rep. ... ..	18, s. 17(3). 49, s. 3(3).
8 & 9 Eliz. 2: c. 9 ... ..	Judicial Pensions Act 1959.	Appl. (except s. 2) ...	11, s. 13(2).
c. 16 ... ..	Road Traffic Act 1960	Pts. I (ss. 1–96), II (ss. 97–116) rep. S. 126 am. ... ..  S. 128(3) am. (foreign vehicles) Ss. 135(2)(7), 143(2)(a) rep. in pt. ( <i>prosp.</i> ). S. 149 am. (E.) ( <i>prosp.</i> )	20, s. 205(1), sch. 9 Pt. I. 11, s. 29(1), sch. 6 para. 38. 27, s. 1, sch. 1. 70, s. 272(1), sch. 30. 70, s. 186(3).

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8 & 9 Eliz. 2: c. 16— <i>cont.</i>	Road Traffic Act 1960 — <i>cont.</i>	<p>S. 160(1)(k) am. (I)(n) added.</p> <p>S. 161(1) rep. in pt. (<i>prosp.</i>).</p> <p>Ss. 183–185, 187, 189–191, Pts. V (ss. 192–200), VI (ss. 201–216), ss. 217–221, 223–231 rep., 232(1)(3) rep. in pt., 233(1)(b), (e)–(h), 235(1)(d), (2) rep., (3) rep. in pt., 236–238 rep.</p> <p>S. 239 am. ... ..</p> <p>Ss. 239 rep. in pt., 241 rep., 244, 247(1) rep. in pt.</p> <p>S. 247(1) rep. (<i>prosp.</i>) ...</p> <p>S. 247(2) subst. ... ..</p> <p>Ss. 250, 254 rep., 255 rep. in pt. 256, 257(1) definitions of “the appropriate Minister”, “bridge authority”, “bridleway”, “footpath”, “highway authority”, “salvage”, “special road”, “statutory”, “test certificate”, “traffic sign” rep., “driver” rep. in pt., 259 rep., 260(1)–(3) rep. in pt., (4), 261, 262 rep., 263(1) rep. in pt., schs. 8, 9, 15, 16 rep., 17 rep. in pt., 19 paras. 5(1), 7, 8, 16 rep.</p>	<p>68, s. 4, sch. 4 para. 10.</p> <p>70, s. 272(1), sch. 30.</p> <p>20, s. 205(1), sch. 9 Pt. I.</p> <p>68, s. 4, sch. 4 para. 10.</p> <p>20, s. 205(1), sch. 9 Pt. I.</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>20, s. 203(1), sch. 7.</p> <p>20, s. 205(1), sch. 9 Pt. I.</p>
c. 18 ... ..	Local Employment Act 1960.	<p>Ss. 1(1)(5), 2–4, 6–10, 12(1)(6), 13, 14(2)(3), 15 rep.</p> <p>Ss. 16–22 rep. ... ..</p> <p>S. 23 rep. ... ..</p> <p>S. 26(1)(3) rep. ... ..</p> <p>Ss. 27, 28(1)–(4), (6)–(8), schs. 1–3 rep.</p>	<p>5, s. 22(2), sch. 4.</p> <p>52, s. 277(2), sch. 23.</p> <p>5, s. 22(2), sch. 4.</p> <p>52, s. 277(2), sch. 23.</p> <p>5, s. 22(2), sch. 4.</p>
c. 19 ... ..	European Free Trade Association Act 1960.	Rep. ( <i>prosp.</i> ) ... ..	68, s. 4, sch. 3 Pt. I.
c. 20 ... ..	Requisitioned Houses Act 1960.	S. 2(3)(4) rep. ... ..	47, s. 108(4), sch. 11 Pt. III.
c. 27 ... ..	Gas Act 1960 ... ..	Rep. ... ..	60, s. 49(3), sch. 8.

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8 & 9 Eliz. 2:			
— <i>cont.</i>			
c. 28 ...	Legal Aid Act 1960 ...	S. 1(2) rep. in pt. ( <i>prosp.</i> ) S. 4 am. ( <i>prosp.</i> ) ...	50, s. 13(1), sch. 3. 50, s. 13(1), sch. 2.
c. 33 ...	Indecency with Children Act 1960.	Am. ... ..	71, s. 48.
c. 34 ...	Radioactive Substances Act 1960.	S. 14(1) am. (S). ( <i>prosp.</i> ) S. 19(1) definition of "local authority" rep. in pt. ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 104. 70, s. 272(1), sch. 30.
c. 48 ...	Matrimonial Proceedings (Magistrates' Courts) Act 1960.	Ext. (polygamy)... .. Mod. ( <i>prosp.</i> ) ... .. S. 2(1)(e)(f) am. ( <i>prosp.</i> ) Ss. 2(5) appl. (mod.) ( <i>prosp.</i> ), 3-5 excl. ( <i>prosp.</i> ), 6(2)(a)(3)(4), 7(2)(3) appl. (mod.) ( <i>prosp.</i> ), 8(1) excl. ( <i>prosp.</i> ), 8(2) appl. (mod.) ( <i>prosp.</i> ) 9 excl. ( <i>prosp.</i> ). S. 9(2)-(5) ext. (mod.) ( <i>prosp.</i> ). Ss. 10 excl. ( <i>prosp.</i> ), 11(2) appl. (mod.) ( <i>prosp.</i> ), 13(2) excl. ( <i>prosp.</i> ). S. 13(2) excl. ( <i>prosp.</i> ) ... S. 13(4) appl. (mod.) ( <i>prosp.</i> ). S. 16(1) definition of "local social services authority" added ( <i>prosp.</i> ).	38, s. 1(2)(f). 18, s. 28(2). 70, s. 195(6), sch. 23 para. 10. 18, s. 28(6). 18, s. 41(2). 18, s. 28(6). 18, s. 27(9). 18, s. 28(6). 70, s. 195(6), sch. 23 para. 10.
c. 51 ...	Road Traffic (Amendment) Act 1960.	Rep. ... ..	20, s. 205(1), sch. 9 Pt. I.
c. 57 ...	Films Act 1960 ... ..	Am. (except ss. 11, 17)... Ext. ... .. S. 1 appl. (mod.) ... S. 2 am. ... .. S. 17(2)(a)(3) am. ... S. 44 appl. ... ..	68, s. 8(1). 68, s. 8(5). 68, s. 8(4). 68, s. 8(2). 68, s. 8(3). 68, s. 8(2).
c. 58 ...	Charities Act 1960 ...	S. 6(8) rep. in pt. ( <i>prosp.</i> ) S. 10(1) am. ( <i>prosp.</i> ) ... S. 10(4) rep. in pt. ( <i>prosp.</i> ), (6)(7) rep. ( <i>prosp.</i> ). S. 11(1) am. ( <i>prosp.</i> ) ... S. 11(4) rep. in pt. ( <i>prosp.</i> ) S. 11(4)(5) am. ( <i>prosp.</i> )... S. 12(1) am. ( <i>prosp.</i> ) ... S. 12(1) definition of "local council" rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 210(9)(a). 70, s. 272(1), sch. 30. 70, s. 210(9)(b). 70, s. 272(1), sch. 30. 70, s. 210(9)(b). 70, s. 210(9)(c). 70, s. 272(1), sch. 30.

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8 & 9 Eliz. 2: c. 58— <i>cont.</i>	Charities Act 1960 — <i>cont.</i>	S. 18(12) rep. in pt. ( <i>prosp.</i> ). S. 29 saved ( <i>prosp.</i> ) ... Ss. 32(3), 37(1)(2) rep. in pt. ( <i>prosp.</i> ). S. 37(3)—(5) am. ( <i>prosp.</i> ) S. 37(5) rep. in pt. ( <i>prosp.</i> )  S. 44(1)(a) rep. in pt. ...  S. 44(4) rep. ( <i>prosp.</i> ) ...  Sch. 2 para. (i) added ( <i>prosp.</i> ). Sch. 3 paras. 3, 4 am. ( <i>prosp.</i> ). Sch. 7(1) (local health authorities) rep. ( <i>prosp.</i> ). S. 7(1A) am. ( <i>prosp.</i> ) ...	70, ss. 210(9)(d), 272(1), sch. 30. 70, s. 131(3). 70, s. 272(1), sch. 30. 70, s. 210(9)(e). 70, s. 272(1), sch. 30. 11, s. 29(4), sch. 8. 70, s. 272(1), sch. 30. 54, s. 4(2). 70, s. 210(9)(f).
c. 61 ... ..	Mental Health (Scotland) Act 1960.	S. 7(1) (local health authorities) rep. ( <i>prosp.</i> ). S. 7(1A) am. ( <i>prosp.</i> ) ...  S. 12(5) rep. ( <i>prosp.</i> ) ...  S. 15(3)(a) am. ( <i>prosp.</i> )...  S. 27(b)(c) am. ( <i>prosp.</i> )...  S. 27(d) rep. ( <i>prosp.</i> ) ...  S. 30(2) am. ( <i>prosp.</i> ) ...  S. 34(2) proviso (i) added ( <i>prosp.</i> ). S. 53(1)(b) am. ( <i>prosp.</i> )...  S. 57(1) am. ( <i>prosp.</i> ) ...  S. 60(2) am. ( <i>prosp.</i> ) ...  S. 65(4) am. ( <i>prosp.</i> ) ...  Ss. 90(1) rep. in pt. ( <i>prosp.</i> ). 91(2)(b) rep. ( <i>prosp.</i> ). S. 92(2) am. ( <i>prosp.</i> ) ...  S. 97(1)(b) am. ( <i>prosp.</i> )...  S. 101(2) am. ( <i>prosp.</i> ) ...  S. 111(1) definition of "board of management" am. ( <i>prosp.</i> ). Ss. 111(1) definition of "local health authority", 117(3) rep. ( <i>prosp.</i> ). Sch. 4 rep. in pt. ...	58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 105. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 106. 58, s. 64(1), sch. 6 para. 107. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 108. 58, s. 64(1), sch. 6 para. 109. 58, s. 64(1), sch. 6 para. 110. 58, s. 64(1), sch. 6 para. 111. 58, s. 64(1), sch. 6 para. 112. 58, s. 64(1), sch. 6 para. 113. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 114. 58, s. 64(1), sch. 6 para. 115. 58, s. 64(1), sch. 6 para. 116. 58, s. 64(1), sch. 6 para. 117. 58, s. 64(2), sch. 7 Pt. II. 11, s. 29(4), sch. 8.



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8 & 9 Eliz. 2: — <i>cont.</i>			
c. 62 ... ..	Caravan Sites and Control of Development Act 1960.	Ss. 21, 22 rep. ... .. S. 23 am. ( <i>prosp.</i> ) ... .. S. 29(1) definition of "local authority", sch. 2 rep. in pt. ( <i>prosp.</i> ). S. 21 rep. ... ..	52, s. 277(2), sch. 23. 70, s. 251(2), sch. 29 para. 14. 70, s. 272(1), sch. 30.
c. 63 ... ..	Road Traffic and Roads Improvement Act 1960.	S. 21 rep. ... ..	20, s. 205(1), sch. 9 Pt. I.
c. 66 ... ..	Professions Supplementary to Medicine Act 1960.	Sch. 1 para. 20(3) rep. ... ..	11, ss. 22(1), 29(4), schs. 4, 8.
c. 67 ... ..	Public Bodies (Admission to Meetings) Act 1960.	S. 1 ext. (E.) ( <i>prosp.</i> ) ... .. S. 1(4)(b) am. (E.) ( <i>prosp.</i> ) S. 2(1) saved (E.) ( <i>prosp.</i> ) Sch. para. 1(e) rep. ( <i>prosp.</i> ). para. 2(d)(e) replaced ( <i>prosp.</i> ).	70, s. 100(2)(3). 70, s. 160(2). 70, s. 100(2). 70, s. 272(1), sch. 30.
c. 68 ... ..	Noise Abatement Act 1960.	S. 1 ext. (E.) ( <i>prosp.</i> ) ... ..	58, s. 64(1), sch. 6 para. 118.
c. 69 ... ..	Road Traffic (Driving of Motor Cycles) Act 1960.	S. 2(5)(a) rep. in pt. ( <i>prosp.</i> ). Rep. ... ..	70, s. 180(3). 70, s. 272(1), sch. 30. 20, s. 205(1), sch. 9 Pt. I.
9 & 10 Eliz. 2:			
c. 15 ... ..	Post Office Act 1961 ...	S. 24(2) rep. ( <i>prosp.</i> ) ... ..	71, s. 64(2), sch. 6 Pt. II.
c. 19 ... ..	National Health Service Act 1961.	S. 1(4) am. ( <i>prosp.</i> ) ... .. S. 3(1) definition of "the relevant time" am. ( <i>prosp.</i> ), am. (S.) ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 28. 58, s. 64(1), sch. 6 para. 29.
c. 29 ... ..	Rural Water Supplies and Sewerage Act 1961.	S. 1(2) rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 33 ... ..	Land Compensation Act 1961.	Ss. 2, 4 appl. (mod.) ... ..	71, s. 60(5).
c. 34 ... ..	Factories Act 1961 ...	S. 17 am. (except Greater London) ( <i>prosp.</i> ). S. 8(6) am. (S.) ( <i>prosp.</i> ) S. 9(2) am. (S.) ( <i>prosp.</i> ) S. 10A added ( <i>prosp.</i> ) ... .. S. 47(1) rep. in pt. ( <i>prosp.</i> ) S. 75(2) subst. ( <i>prosp.</i> ) ... .. expld. ( <i>prosp.</i> )... .. S. 82(3) am. ( <i>prosp.</i> ) ... .. Ss. 85, 99(4), 118 rep. ( <i>prosp.</i> ), 119 rep. in pt. ( <i>prosp.</i> ). S. 119 am. ( <i>prosp.</i> ) ... .. S. 119A added ( <i>prosp.</i> )... ..	70, s. 182(3)(b), sch. 16 para. 55. 58, s. 64(1), sch. 6 para. 119. 58, s. 64(1), sch. 6 para. 120. 28, s. 3. 70, s. 272(1), sch. 30. 28, s. 4(1). 28, s. 4. 28, s. 2(1), sch. 2. 28, s. 9(2), sch. 3. 28, s. 2(1), sch. 2. 28, s. 5(1).

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9 & 10 Eliz. 2: c. 34— <i>cont.</i>	Factories Act 1961— <i>cont.</i>	<p>S. 124(2)(b) subst. (<i>prosp.</i>)</p> <p>S. 125(2) am. (<i>prosp.</i>) ...</p> <p>S. 125(3) rep. in pt. (<i>prosp.</i>)</p> <p>S. 125(3)(a) am. (<i>prosp.</i>)</p> <p>S. 125(4) rep. in pt. (<i>prosp.</i>)</p> <p>S. 126(2) am. (<i>prosp.</i>) ...</p> <p>S. 126(2)(g) rep. (<i>prosp.</i>)</p> <p>S. 127(2) am. (<i>prosp.</i>) ...</p> <p>S. 127(2)(g) rep. (<i>prosp.</i>)</p> <p>Ss. 138(1)(c) subst. (<i>prosp.</i>), 141 am. (<i>prosp.</i>)</p> <p>S. 145(5) rep. (E.) (<i>prosp.</i>)</p> <p>S. 146 appl. (mod.) (<i>prosp.</i>)</p> <p>S. 146(1)(g) rep. (<i>prosp.</i>)</p> <p>S. 146(4) rep. in pt. (saving) (<i>prosp.</i>)</p> <p>am. (<i>prosp.</i>)</p> <p>S. 147 appl. (mod.) (<i>prosp.</i>)</p> <p>Ss. 151, 152 rep. (<i>prosp.</i>)</p> <p>S. 153(1)(3) am. (S.) (<i>prosp.</i>)</p> <p>S. 156 excl. (<i>prosp.</i>) ...</p> <p>S. 164(6) rep. in pt. (<i>prosp.</i>)</p> <p>S. 176(1) definition of "district council" rep. in pt. (<i>prosp.</i>)</p> <p>S. 178(1) am. (S.) ...</p> <p>am. (E.) ...</p> <p>S. 180(6) am. (<i>prosp.</i>) ...</p> <p>S. 184(2) rep. (<i>prosp.</i>) ...</p> <p>Sch. 5, s. 110(2)(3) am. (<i>prosp.</i>)</p>	<p>28, s. 2(1), sch. 2.</p> <p>28, s. 8(1).</p> <p>28, s. 9(2), sch. 3.</p> <p>28, s. 8(1).</p> <p>28, s. 9(2), sch. 3.</p> <p>28, s. 8(1).</p> <p>28, s. 9(2), sch. 3.</p> <p>28, s. 8(1).</p> <p>28, s. 9(2), sch. 3.</p> <p>28, s. 2(1), sch. 2.</p> <p>71, s. 64(2), sch. 6 Pt. I.</p> <p>28, s. 1(5), sch. 1 Pt. I.</p> <p>28, ss. 2(2), 9(2), sch. 3.</p> <p>28, s. 9(2), sch. 3.</p> <p>28, s. 7.</p> <p>28, s. 1(5), sch. 1 Pt. I.</p> <p>28, s. 9(2), sch. 3.</p> <p>58, s. 64(1), sch. 6 para. 121.</p> <p>28, s. 7.</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>70, s. 272(1), sch. 30.</p> <p>S.I. No. 890.</p> <p>S.I. No. 911.</p> <p>28, s. 2(3).</p> <p>28, s. 9(2), sch. 3.</p> <p>58, s. 64(1), sch. 6 para. 122.</p>
c. 36 ... ..	Finance Act 1961 ...	<p>S. 9 cont. until 31.8.1973</p> <p>S. 9(3) rep. in pt. (1.4.1973), (4)(a) rep. (1.4.1973), (8) rep. in pt. (1.4.1973).</p> <p>S. 35 rep. ... ..</p> <p>S. 8(4) rep. ... ..</p> <p>S. 12(4) am. ... ..</p>	<p>41, s. 60.</p> <p>41, s. 134(7), sch. 28 Pt. I.</p> <p>65, s. 17(1), sch. 71, s. 64(2), sch. 6 Pt. II.</p> <p>71, ss. 42(2), 64(1), sch. 5.</p>
c. 39 ... ..	Criminal Justice Act 1961	<p>S. 6(3)(b) rep. in pt. (E.) (<i>prosp.</i>)</p> <p>Sch. para. 7 am. (<i>prosp.</i>)</p>	<p>70, s. 272(1), sch. 30.</p> <p>70, s. 251(2), sch. 29 para. 18(2).</p> <p>70, s. 272(1), sch. 30.</p>
c. 40 ... ..	Consumer Protection Act 1961.	<p>Ss. 1, 3(1) rep. (<i>prosp.</i>)</p>	<p>70, s. 272(1), sch. 30.</p>
c. 43 ... ..	Public Authorities (Allowances) Act 1961.	<p>Rep. (except s. 7(b)-(d)) and superseded.</p>	<p>67, ss. 6, 30, sch.</p>
c. 46 ... ..	Companies (Floating Charges) (Scotland) Act 1961.		

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9 & 10 Eliz. 2: —cont. c. 48 ... ..	Land Drainage Act 1961	S. 3(9) rep. in pt. ( <i>prosp.</i> )  am. ( <i>prosp.</i> ) ... S. 11(2) rep. in pt. ( <i>prosp.</i> )  S. 11(2) am. ( <i>prosp.</i> ), (3) added ( <i>prosp.</i> ). Ss. 17, 21(3)(b), 30(3) rep. in pt. ( <i>prosp.</i> ). S. 30(8) am. ( <i>prosp.</i> ) ...  S. 30(9) rep. in pt. ( <i>prosp.</i> )  S. 34(1) rep. in pt. ( <i>prosp.</i> )  S. 34(1)(2) am. ( <i>prosp.</i> )... S. 34(2) rep. in pt. ( <i>prosp.</i> ) S. 34(2A) added ( <i>prosp.</i> ) S. 38(3) rep. in pt. ( <i>prosp.</i> )	70, ss. 251(2), 272(1), sch. 29 para. 25(1), sch. 30. 70, s. 251(2), sch. 29 para. 25(1). 70, ss. 251(2), 272(1), sch. 29 para. 25(2), sch. 30. 70, s. 251(2), sch. 29 para. 25(2). 70, s. 272(1), sch. 30. 70, ss. 212(3)(b), 251(2), sch. 29 para. 25(3). 70, s. 272(1), sch. 30. 70, ss. 251(2), 272(1), sch. 29 para. 25(4), sch. 30. 70, s. 251(2), sch. 29 para. 25(4). 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 25(4). 70, s. 272(1), sch. 30.
c. 49 ... ..	Covent Garden Market Act 1961.	Sch. 1 para. 8(2)(b) am. para. 8(2)(b) rep. in pt.	11, s. 29(1), sch. 6 para. 39. 11, ss. 22(1), 29(4), schs. 4, 8.
c. 50 ... ..	Rivers (Prevention of Pollution) Act 1961.	Ss. 2(2)(e), 4(1)(e) rep. in pt.	60, s. 49(1)(3), sch. 6 para. 9, sch. 8.
c. 52 ... ..	Army and Air Force Act 1961.	S. 17(1) rep. ... .. S. 17(2) rep. ... ..	S.I. No. 1955. S.I. No. 1922.
c. 62 ... ..	Trustee Investments Act 1961.	S. 11(4)(a) rep. in pt. ( <i>prosp.</i> ). S. 11(4)(c) am. ... ..  Sch. 1 Pt. II para. 5 am. Pt. IV para. 4 definition of "local authority" rep. in pt. ( <i>prosp.</i> ). S. 4(3) added ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30. 11, s. 29(1), sch. 6 para. 40. S.I. No. 1818. 70, s. 272(1), sch. 30.
c. 63 ... ..	Highways (Miscellaneous Provisions) Act 1961.	S. 14(2)(b)(iii) rep. ( <i>prosp.</i> )	70, s. 188(7), sch. 21 para. 99. 70, s. 272(1), sch. 30.
c. 64 ... ..	Public Health Act 1961	Ext. in pt. ( <i>prosp.</i> ) ... .. S. 2(3) rep. in pt. ( <i>prosp.</i> )  S. 16 rep. ( <i>prosp.</i> ) ...	70, s. 180(3). 70, s. 272(1), sch. 30. 70, ss. 180(2), 272(1), sch. 14 para. 35, sch. 30.

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9 & 10 Eliz. 2: c. 64— <i>cont.</i>	Public Health Act 1961— <i>cont.</i>	S. 17(1) am. ( <i>prosp.</i> ) ... S. 34 am. ( <i>prosp.</i> ) ... S. 38 am. ( <i>prosp.</i> ) ... S. 40(2) rep. in pt. ( <i>prosp.</i> )  Ss. 44, 46 am. ( <i>prosp.</i> ) ... S. 47 ext. ( <i>prosp.</i> ) ... S. 51(1) proviso rep. ( <i>prosp.</i> ).  Ss. 52–54 am. ( <i>prosp.</i> ) ... S. 54(8) rep. ( <i>prosp.</i> ) ... S. 73 am. ( <i>prosp.</i> ) ...	70, s. 180(2), sch. 14 para. 36. 70, s. 180(2), sch. 14 para. 37. 70, s. 180(2), sch. 14 para. 38. 70, ss. 180(2), 272(1), sch. 14 para. 39, sch. 30. 70, s. 180(2), sch. 14 para. 40. 70, s. 187(2)(b). 70, ss. 180(2), 272(1), sch. 14 para. 41, sch. 30. 70, s. 180(2), sch. 14 para. 42. 70, s. 272(1), sch. 30.
c. 65 ... ..	Housing Act 1961 ...	Pt. I (ss. 1–11) (except ss. 7, 9) rep. S. 9 rep. ... ..  Ss. 16(2) rep. in pt. ( <i>prosp.</i> ), 34 rep. ( <i>prosp.</i> ). Sch. 1 rep. ... .. Sch. 2 rep. ... ..	47, s. 108(4), sch. 11 Pt. III. 47, s. 108(4), sch. 11 Pt. V. 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. III. 47, ss. 103(6), 108(4), sch. 11 Pt. III.
C.A.M.: No. 3... ..	Clergy Pensions Measure 1961.	Power to am. ... .. S. 1(5) am. ... .. S. 2(1) am. ... .. S. 2(3) am. ... .. S. 3 am. ... .. S. 4(2) am. ... .. S. 4(3) ext. ... .. S. 10(1) am., proviso subst. S. 10(2) am. ... .. S. 10(2A) added ... .. S. 12 rep. in pt. ... ..	G.S.M. No. 5, s. 6. G.S.M. No. 5, s. 5(1). G.S.M. No. 5, s. 2(1). G.S.M. No. 5, s. 2(2). G.S.M. No. 5, s. 3. G.S.M. No. 5, s. 5(2). G.S.M. No. 5, s. 3(2). G.S.M. No. 5, s. 4(1). G.S.M. No. 5, s. 4(4). G.S.M. No. 5, s. 4(5). G.S.M. No. 5, s. 4(7).

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C.A.M.: No. 3— <i>cont.</i>	Clergy Pensions Measure 1961— <i>cont.</i>	S. 34(4) am. ... S. 44 am. ... Sch. 1 am. ...	G.S.M. No. 5, s. 5(3). G.S.M. No. 5, s. 5(4). G.S.M. No. 5, s. 1.
10 & 11 Eliz. 2: c. 9 ...	Local Government (Financial Provisions etc.) (Scotland) Act 1962.	S. 3 am. ...	60, s. 49(1), sch. 6 para. 10.
c. 13 ...	Vehicles (Excise) Act 1962.	Sch. 7 rep. in pt. ...	20, s. 205(1), sch. 9 Pt. I.
c. 15 ...	Criminal Justice Act 1962.	S. 3 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 22 ...	Coal Consumers' Councils (Northern Irish Interests) Act 1962.	S. 1(1)(2) rep. (Industrial Coal Consumers' Council).	68, s. 4, sch. 3 Pt. IV.
c. 23 ...	South Africa Act 1962	Sch. 2 para. 2 rep. ( <i>prosp.</i> ) para. 5 rep. ( <i>prosp.</i> )	18, s. 22(2). 68, s. 4, sch. 3 Pt. II.
c. 28 ...	Housing (Scotland) Act 1962.	Pt. I (ss. 1-10), ss. 19, 20, 32, schs. 1-3, sch. 4 paras. 2, 3, 7, 8 rep.	46, s. 79(3), sch. 11 Pt. III.
c. 30 ...	Northern Ireland Act 1962.	S. 8(5) rep. in pt. ...	11, s. 29(4), sch. 8.
c. 33 ...	Health Visiting and Social Work (Training) Act 1962.	S. 5(1)(c) am. ( <i>prosp.</i> ) ...	70, s. 195(6), sch. 23 para. 12.
c. 44 ...	Finance Act 1962 ...	S. 3(6) rep. in pt. ( <i>prosp.</i> ), sch. 5 Pt. II rep. ( <i>prosp.</i> ).	68, s. 4, sch. 3 Pt. II.
c. 46 ...	Transport Act 1962 ...	S. 43(7) excl. ( <i>prosp.</i> ) ... Sch. 10 para. 8(1) rep. in pt.  para. 8(1A) added  para. 8(1A) rep. in pt. (6.4.1973). Sch. 10 para. 11 functions of Secretary of State transferred to Lord Advocate (1.2.1973). Sch. 10 para. 11 am. (1.2.1973).	33, s. 1(1). 11, s. 29(1)(4), sch. 6 para. 41, sch. 8. 11, s. 29(1), sch. 6 para. 41. 41, s. 134(7), sch. 28 Pt. IV. S.I. No. 2002.  S.I. No. 2002.
c. 47 ...	Education (Scotland) Act 1962.	S. 32(1) am. ... S. 57 am. ( <i>prosp.</i> ) ...  S. 58(1) rep. ( <i>prosp.</i> ) ...  S. 58(2) am. ( <i>prosp.</i> ) ...  Ss. 58(3), 58A(1) rep. ( <i>prosp.</i> ). S. 58A(2) am. ( <i>prosp.</i> ) ...	S.I. No. 59. 58, s. 64(1), sch. 6 para. 123. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 124. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 125.

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& 11 Eliz. 2: 10c. 47— <i>cont.</i>	Education (Scotland) Act 1962— <i>cont.</i>	Ss. 59, 60 rep. ( <i>prosp.</i> ) ... S. 61(1)(2)(6)(7) am. ( <i>prosp.</i> ). S. 99(1) am. ... S. 101(d) am. ( <i>prosp.</i> ) ... S. 145 para. (29) rep. ( <i>prosp.</i> ). para. (48) am.	58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 126. S.I. No. 890. 58, s. 64(1), sch. 6 para. 127. 58, s. 64(2), sch. 7 Pt. II. 11, s. 29(1), sch. 6 para. 42.
c. 50 ...	Landlord and Tenant Act 1962.	S. 5(1) rep. ...	47, s. 108(4), sch. 11 Pt. VI.
c. 56 ...	Local Government (Records) Act 1962.	Ss. 2(6) rep. in pt. ( <i>prosp.</i> ), 3 rep. ( <i>prosp.</i> ), 8(1) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 58 ...	Pipe-lines Act 1962 ...	Ss. 27(1), 31(1), 42 am. S. 49 excl. ... S. 58(1)(a)(b) replaced ... S. 58(4)(5) excl. ...	60, s. 39(2)(3). 60, s. 44(1). 60, s. 39(1). 60, s. 39(2).
c. 59 ...	Road Traffic Act 1962 ...	Rep. (except ss. 49 51, 52(1), sch. 1 paras. 48, 49, 51 and in sch. 4 the amendments of ss. 130, 242 of the Road Traffic Act 1960).	20, s. 205(1), sch. 9 Pt. I.
1963: c. 2 ...	Betting, Gaming and Lotteries Act 1963.	S. 12(2) am. ... S. 13 am. ... S. 14(1) am. ... S. 14(3) am. ... S. 14(3)(a) am. ... S. 14(5) saved ... S. 25(2)(d) am. ... S. 55(1) definitions of— “approved horse race-course” am. “pool betting” am ... Sch. 1 para. 2 definition of “appropriate local authority” rep. in pt. ( <i>prosp.</i> ). para. 19(b)(ii) excl. ( <i>prosp.</i> ). am. ( <i>prosp.</i> ) Sch. 2 para. 1(1)(a) am. ( <i>prosp.</i> ). paras. 1(3)(4) rep. (E.) ( <i>prosp.</i> ), (6) rep. in pt. (E.) ( <i>prosp.</i> ), 2, 3 rep. (E.) ( <i>prosp.</i> ). Sch. 3 paras. 5(2)(a)(i), 6(2)(b)(c) am. ( <i>prosp.</i> ). para. 6(2), sch. 7 para. 1(2)(a) rep. in pt. ( <i>prosp.</i> ).	69, s. 2. 69, s. 5(1). 69, s. 1(5). 69, s. 1(3). 69, s. 4(1). 69, s. 1(4). 69, s. 4(2). 69, s. 5(1). 25, s. 29(1), sch. 5 para. 1. 70, s. 272(1), sch. 30. 69, s. 3(1). 69, s. 3(2). 70, s. 251(2), sch. 29 para. 13(1). 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 13(2). 70, s. 272(1), sch. 30.

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1963: — <i>cont.</i>			
c. 3 ...	Betting Duties Act 1963	Rep. ...	25, s. 29(2), sch. 7.
c. 9 ...	Purchase Tax Act 1963...	Residue rep. ( <i>prosp.</i> ) ...	41, ss. 54(8), 134(7), sch. 28 Pt. II.
		Ss. 2(3)(4), 4, 6–11, 12(1), 13(1)(3)(5), 14(2)–(4)(8)(9) rep. (1.4.1973), 15(2) rep. in pt. (1.4.1973), (3), 16, 22, 28(1) rep. (1.4.1973).	41, s. 134(7), sch. 28 Pt. I.
		S. 31 am. ...	41, s. 54(6)(7).
		Ss. 39(2)(3) rep. (1.4.1973), (4) rep. in pt. (1.4.1973), 40(6) rep. (1.4.1973).	41, s. 134(7), sch. 28 Pt. I.
c. 11 ...	Agriculture (Miscellaneous Provisions) Act 1963.	Sch. 1 Pt. I am. ... Pt. I Group 33 am.	41, s. 53. S.I. No. 1745.
		S. 9(8) rep. ...	68, s. 4, sch. 3 Pt. IV.
		S. 13(1) am. ...	62, s. 3.
		S. 16(4) rep. in pt. ...	62, s. 26(3), sch. 6.
		S. 17 rep. ...	62, ss. 8(2), 26(3), sch. 6.
		S. 25 rep. ( <i>prosp.</i> ) ...	68, s. 4, sch. 3 Pt. II.
c. 12 ...	Local Government (Financial Provisions) (Scotland) Act 1963.	S. 3(3)(a) am., (4) (c)(d) replaced.	46, s. 79(1), sch. 9 para. 2.
		S. 12 am. ...	60, s. 49(1), sch. 6 para. 11.
c. 14 ...	Corn Returns Act 1963...	S. 1(5) (Land Charges) (29.1.1973).	61, s. 2(2)(b), sch. 2 para. 1(h).
c. 17 ...	Town and Country Planning Act 1963.	Rep. ...	52, s. 277(2), sch. 23.
c. 24 ...	British Museum Act 1963	Excl. ( <i>prosp.</i> ) ...	54, s. 3(4).
		S. 9 am. ...	54, s. 2(4), sch. para. 11(6).
c. 25 ...	Finance Act 1963	Sch. 3 Pt. I para. 8 added	S.I. No. 653.
		S. 55(1) am. ...	41, s. 125(1).
		S. 55(2) am. ...	41, s. 125(2).
		S. 56(1) rep. in pt. ...	41, s. 134(7), sch. 28 Pt. XI.
		S. 71(5) am. ...	65, s. 15(2).
c. 29 ...	Local Authorities Act 1963.	Sch. 11 Pt. I am. ...	41, s. 125(1).
		Excl. ( <i>prosp.</i> ) ...	70, s. 121(2).
		Ss. 1, 13 rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 31 ...	Weights and Measures Act 1963.	Ss. 34, 35(1)(2) rep. ( <i>prosp.</i> ) ... superseded ( <i>prosp.</i> ).	70, s. 272(1), sch. 30. 70, s. 201(1)–(4).
		S. 37 excl. (E.) ( <i>prosp.</i> ) ...	70, s. 201(5).
		S. 37(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 40(1) am. ( <i>prosp.</i> ) ...	70, s. 201(6)(a).
		S. 40(1) rep. in pt. ( <i>prosp.</i> ), (2) rep. (E.) ( <i>prosp.</i> ), (3) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.

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1963: c. 31— <i>cont.</i>	Weights and Measures Act 1963— <i>cont.</i>	S. 41 saved ( <i>prosp.</i> ) ... S. 47 rep. (E.) ( <i>prosp.</i> ) ...	70, s. 112(3)(4). 70, ss. 201(7), 272(1), sch. 30.
c. 33 ... ..	London Government Act 1963.	Ext. ( <i>prosp.</i> ) ... .. S. 1(4) rep. in pt. ... ..  Ss. 1(4)(7), 2(2)(3) rep. ( <i>prosp.</i> ), (4) rep. in pt. ( <i>prosp.</i> ), 3 rep. ( <i>prosp.</i> ). S. 5 saved ( <i>prosp.</i> ) ... ..  S. 6 rep. ( <i>prosp.</i> ) ... ..  Ss. 9(6) rep. in pt., 14(6) (a)(c)(e) rep., 15(1) rep. in pt. S. 19(5) rep. ( <i>prosp.</i> ) ... ..  S. 23(6) rep. ... ..  S. 30(2) saved ( <i>prosp.</i> ) ... .. S. 30(4) saved ( <i>prosp.</i> ) ... .. Ss. 44(1)–(3), (7), 45(1)(2) (5) rep. ( <i>prosp.</i> ), (6) rep. in pt. ( <i>prosp.</i> ), (7), 46(1) (2) rep. ( <i>prosp.</i> ). S. 46(4) am. ( <i>prosp.</i> ) ... ..  Ss. 46(5)–(8), 47(1), (3) rep. ( <i>prosp.</i> ). S. 52(2) am. ( <i>prosp.</i> ) ... .. rep. in pt. ... .. S. 54(1)(a) rep. ( <i>prosp.</i> )... ..  S. 54(2) rep. (1.1.1974)... ..  S. 55(3) rep. ... ..  Ss. 57(1), 58(2)(3), 61(1) (2), 62(1)(b)(f) rep. ( <i>prosp.</i> ). S. 62(1)(c) rep. ( <i>prosp.</i> )... ..  Ss. 62(4), 69, 70 rep. ( <i>prosp.</i> ), 71(1) rep. in pt. ( <i>prosp.</i> ). S. 73 am. ( <i>prosp.</i> ) ... .. S. 74 rep. ( <i>prosp.</i> ) ... ..  S. 77 rep. ... ..  S. 78(2)(b) subst. ( <i>prosp.</i> ) Ss. 78(2)(c) rep. ( <i>prosp.</i> ), 85(1) rep. in pt. ( <i>prosp.</i> ), 86, 92(3) rep. ( <i>prosp.</i> ). S. 93(3) rep. in pt. ... ..	70, s. 146(1)(b). 70, s. 8(1), sch. 2 para. 7(3). 70, s. 272(1), sch. 30.  70, ss. 101(14), 112(6), 201(5). 70, s. 272(1), sch. 30. 20, s. 205(1), sch. 9 Pt. I. 70, s. 272(2), sch. 30. 47, s. 108(4), sch. 11 Pt. I. 70, s. 101(8)(9). 70, s. 112(3)(4). 70, s. 272(1), sch. 30.  70, s. 251(2), sch. 29 para. 44(3). 70, s. 272(1), sch. 30. 70, s. 204(5). 19, s. 4, sch. 70, s. 272(1), sch. 30. 62, ss. 26(3), 27 (2), sch. 6. 62, s. 26(3), sch. 6. 70, s. 272(1), sch. 30. 66, s. 12(1), sch. 3. 70, s. 272(1), sch. 30. 70, s. 144(4). 70, s. 272(1), sch. 30. 11, s. 29(4), sch. 8. 70, s. 220(6). 70, s. 272(1), sch. 30. 60, s. 49(3), sch. 8.



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1963: c. 33— <i>cont.</i>	London Government Act 1963— <i>cont.</i>	<p>Sch. 1 Pt. III, sch. 2 paras. 1–9, 11–15, 19–24, 31(<i>d</i>) and (iii) rep. (<i>prosp.</i>). Sch. 2 para. 31(<i>e</i>) rep. ...</p> <p>Sch. 3 Pt. I (except para. 16) rep. (<i>prosp.</i>), paras. 22–24 rep. in pt. (<i>prosp.</i>), Pt. III (except paras. 27, 31–33, 35), sch. 4.</p> <p>Sch. 5 Pt. I paras. 1, 13–16, 27–29, 32, 34 rep.</p> <p>Sch. 6 paras. 3, 9, 10, 13(1), 14–17, 21–25, 29, 31–34, 38–41, 43, 46–52, 54, 57, 61, 63(2), 64, 65, 68(<i>c</i>), 69–71 rep. (<i>prosp.</i>).</p> <p>Sch. 11 Pt. I ext. (<i>prosp.</i>) paras. 3–10, 15, 39, sch. 13 para. 5 rep. (<i>prosp.</i>).</p> <p>Sch. 14 paras. 1–4 am. (<i>prosp.</i>).</p> <p>Sch. 14 para. 2 rep. in pt. (<i>prosp.</i>), sch. 16, sch. 17 paras. 5, 9(<i>b</i>), 13, 17, 18(<i>a</i>)(<i>b</i>), 23, 28(<i>a</i>) rep. (<i>prosp.</i>).</p>	<p>70, s. 272(1), sch. 30.</p> <p>60, s. 49(3), sch. 8.</p> <p>70, s. 272(1), sch. 30.</p> <p>20, s. 205(1), sch. 9 Pt. I.</p> <p>70, s. 271(2), sch. 30.</p> <p>70, s. 180(1).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 251(2), sch. 29 para. 25(5).</p> <p>70, s. 272(1), sch. 30.</p>
c. 37 ...	Children and Young Persons Act 1963.	Sch. 2 para. 8 rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 38 ...	Water Resources Act 1963.	<p>Sch. 3 para. 29(1) rep. ...</p> <p>Ss. 96(1)(2), 97(1) rep. ...</p> <p>S. 97(2)(3) am. ...</p> <p>S. 97(5) rep. ...</p> <p>S. 97(8) am. ...</p> <p>S. 126(1) am. ...</p> <p>S. 126(1) proviso (<i>a</i>) excl.</p> <p>Sch. 3 para. 9(2) appl. ... rep. in pt.</p> <p>Sch. 12 paras. 2, 3, 5–8 appl. (mod.) (<i>prosp.</i>).</p> <p>Sch. 13 para. 1 rep. ...</p>	<p>44, s. 2(2), sch. 11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 43(<i>a</i>)(<i>b</i>).</p> <p>11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 43(<i>c</i>).</p> <p>37, s. 15(2).</p> <p>37, s. 15(3).</p> <p>37, s. 11(3).</p> <p>37, s. 16(3), sch. 3 Pt. III.</p> <p>37, s. 3(2).</p>
c. 39 ...	Criminal Justice (Scotland) Act 1963.	S. 39(1) appl. ...	71, s. 51(2).
c. 41 ...	Offices, Shops and Railway Premises Act 1963.	Sch. 5 rep. in pt. ...	71, s. 64(2), sch. 6 Pt. II.
c. 41 ...	Offices, Shops and Railway Premises Act 1963.	S. 61(2)( <i>c</i> ) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 41 ...		S. 88 am. ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 31.

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1963: c. 41— <i>cont.</i>	Offices, Shops and Railway Premises Act 1963 — <i>cont.</i>	S. 90(1) definition of “local authority” rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 43 ... ..	Animal Boarding Establishments Act 1963.	S. 5(2) definition of “local authority” rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 46 ... ..	Local Government (Financial Provisions) Act 1963.	Ss. 1-4, 6-11 rep. ( <i>prosp.</i> ), 14 rep. in pt. ( <i>prosp.</i> ), sch. 1 rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 49 ... ..	Contracts of Employment Act 1963	Rep. ... ..	53, s. 13(1), sch. 3
c. 51 ... ..	Land Compensation (Scotland) Act 1963 ...	Am. ( <i>prosp.</i> ) ... ..  Excl. ... .. Ext. ... .. Appl. ... ..  S. 9 appl. ... .. appl. (mod.) ... ..  S. 11 appl. (mod.) ... ..  S. 12 appl. (mod.) ... .. S. 12 (except r. 5) ext. ... .. S. 12(2)-(4) appl. (mod.) ... .. S. 39 excl. ... ..	52, ss. 18(1), 276(1), sch. 21 Pt. I. 52, s. 107(4). 52, s. 108(5). 52, s. 278, sch. 24 para. 6. 52, s. 229(4). 52, ss. 168(2), 278, sch. 24 para. 12. 52, ss. 168(2), 229(4). 52, s. 167(1). 52, s. 228(1). 52, s. 152. 52, ss. 197, 278, sch. 24 para. 18
c. 53 ... ..	Performers’ Protection Act 1963	Ss. 3(1), 4(1) am. ... .. S. 4A added ... ..	32, s. 1, sch. 32, s. 3.
c. 59 ... ..	Electricity and Gas Act 1963 ... ..	S. 1 rep. ... .. S. 2(1) am. ... .. rep. in pt. ... .. S. 2(2) rep. in pt. ... .. S. 3(2)(f)(g) rep., sch. 1 rep. in pt.	17, s. 4(3), sch. 17, s. 1(5). 60, s. 49(3), sch. 8 17, s. 4(3), sch. 60, s. 49(3), sch. 8
C.A.M. No. 1... ..	Ecclesiastical Jurisdiction Measure 1963 ... ..	Ss. 6(1)(d), 72(2) rep. in pt. ( <i>prosp.</i> ) ... ..	G.S.M. No. 2, s. 35, sch. 2.
1964: c. 14 ... ..	Plant Varieties and Seeds Act 1964 ... ..	S. 5(3) rep. ( <i>prosp.</i> ) ... ..  S. 10(1) am, ... ..  S. 16(1)(c) am., (1A) added, (7)(b), (8) am. ... .. S. 16(8) added ... ..  S. 18(2) am. ... ..  Ss. 20-23A rep. ( <i>prosp.</i> )	68, s. 4, sch. 3 Pt. III. 68, s. 4, sch. 4 para. 5(5). 68, s. 4, sch. 4 para. 5(2). 68, s. 4, sch. 4 para. 5(3). 68, s. 4, sch. 4 para. 5(2). 68, s. 4, sch. 3 Pt. III.

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1964: c. 14—cont.	Plant Varieties and Seeds Act 1964—cont.	S. 25(7) am. ... .. S. 25(8) rep. in pt. ( <i>prosp.</i> ) Ss. 29 am., (2)(3) added, 30(1) definition of "official testing station" rep. in pt. ... Ss. 32 rep. ( <i>prosp.</i> ), 34(2) rep. in pt. ( <i>prosp.</i> ) ... S. 38(1) definition of "the Minister" am. ... Sch. 4 para. 5(1)(b) am. Sch. 5 rep. ( <i>prosp.</i> ) ...	68, s. 4, sch. 4 para. 5(2). 68, s. 4, sch. 3 Pt. III. 68, s. 4, sch. 4 para. 5(4). 68, s. 4, sch. 3 Pt. III. 68, s. 4, sch. 4 para. 5(4). 68, s. 4, sch. 4 para. 5(5). 68, s. 4, sch. 3 Pt. III.
c. 16 ... ..	Industrial Training Act 1964	Sch. para. 10 rep. in pt.	11, ss. 22(1), 29(4), schs. 4, 8
c. 21 ... ..	Television Act 1964	Ext. ... .. Ss. 1(1)(3)(4), 2(1)(b)(5) am. S. 1(3) am. ... .. S. 3(1)(d) rep. in pt. ... Ss. 3(1)(dd) added, 4(1)(a) am., 5(1) subst. S. 9A added ... .. S. 9A(6) rep. in pt. ( <i>prosp.</i> ) S. 10(2) replaced ... .. S. 10(2A) added ... .. S. 10(3) am., (3A) added S. 10(5) added ... .. Ss. 11(6)(b) subst., 13(1) am. S. 13(1)(b) mod. ... .. S. 14 mod. ... .. Ss. 14(1)(2), 15(1) am., (3) added Ss. 17, 18(8), 19(1) rep. in pt. S. 19(2) am. ... .. S. 20A added ... .. S. 21(1)(2) rep. ... .. Ss. 21(3) am., (5)(6) added, 25 am., 28(1) definitions of "associate", "local sound broadcast", "the Minister", (3) added, sch. 1 para. 3(3) am. Sch. 1 para. 7(2) am. ... .. rep. in pt. Sch. 2 para. 9 rep. in pt.	31, s. 2(2). 31, s. 12, sch. 1. 31, ss. 2(1), 12, sch. 1. 31, s. 12, schs. 1, 2. 31, s. 12, sch. 1. 31, s. 3. 70, s. 272(1), sch. 30. 31, s. 6(1). 31, s. 6(2). 31, s. 6(3). 31, s. 6(4). 31, s. 12, sch. 1. 31, s. 5(6) 31, s. 5(6). 31, s. 12, sch. 1. 31, s. 12, schs. 1, 2. 31, s. 12, sch. 1. 31, s. 4. 31, s. 12, schs. 1, 2. 31, s. 12, sch. 1. 11, s. 29(1), sch. 6 para. 44. 11, ss. 22(1), 29(4), schs. 4, 8. 31, s. 12, schs. 1, 2.

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<p>1964:—cont. c. 26 ... ..</p>	<p>Licensing Act 1964 ...</p>	<p>S. 2(1) subst. (<i>prosp.</i>) ...                      Ss. 2(2) rep. in pt. (<i>prosp.</i>),                      16(1)(a) rep. (<i>prosp.</i>)                      S. 16(1)(c) am. (<i>prosp.</i>)...                      S. 58(1)(a) rep. in pt.                      (<i>prosp.</i>) ... ..                      S. 66 am. (<i>prosp.</i>) ...                      S. 67 am. (<i>prosp.</i>) ...                      Pt. VII (ss. 118–131) am.                      (<i>prosp.</i>)                      S. 180(1)(a) am. (<i>prosp.</i>)                      S. 193(1)(2) rep. in pt.                      (<i>prosp.</i>)                      Sch. 2 para. 5(a)–(c) subst.                      (<i>prosp.</i>)                      Sch. 3 paras. 1–8 am.                      (<i>prosp.</i>)                      para. 1(3) rep.                      (<i>prosp.</i>)                      para. 10 am.                      (<i>prosp.</i>)                      para. 11 rep.                      (<i>prosp.</i>)                      Sch. 8 paras. 1–3 subst.                      (<i>prosp.</i>)                      para. 4 rep.                      (<i>prosp.</i>)                      paras. 6, 7 am.                      (<i>prosp.</i>)                      rep. in pt.                      (<i>prosp.</i>)                      Sch. 8 Appendix Forms—                      A–D am. (<i>prosp.</i>) ...                      D rep. in pt. (<i>prosp.</i>)...                      E am. (<i>prosp.</i>) ...</p>	<p>70, s. 204(4), sch. 25 para. 1.                      70, s. 272(1), sch. 30.                      70, s. 204(4), sch. 25 para. 2.                      70, s. 272(1), sch. 30.                      70, s. 204(4), sch. 25 para. 3.                      70, s. 204(4), sch. 25 para. 4.                      70, s. 204(2).                      70, s. 204(4), sch. 25 para. 5.                      70, s. 272(1), sch. 30.                      70, s. 204(4), sch. 25 para. 6.                      70, s. 204(4), sch. 25 para. 7(1)–(3).                      70, s. 272(1), sch. 30.                      70, s. 204(4), sch. 25 para. 7(4).                      70, ss. 204(4), 272(1), sch. 25 para. 7(5), sch. 30.                      70, s. 204(4), sch. 25 para. 8(1).                      70, ss. 204(4), 272(1), sch. 25 para. 8(2), sch. 30.                      70, s. 204(4), sch. 25 para. 8(3) (4).                      70, ss. 204(4), 272(1), sch. 25 para. 8(3)(4), sch. 30.                      70, s. 204(4), sch. 25 para. 9.                      70, ss. 204(4), 272(1), sch. 25 para. 9(2), sch. 30.                      70, s. 204(4), sch. 25 para. 9(1).</p>
<p>c. 28 ... ..</p>	<p>Agriculture and Horticulture Act 1964.</p>	<p>S. 1 appl. ... ..                      Ss. 11(3) added, 22(3) am., 24 definition of “Community grading rules” added.</p>	<p>41, s. 11(c).                      68, s. 4, sch. 4 para. 4(1).</p>

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1964:— <i>cont.</i> c. 29 ... ..	Continental Shelf Act 1964.	S. 9(1) rep. in pt. ... S. 9(3)(a) subst., (6) am. S. 9(7) rep. in pt. ...	60, s. 49(3), sch. 8. 60, s. 49(1), sch. 6 para 12(1)(2). 60, s. 49(1)(3), sch. 6 para. 12(3), sch. 8.
c. 40 ... ..	Harbours Act 1964 ...	S. 2(4)(b) am. ... .. S. 11 am. ... .. saved ... .. S. 41 appl. ... .. S. 43 appl. ... .. S. 46 appl. ... .. Sch. 1 para. 8(2)(b) am....	11, s. 29(1), sch. 6 para. 45. 16, s. 4(1). 16, s. 1(5). 16, s. 2. 16, s. 1(4). 16, s. 2. 11, s. 29(1), sch. 6 para. 45.
c. 42 ... ..	Administration of Justice Act 1964.	para. 8(2)(b) rep. in pt. S. 2(3A) added ( <i>prosp.</i> )... Ss. 18(3) rep. ( <i>prosp.</i> ), 19(3) rep. in pt. ( <i>prosp.</i> ), (4)(b) rep. ( <i>prosp.</i> ) S. 21 rep. ( <i>prosp.</i> ) ... S. 22(2)(a) rep. ... .. S. 22(4) ext. ... .. Sch. 3 para. 13 rep. ( <i>prosp.</i> ) para. 16 rep. ... .. para. 19(4) rep.... para. 20(3)(4) rep. ( <i>prosp.</i> ) para. 20(6)(7) am. ( <i>prosp.</i> ) para. 20(7) rep. in pt. ( <i>prosp.</i> ) para. 31(1) rep. ( <i>prosp.</i> )	11, ss. 22(1), 29(4), schs. 4, 8. 70, s. 217(7), sch. 27 para. 17(1). 70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. I. 71, s. 64(2), sch. 6 Pt. II. 71, s. 56(4). 71, s. 64(2), sch. 6 Pt. I. 11, s. 29(4), sch. 8. 71, s. 64(2), sch. 6 Pt. II. 70, s. 272(1), sch. 30. 70, s. 217(7), sch. 27 para. 17(2). 71, s. 64(2), sch. 6 Pt. II. 70, s. 272(1), sch. 30.
c. 48 ... ..	Police Act 1964 ...	S. 1(1) rep. in pt. ( <i>prosp.</i> ), (2)(3) rep. ( <i>prosp.</i> ) S. 2 saved ( <i>prosp.</i> ) ... S. 2(1) rep. in pt. ( <i>prosp.</i> ) S. 2(2)(b) am. ( <i>prosp.</i> ), (c) added ( <i>prosp.</i> ) S. 2(3)–(5) rep. in pt. ( <i>prosp.</i> ) S. 2(6) subst. ( <i>prosp.</i> ) ... S. 3 saved ( <i>prosp.</i> ) ... S. 8 rep. in pt. ( <i>prosp.</i> ) ... S. 8(3) am. ( <i>prosp.</i> ) ... Ss. 9–11 rep. in pt. ( <i>prosp.</i> ) S. 9(1)(2) am. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30. 70, s. 101(8)(9). 70, s. 272(1), sch. 30. 70, s. 217(7), sch. 27 para. 18. 70, s. 272(1), sch. 30. 70, s. 196(2). 70, s. 101(8)(9). 70, s. 272(1), sch. 30. 70, s. 196(3). 70, s. 272(1), sch. 30. 70, s. 196(4).

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<p>1964: c. 48—<i>cont.</i></p>	<p>Police Act 1964—<i>cont.</i></p>	<p>S. 10(2) rep. ... ..</p> <p>S. 19(3) subst. (<i>prosp.</i>) ...</p> <p>Ss. 19(5) rep. (<i>prosp.</i>), 21 (3)(b) rep. in pt. (<i>prosp.</i>), (f)(4) rep. (<i>prosp.</i>), 22(2)(a) rep. in pt. (<i>prosp.</i>)</p> <p>S. 23(1) replaced (<i>prosp.</i>)</p> <p>S. 23(2) rep. in pt. (<i>prosp.</i>)</p> <p>S. 23(2)(c)(i) am. (<i>prosp.</i>)</p> <p>S. 23(3) subst. (<i>prosp.</i>) ...</p> <p>Ss. 25(1)–(4), 27 definitions of “consolidation agreement” rep. (<i>prosp.</i>), “constituent authority”, “local fund”; 31(1) rep. in pt. (<i>prosp.</i>)</p> <p>Ss. 34, 35 am. ... ..</p> <p>S. 44(2) am. ... ..</p> <p>S. 44(2A) added ... ..</p> <p>Sch. 1 rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 3 excl. (<i>prosp.</i>) ...</p> <p>Sch. 3 para. 2 rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 4 para. 5(4)(5) rep....</p> <p>para. 5(6) am. ... ..</p> <p>Sch. 5 para. 2(2), schs. 8, 9 rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 9 rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 11 paras. 7–13 rep. (<i>prosp.</i>)</p>	<p>11, s. 29(4), sch. 8.</p> <p>70, s. 196(5).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 196(6).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 196(7).</p> <p>70, s. 196(8).</p> <p>70, s. 272(1), sch. 30.</p> <p>11, s. 15(5).</p> <p>39, s. 1(2).</p> <p>39, s. 1(3).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 196(9).</p> <p>70, s. 272(1), sch. 30.</p> <p>11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 46.</p> <p>70, s. 272(1), sch. 30.</p> <p>71, s. 64(2), sch. 6 Pt. I.</p> <p>70, s. 272(1), sch. 30.</p>
<p>c. 49 ... ..</p>	<p>Finance Act 1964 ...</p>	<p>S. 1(4) rep. ... ..</p> <p>S. 7(2)–(4) rep. ... ..</p> <p>S. 8(2)(d) rep. (1.4.1973)</p> <p>S. 10(2) rep. (<i>prosp.</i>) ...</p> <p>S. 22 rep. (<i>prosp.</i>) ...</p> <p>Sch. 1 Table 1 subst. ...</p>	<p>41, s. 134(7), sch. 28 Pt. XII.</p> <p>25, s. 29(2), sch. 7.</p> <p>41, s. 134(7), sch. 28 Pt. I.</p> <p>41, ss. 54(8), 134(7), sch. 28 Pt. II.</p> <p>68, s. 4, sch. 3 Pt. II.</p> <p>41, s. 56(2), sch. 8.</p>
<p>c. 56 ... ..</p>	<p>Housing Act 1964 ...</p>	<p>S. 1(1A) added (E.) ...</p> <p>S. 1(5) rep. ... ..</p> <p>S. 2(1)(5) am. (E.) ...</p> <p>S. 9(2) am. ... ..</p>	<p>47, s. 77(1).</p> <p>11, s. 29(4), sch. 8.</p> <p>47, s. 77(2).</p> <p>47, s. 77(3).</p>

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1964: c. 56— <i>cont.</i>	Housing Act 1964— <i>cont.</i>	Ss. 12(1) definition of "local authority", 44 (1) definition of "local authority" rep. in pt. ( <i>prosp.</i> ) S. 92 rep. (E.) ... .. rep. (S.) ... .. S. 93 rep. (E.) ... .. rep. (S.) ... .. S. 94 rep. ... .. S.96(5) definition of "local authority" rep. in pt. ( <i>prosp.</i> ) S. 97(1) rep. ... .. S. 98 rep. ... .. S. 104 rep. ... .. S. 106(4) rep. ( <i>prosp.</i> ) ... .. Sch. 1 para. 2(9) rep. in pt. am. ... ..	70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. III. 46, s. 79(3), sch. 11 Pt. III. 47, ss. 100, 108(4), sch. 8 para. 2 Table C, sch. 11 Pt. III. 46, ss. 70, 79(3), sch. 8 para. 8(4), sch. 11 Pt. III. 47, s. 108(4), sch. 11 Pt. VI. 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. III. 46, s. 79(3), sch. 11 Pt. III. 47, ss. 103(6), 108(4), sch. 11 Pt. VI. 70, s. 272(1), sch. 30. 11, s. 29(1)(4), sch. 6 para. 47, sch. 8. 11, s. 29(1), sch. 6 para. 47.
c. 60 ... ..	Emergency Laws (Re-enactments and Repeals) Act 1964	S. 15 am. ( <i>prosp.</i> ) ... ..	58, s. 64(1), sch. 6 para. 128
c. 67 ... ..	Local Government (Development and Finance) (Scotland) Act 1964	S. 9(2A) added ... ..	46, s. 79(1), sch. 9 para. 3.
c. 69 ... ..	Scrap Metal Dealers Act 1964	S. 9(2) definition of "local authority" rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 70 ... ..	Riding Establishments Act 1964 ... ..	S. 6(4) definition of "local authority"— am. ( <i>prosp.</i> ) ... .. rep. in pt. ( <i>prosp.</i> ) ... ..	70, s. 251(2), sch. 29 para. 42 70, ss. 251(2), 272(1), sch. 29 para. 42 sch. 30.

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1964:—cont. c. 75 ... ..	Public Libraries and Museums Act 1964	<p>S. 4(1) rep. (<i>prosp.</i>) ...</p> <p>S. 4(2)(a) am. (<i>prosp.</i>) ...</p> <p>S. 5 ext. (<i>prosp.</i>) ...</p> <p>S. 5(3) am. (<i>prosp.</i>) ...</p> <p>S. 6(1)–(4) rep. (<i>prosp.</i>) ...</p> <p>S. 6(5)–(7) am. (<i>prosp.</i>) ...</p> <p>S. 7(1) rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 10(2) am. (<i>prosp.</i>) ...</p> <p>S. 10(2)(b) rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 11(2) am. (<i>prosp.</i>) ...</p> <p>S. 12(1) proviso rep. (<i>prosp.</i>), (2) rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 14 am. (<i>prosp.</i>) ... rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 15(1) am. (<i>prosp.</i>) ...</p> <p>S. 15(2) am. (<i>prosp.</i>) ...</p> <p>S. 15(4) rep. (<i>prosp.</i>) ...</p> <p>S. 16 am. (<i>prosp.</i>) ...</p> <p>S. 18 rep. (<i>prosp.</i>) ...</p> <p>S. 21 am. (<i>prosp.</i>) ...</p> <p>S. 21(1) rep. in pt. (<i>prosp.</i>) ...</p> <p>S. 21(2)(3)(b) rep. (<i>prosp.</i>) ...</p> <p>S. 24(1) am. (<i>prosp.</i>) ...</p> <p>Ss. 25 definitions of “local authority”, “population”, 26(3)(4)(6) rep. (<i>prosp.</i>) ...</p> <p>Sch. 1 paras. 1(4), 2 rep. ...</p> <p>para. 3 am. ...</p> <p>Sch. 2 para. 2(1) rep. in pt. (<i>prosp.</i>) ...</p> <p>paras. 2(2)(3), 6 rep. (<i>prosp.</i>) ...</p>	<p>70, s. 272(1), sch., 30.</p> <p>70, s. 208(3)(a)</p> <p>70, ss. 206, 207(1).</p> <p>70, s. 208(3)(b)(c).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(b)(d)(e).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(b).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(b)(f).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(2).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(g).</p> <p>70, s. 208(1).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(h).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(b)(i).</p> <p>70, ss. 208(3)(i), 272(1), sch. 30.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 208(3)(j).</p> <p>70, s. 272(1), sch. 30.</p> <p>11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 48.</p> <p>70, ss. 208(3)(k), 272(1), sch. 30.</p> <p>70, s. 272(1), sch. 30.</p>
c. 77 ... ..	Local Government (Pecuniary Interests) Act 1964	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 92 ... ..	Finance (No. 2) Act 1964	<p>S. 3(4) rep. (1.4.1973) ...</p> <p>Ss. 7(1)(2), 10(2) rep. in pt. (<i>prosp.</i>) ... ..</p>	<p>41, s. 134(7), sch. 28 Pt. I.</p> <p>41, ss. 54(8), 134(7), sch. 28. Pt. II.</p>



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1964:— <i>cont.</i> c. 98 ... ..	Ministers of the Crown Act 1964	Sch. 1 para. 4 ext. ...	31, s. 11 (5).
		Sch. 2 am. ... ..	3, s. 1(6).
1965: c. 2 ... ..	Administration of Justice Act 1965.	S. 14(1)(g)(5)(g) am. ...	20, s. 203(1), sch. 7.
		Sch. 1 rep. in pt. ...	20, s. 205(1), sch. 9 Pt. I.
c. 10 ... ..	Superannuation (Amendment) Act 1965.	S. 5 rep. in pt., sch. 2 para. 11 rep.	11, s. 29(4), sch. 8.
c. 11 ... ..	Ministerial Salaries and Members' Pensions Act 1965.	Rep. ... ..	48, s. 36(1), sch. 4.
c. 13 ... ..	Rivers (Prevention of Pollution) (Scotland) Act 1965.	S. 2(2)(e) rep. ... ..	60, s. 49(1)(3), sch. 6 para. 13, sch. 8.
c. 14 ... ..	Cereals Marketing Act 1965.	S. 16(1) am. ... ..	62, s. 16(1).
		S. 16(4) am. ... ..	62, s. 16(2).
		S. 16(6) am. ... ..	62, s. 16(1).
		S. 24(5) am. ... ..	62, s. 16(3).
c. 16 ... ..	Airports Authority Act 1965.	S. 5(3) am. ... ..	8, s. 1.
		ext. ... ..	8, s. 2(2).
		S. 5(4) excl. ... ..	8, s. 2(3).
		S. 10(5) rep. (E.) ( <i>prosp.</i> )	71, s. 64(2), sch. 6 Pt. I.
		S. 17(6) am. ... ..	52, s. 276(1), sch. 21 Pt. II.
		S. 17(7)(d) rep. ... ..	52, s. 277(2), sch. 23.
		Ss. 18, 19(1) am. ... ..	52, s. 276(1), sch. 21 Pt. II.
		S. 23(1) definition of "local authority" rep. in pt. ( <i>prosp.</i> )	70, ss. 193(3), 272(1), sch. 22 para. 23, sch. 30.
		Sch. 1 para. 9(1) rep. in pt.	11, ss. 22(1), 29(4), schs. 4, 8.
c. 17 ... ..	Museum of London Act 1965.	S. 10(1) para. (a)(ii) subst.	11, s. 29(1), sch. 6 para. 49.
		S. 10(4) rep. ... ..	11, s. 29(4), sch. 8.
		S. 10(6)(7) subst. ... ..	11, s. 29(1), sch. 6 para. 50.
		S. 10(8) rep. ... ..	11, s. 29(4), sch. 8.
c. 22 ... ..	Law Commissions Act 1965.	Ss. 2-5 functions of Secretary of State transferred to Lord Avocate (1.2.1973).	S.I. No. 2002.
		Ss. 2-6 rep. in pt. (1.2.1973).	S.I. No. 2002.
c. 24 ... ..	Severn Bridge Tolls <sup>†</sup> Act 1965.	S. 20(4) rep. ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. II.
c. 25 ... ..	Finance Act 1965 ...	S. 2(except subs. (5)) rep. ( <i>prosp.</i> )	68, s. 4, sch. 3 Pt. I.
		S. 3 rep. ( <i>prosp.</i> ) ...	41, ss. 54(8), 134(7), sch. 28 Pt. II.

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1965: c. 25— <i>cont.</i>	Finance Act 1965— <i>cont.</i>	S. 22(4) excl. ... ..	41, ss. 115, 119 (2).
		S. 31(3) excl. ... ..	41, s. 119(2).
		S. 33(10)(d) added ... ..	41, s. 118.
		S. 34(6) definition of "trading company" am. (6.4.1973).	41, s. 111(1), sch. 24 para. 1.
		S. 37(1) rep. ... ..	41, ss. 112(11), 134(7), sch. 28 Pt. X.
		S. 38(2) rep. in pt. ... ..	41, s. 134(7), sch. 28 Pt. X.
		S. 44(4) am. ... ..	41, s. 114(2).
		S. 84(1) am. ... ..	41, s. 99(1)(2).
		S. 84(2)(a) rep. (6.4.1973)	41, s. 134(7), sch. 28 Pt. VI.
		S. 84(3) am. ... ..	41, s. 99(4), sch. 19 para. 1.
		S. 84(3)(b) rep. (6.4.1973)	41, s. 134(7), sch. 28 Pt. VI.
		S. 84(4) rep. ... ..	41, s. 99(3), 134(7), sch. 28 Pt. VI.
		S. 84(5)(8)(b)(c) am., (d) subst.	41, s. 99(4), sch. 19 para. 1.
		S. 94(2) rep. ... ..	41, ss. 112(11), 134(7), sch. 28 Pt. X.
		Sch. 6 para. 4(1)(a) ext....	41, ss. 78(3), 79(9).
para. 14(1) am. ...	41, s. 116(1).		
para. 14(2)–(4) rep.	41, ss. 116(1), 134(7), sch. 28 Pt. XII.		
Sch. 6 para. 18(1)(2)(5) am. (6.4.1973).	41, s. 111(1), sch. 24 para. 2.		
para. 22(1)(b) am.	41, s. 114(2).		
para. 27(2)(b) ext.	41, s. 112(9).		
Sch. 7 para. 17(3) proviso (a), sch. 8 para. 5(3) rep.	41, s. 134(7), sch. 28 Pt. XII.		
Sch. 10 para. 4 subst. ...	41, s. 117.		
Sch. 20 paras. 3(2)(a)(ii), (b), (4)–(6), 4(1) am.	41, s. 99(4), sch. 19 para. 2.		
c. 31 ... ..	Solicitors Act 1965 ...	Apptd. day for ss. 1, 2 and schs. 3, 4 in pt. (1.6.1972).	S.I. No. 642.
c. 32 ... ..	Administration of Estates (Small Payments) Act 1965.	S. 1(2) rep. ... ..	65, s. 17(1), sch.
S. 5(1) am. ... ..	65, s. 6(3).		
S. 6(1) am. ( <i>prosp.</i> ) ... ..	70, s. 119(3).		
S. 6(1)(b) rep. in pt. and am.	48, s. 24(4).		
S. 6(1)(d) added ... ..	65, s. 6(3).		
c. 33 ... ..	Control of Office and Industrial Development Act 1965.	Rep. ... ..	52, s. 277(2), sch. 23.

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1965:— <i>cont.</i> c. 36 ... ..	Gas Act 1965 ... ..	Pt. I (ss. 1–3) rep. ... Pt. II (ss. 4–28) am. ... S. 4(7) am. ... .. S. 4(8)(a) rep. ... .. S. 12(6) rep. in pt. ... S. 27(4) rep. ( <i>prosp.</i> ) ... S. 28(1) definition of “gas authority” rep. S. 28(1) definitions of “local planning authority”, “planning permission” am. Ss. 29, 30 rep. ... .. S. 32(2) am. ... .. Sch. 1 rep. ... .. Sch. 2 para. 1(1)(a) rep. paras. 4(2)(a), 7(3) (a) am. ( <i>prosp.</i> ). para. 8(1)(5) am. para. 12(1)(a) am. ( <i>prosp.</i> ). para. 12(8) am. ... para. 14 rep. ... .. para. 16(2)(a) am. ( <i>prosp.</i> ). Sch. 3 paras. 7(2), 9(a) am. Sch. 6 para. 1(4) rep. in pt. paras. 5, 6 am. ...	60, s. 49(3), sch. 8. 60, s. 49(1), sch. 6 para. 14(1)(2) (5)–(9). 52, s. 276(1), sch. 21 Pt. II. 60, s. 49(1)(3), sch. 6 para. 14(3), sch. 8. 60, s. 49(1)(3), sch. 6 para. 14(4), sch. 8. 70, s. 272(1), sch. 30. 60, s. 49(1)(3), sch. 6 para. 14(9)(c) sch. 8. 52, s. 276(1), sch. 21 Pt. II. 60, s. 49(3), sch. 8. 60, s. 49(1), sch. 6 para. 14(10). 60, s. 49(3), sch. 8. 60, s. 49(1)(3), sch. 6 para. 14(11), sch. 8. 70, s. 251(2), sch. 29 para. 20(1). 60, s. 49(1), sch. 6 para. 14(12). 70, s. 251(2), sch. 29 para. 20(1). 60, s. 49(1), sch. 6 para. 14(12). 60, s. 49(1)(3), sch. 6 para. 14(13), sch. 8. 70, s. 251(2), sch. 29 para. 20(1). 52, s. 276(1), sch. 21 Pt. II. 60, s. 49(1)(3), sch. 6 para. 14(14), sch. 8. 60, s. 49(1), sch. 6 para. 14(15) (16).
c. 42 ... ..	Public Health (Notification of Births) Act 1965.	S. 1(1) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
c. 46 ... ..	Highlands and Islands Development (Scotland) Act 1965.	S. 5(5) saved ... .. S. 5(5)(b) rep. ... .. S. 13(6) am. ... ..	5, s. 11(10). 5, s. 22(2), sch. 4. 5, s. 22(1), sch. 3.

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1965:— <i>cont.</i> c. 49 ... ..	Registration of Births, Deaths and Marriages (Scotland) Act 1965.	S. 7(7) am. ... .. S. 51(b) am. ( <i>prosp.</i> ) ...	11, s. 29(1), sch. 6 para. 51. 58, s. 64(1), sch. 6 para. 129.
c. 51 ... ..	National Insurance Act 1965.	S. 4(1)(c) am. ... .. S. 19(2) am. ... .. S. 30(7) subst. ... .. Ss. 30(7), 43A(1)(2) excl. Pt. IV (ss. 64–82) ext. ( <i>prosp.</i> ). S. 75(1) am. ( <i>prosp.</i> ) ... S. 85 ext. ... .. S. 91(2) am. (S.) ... .. am. (E.) ... .. S. 104 am. ( <i>prosp.</i> ) ... am. ... .. Sch. 1 subst. ... .. Sch. 3 subst. ... .. Sch. 5 paras. 3–6 replaced	57, s. 3(2). 57, s. 1(2)(3). 36, s. 1(1). 80, s. 1. 57, s. 5(5)(a). 57, s. 5(1). 57, s. 6(4)(b). S.I. No. 890. S.I. No. 911. 36, s. 2(2)(a). 57, s. 7. 57, s. 3(1), sch. 2. 57, s. 1(1), sch. 1. 11, s. 29(1), sch. 6 para. 52.
c. 52 ... ..	National Insurance (Industrial Injuries) Act 1965.	S. 13(2) am. ... .. S. 19 am. ... ..  Pt. III (ss. 35–45) ext. ... S. 42 saved ( <i>prosp.</i> ) ... S. 48(2) expld. ... .. S. 50(2) am. ( <i>prosp.</i> ) ... S. 57(2) am. ( <i>prosp.</i> ) ... S. 61 ext. ... .. S. 83 am. ... .. Sch. 2 Pt. I am. ... .. Sch. 3 subst. ... ..	57, s. 4(3). 57, ss. 4(2), 8(5), sch. 6 Pt. I. 57, s. 5(3). 57, s. 5(5). 57, s. 5(2). 57, s. 5(1). 57, s. 5(4). 57, s. 6(4). 57, s. 7. 57, s. 4(5). 57, s. 4(1), sch. 3.
c. 56 ... ..	Compulsory Purchase Act 1965.	Pt. I (ss. 1–32) appl. (mod.). Pt. I (ss. 1–32) appl. ( <i>prosp.</i> ). S. 10 appl. ( <i>prosp.</i> ) ...	60, s. 6(5), sch. 2 paras. 12–18. 70, ss. 120(3), 124(2). 70, ss. 122(4), 126(6). 70, s. 129(1).
c. 58 ... ..	Ministerial Salaries Consolidation Act 1965.	S. 25 mod. ( <i>prosp.</i> ) ... Rep. ... ..	48, s. 36(1), sch. 4.
c. 59 ... ..	New Towns Act 1965 ...	S. 1(4) rep. in pt. ( <i>prosp.</i> )  S. 3(2) am. ... .. S. 6(6) added ( <i>prosp.</i> ) ...  S. 9(1) rep. in pt. ( <i>prosp.</i> )  S. 23(2)(i) am. ( <i>prosp.</i> ) ...  S. 36 am. ... .. S. 42(3A) added ... .. S. 45A added ... .. S. 46(1A) added ... .. S. 48(1) rep. ... .. S. 53(5)(b) am. ( <i>prosp.</i> )	70, s. 272(1), sch. 30. 47, s. 93(1). 70, s. 182(3), sch. 16 para. 56(1). 70, s. 272(1), sch. 30. 70, s. 182(3), sch. 16 para. 56(2)(3). 47, s. 93(1). 47, s. 14(1). 47, s. 14(2). 47, s. 14(3). 11, s. 29(4), sch. 8. 70, s. 182(3), sch. 16 para. 56(2)(3).

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1965:			
c. 59— <i>cont.</i>	New Towns Act 1965 — <i>cont.</i>	S. 54(1) definitions of— “local authority” am. ( <i>prosp.</i> ). “local planning authority” rep. ( <i>prosp.</i> ). S. 56(2) rep. ... ..	70, s. 251(2), sch. 29 para. 29. 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. III.
c. 61 ... ..	Judges’ Remuneration Act 1965.	Sch. 9 para. 2(4) am. ... .. rep. in pt. Sch. 10 paras. 4(1) rep., (4) rep. in pt., 6(2) rep. S. 2(1) rep. ... .. S. 2(2) rep. ... ..	11, s. 29(1), sch. 6 para. 53. 11, s. 29(1)(4), sch. 6 para. 53, sch. 8. 47, s. 108(4), sch. 11 Pts. III, V. 3, s. 1(6), sch. 4. 48, s. 36(1), sch. 4.
c. 62 ... ..	Redundancy Payments Act 1965.	S. 4(1)(2) rep. in pt. ... .. Sch. 1 subst. ... .. Sch. 2 rep. in pt. ... ..	3, s. 1(6), sch. 4. S.I. No. 1104. 48, s. 36(1), sch. 4.
c. 63 ... ..	Public Works Loans Act 1965.	S. 16(4)(a) am. ... .. Ss. 37–39 rep. ... ..	11, s. 29(1), sch. 6 para. 54. 53, s. 13(1), sch. 3.
c. 64 ... ..	Commons Registration Act 1965.	S. 41(2)(aa) added, (3)(b), (6)(a) am. Ss. 48(7), 59(2) proviso (a)(b) rep. Sch. 3 appl. ... .. para. 1 subst. (S.) ( <i>prosp.</i> ). paras. 3, 5 rep. ( <i>prosp.</i> ), 6 rep. (S.) ( <i>prosp.</i> ). para. 7 am. ( <i>prosp.</i> )	11, s. 29(1), sch. 6 para. 55. 53, s. 13(1), sch. 3. 74, s. 10(2), sch. para. 8(3). 58, s. 64(1), sch. 6 para. 130. 58, s. 64(2), sch. 7 Pt. II. 58, s. 64(1), sch. 6 para. 130.
c. 63 ... ..	Public Works Loans Act 1965.	S. 2 ext. (E.) ( <i>prosp.</i> ) ... .. S. 2(2) rep. (E.) ( <i>prosp.</i> ), sch. paras. 8, 9 rep. ( <i>prosp.</i> ). S. 2(1)(a) rep. in pt. ( <i>prosp.</i> ). S. 8(5) replaced ( <i>prosp.</i> ) S. 22(1) definition of “local authority” rep. in pt. ( <i>prosp.</i> ). Ext. (polygamy)... .. S. 14 ext. (polygamy) ... .. Ss. 36(1), 37(2) am. ( <i>prosp.</i> ). Rep. (except ss. 38, 39, 39A, 42(1), 95(1)(2), 97(1)(2)(a)(c), 98, 104 (1), 106, sch. 8, sch. 10 paras. 10, 11) (saving).	70, s. 172, sch. 13 para. 2(1)(f). 70, s. 272(1), sch. 30. 70, s. 272(1), sch. 30. 70, s. 189(2). 70, s. 272(1), sch. 30. 38, s. 1(2)(e). 38, s. 1(2)(b). 70, s. 195(6), sch. 23 para. 13.
c. 72 ... ..	Matrimonial Causes Act 1965.	S. 2 ext. (E.) ( <i>prosp.</i> ) ... .. S. 2(2) rep. (E.) ( <i>prosp.</i> ), sch. paras. 8, 9 rep. ( <i>prosp.</i> ). S. 2(1)(a) rep. in pt. ( <i>prosp.</i> ). S. 8(5) replaced ( <i>prosp.</i> ) S. 22(1) definition of “local authority” rep. in pt. ( <i>prosp.</i> ). Ext. (polygamy)... .. S. 14 ext. (polygamy) ... .. Ss. 36(1), 37(2) am. ( <i>prosp.</i> ). Rep. (except ss. 38, 39, 39A, 42(1), 95(1)(2), 97(1)(2)(a)(c), 98, 104 (1), 106, sch. 8, sch. 10 paras. 10, 11) (saving).	70, s. 272(1), sch. 30. 70, s. 189(2). 70, s. 272(1), sch. 30. 38, s. 1(2)(e). 38, s. 1(2)(b). 70, s. 195(6), sch. 23 para. 13.
c. 74 ... ..	Superannuation Act 1965	S. 2 ext. (E.) ( <i>prosp.</i> ) ... .. S. 2(2) rep. (E.) ( <i>prosp.</i> ), sch. paras. 8, 9 rep. ( <i>prosp.</i> ). S. 2(1)(a) rep. in pt. ( <i>prosp.</i> ). S. 8(5) replaced ( <i>prosp.</i> ) S. 22(1) definition of “local authority” rep. in pt. ( <i>prosp.</i> ). Ext. (polygamy)... .. S. 14 ext. (polygamy) ... .. Ss. 36(1), 37(2) am. ( <i>prosp.</i> ). Rep. (except ss. 38, 39, 39A, 42(1), 95(1)(2), 97(1)(2)(a)(c), 98, 104 (1), 106, sch. 8, sch. 10 paras. 10, 11) (saving).	11, ss. 23, 29(4), sch. 8.

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1965: c. 74— <i>cont.</i>	Superannuation Act 1965 — <i>cont.</i>	S. 38 saved ... .. S. 38(2)(a)(b), (3) am., (5A) added. S. 42(1) am. ... ..  S. 95(1)(2) am. ... ..	11, s. 13(5). 11, s. 29(1), sch. 6 para. 56. 11, s. 29(1), sch. 6 para. 57. 11, s. 29(1), sch. 6 para. 58.
c. 75 ... ..	Rent Act 1965 ... ..	Apptd. day for s. 35(5) (1.10.1972). S. 35(8) rep. ( <i>prosp.</i> ) ...	S.I. No. 1161. 70, s. 272(1), sch. 30.
c. 76 ... ..	Southern Rhodesia Act 1965.	S. 2 cont. until 16.11.1973	S.I. No. 1717.
c. 82 ... ..	Coal Industry Act 1965...	S. 1(4) am. ... ..	S.I. No. 469.
1966:			
c. 4 ... ..	Mines (Working Facilities and Support) Act 1966.	Power to appl. (mod.) (S.) Sch. 2 para. 3 rep. ...	52, s. 252(1). 52, s. 277(2), sch. 23.
c. 6 ... ..	National Insurance Act 1966.	Ss. 2(4), 4(1) am. ... .. S. 5(5) rep. ... ..  S. 11(1)(a)—(d) appl. ... .. S. 12(3) am. ... ..	57, s. 1(5). 57, s. 8(5), sch. 6 Pt. I. 57, s. 6(1). 57, s. 6(2).
c. 8 ... ..	National Health Service Act 1966.	S. 9(1)—(3) rep. ... ..  S. 9(4) am. ... ..	11, s. 29(4), sch. 8. 11, s. 29(1), sch. 6 para. 59.
c. 9 ... ..	Rating Act 1966 ... ..	Excl. .... .. S. 7(4)(5) am. .... .. S. 11(1) definition of “rating authority” rep. in pt. ( <i>prosp.</i> ).	75, s. 1(6). S.I. No. 112. 70, s. 272(1), sch. 30.
c. 18 ... ..	Finance Act 1966 ... ..	S. 1 Power to am. and rep. S. 1 am. ... ..  S. 1(1) rep. in pt. ( <i>prosp.</i> ), (6) rep. ( <i>prosp.</i> ). S. 2(1)(13) rep. in pt. ( <i>prosp.</i> ).  S. 9 rep. ( <i>prosp.</i> ) ... ..  S. 12 (except subs. (6)(b)) rep. S. 12(6)(b) am. ... ..  S. 15 (except subs. (5)) rep. Ss. 31, 32 rep. (6.4.1973)  S. 44 residue rep. ( <i>prosp.</i> )  S. 44(1)(2) rep. (2.4.1973)	68, s. 5(6). 68, s. 4, sch. 4 para. 1(1). 68, s. 4, sch. 3 Pt. I. 41, ss. 54(8), 134 (7), sch. 28 Pt. II. 68, s. 4, sch. 3 Pt. I. 25, s. 29(2), sch. 7. 25, s. 29(1), sch. 5 para. 2. 25, s. 29(2), sch. 7. 41, ss. 100(8), 134(7), sch. 28 Pt. VI. 41, ss. 122(5), 134(7), sch. 28 Pt. IX. 41, ss. 122(5), 134(7), sch. 28 Pt. VIII.

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1966: c. 18—cont.	Finance Act 1966—cont.	S. 52 rep. ( <i>prosp.</i> ) ... Sch. 3 (except para. 6) rep. Sch. 9 rep. (6.4.1973) ... Sch. 11 residue rep. ( <i>prosp.</i> ). Sch. 11 paras. 1, 2 rep. (2.4.1973).	68, s. 4, sch. 3 Pt. II. 25, s. 29(2), sch. 7. 41, s. 134(7), sch. 28 Pt. VI. 41, ss. 122(5), 134(7), sch. 28 Pt. IX. 41, ss. 122(5), 134(7), sch. 28 Pt. VIII.
c. 20 ...	Ministry of Social Security Act 1966.	S. 5 ext. (S.) ... ext. (E.) ... S. 6(1)(b) am. ( <i>prosp.</i> ) ... S. 16(2A) added ... S. 16(2B) added ... S. 24(3) rep. in pt. ... S. 24(8) rep. ... Sch. 2 paras. 9, 10 subst., 12A(1) am., (4), 12B added. para. 13(1)(a) mod. (S). para. 13(1)(a) mod. (E). para. 13(1)(b) am. para. 13(4) added para. 13(4A) added para. 17 am. ... Sch. 4 para. 2(2) am. ( <i>prosp.</i> ).	46, s. 79(1), sch. 9 para. 6(6). 47, s. 108(3), sch. 9 para. 6(6). 58, s. 64(1), sch. 6 para. 131. 47, s. 108(3), sch. 9 para. 4. 46, s. 79(1), sch. 9 para. 4. 49, s. 1(4)(b). 49, s. 3(3). S.I. No. 1145. 46, s. 79(1), sch. 9 para. 6. 47, s. 108(3), sch. 9 para. 6. S.I. No. 1145. 47, s. 108(3), sch. 9 para. 5. 46, s. 79(1), sch. 9 para. 5. S.I. No. 1145. 70, s. 195(6), sch. 23 para. 14.
c. 21 ...	Overseas Aid Act 1966...	S. 1(1) ext. (S.) ( <i>prosp.</i> ) ext. ...	58, s. 55(1). 60, s. 6(7).
c. 27 ...	Building Control Act 1966.	S. 4(5) am. ... S. 6(1)(a) am. ...	5, s. 22(1), sch. 3. 52, s. 276(1), sch. 21 Pt. II.
c. 32 ...	Selective Employment Payments Act 1966.	Rep. ( <i>prosp.</i> ) ... Ss. 1(1), 3(2), 7(1) am. (2.4.1973). Sch. 1 Pt. I paras. 7, 8 replaced, Pt. II am.	41, ss. 122(5), 134(7), sch. 28 Pt. IX. 41, s. 122(3)(b), sch. 27 paras. 1-3. 60, s. 49(1), sch. 6 para. 15.
c. 34 ...	Industrial Development Act 1966.	Ss. 15, 18, 19, 20(1)-(5), 21(1)-(4) rep., (5) rep. in pt. Pt. III (ss. 22-27) rep. ... S. 31(2) rep. ...	5, s. 22(2), sch. 4. 52, s. 277(2), sch. 23. 5, s. 22(2), sch. 4.

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1966: c. 34— <i>cont.</i>	Industrial Development Act 1966— <i>cont.</i>	S. 31(3) rep. ... ..	52, s. 277(2), sch. 23.
		Sch. 1 para. 5(1) am. ... .. rep. in pt.	5, s. 22(1), sch. 3. 63, s. 19(3), sch. 4 Pt. I.
		Sch. 3 Pt. II rep. in pt.... Pts. II rep. in pt., III rep.	5, s. 22(2), sch. 4. 52, s. 277(2), sch. 23.
c. 36 ... ..	Veterinary Surgeons Act 1966.	Apptd. day for remaining provisions of s. 28(1) (1.2.1973).	S.I. No. 1990.
		S. 24(1) rep. (E.) ( <i>prosp.</i> )	71, s. 64(2), sch. 6 Pt. I.
c. 38 ... ..	Sea Fisheries Regulation Act 1966.	S. 1 saved ( <i>prosp.</i> ) ... .. Ss. 1(1), 2(1), 3, 19 rep. in pt. ( <i>prosp.</i> ), 20(1) definition of "borough" rep. ( <i>prosp.</i> ).	70, s. 101(8)(9). 70, s. 272(1), sch. 30.
c. 42 ... ..	Local Government Act 1966.	S. 1 excl. ( <i>prosp.</i> ) ... .. S. 1(5) am. ( <i>prosp.</i> ) ... ..	70, s. 203(5). 70, s. 172, sch. 13 para. 27(1).
		S. 1(6) am. ... ..	47, s. 108(3), sch. 9 para. 7.
		S. 1(7) definition of "relevant expenditure" am.	47, s. 108(3), sch. 9 para. 8.
		S. 10(1)(a) subst. ( <i>prosp.</i> )	70, s. 180(2), sch. 14 para. 44.
		Ss. 10(4), 28(6) rep. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		Sch. 1 Pt. II para. 6 am. ( <i>prosp.</i> ).	70, s. 170(4).
c. 45 ... ..	Armed Forces Act 1966	Sch. 4 rep. in pt. ... ..	S.I. Nos. 1922, 1955.
c. 49 ... ..	Housing (Scotland) Act 1966.	S. 18(1)(a)(b), (2)(a)(b) subst.	52, s. 276(1), sch. 21 Pt. II.
		S. 98(1) am. ( <i>prosp.</i> ) ... ..	58, s. 64(1), sch. 6 para. 132.
		S. 98(2) rep. ( <i>prosp.</i> ) ... ..	58, s. 64(2), sch. 7 Pt. II.
		S. 145(6) subst. ... ..	46, s. 79(1), sch. 9 para. 7.
		S. 146 am. ... ..	46, s. 79(1), sch. 9 para. 8.
		S. 149(1) am. ... .. rep. in pt. ... ..	46, s. 71(1)–(3). 46, s. 79(3), sch. 11 Pt. V.
		S. 151(1) am. ... ..	46, s. 79(1), sch. 9 para. 9(a).
		S. 151(3)(a)(b) rep. ... ..	46, s. 79(1)(3), sch. 9 para. 9 (b), sch. 11 Pt. V.
		S. 151(4)(5) rep.... ..	46, s. 79(3), sch. 11 Pt. V.
		S. 151(7) rep. ... ..	46, s. 79(3), sch. 11 Pt. IV.
		Ss. 152, 153 am. ... ..	46, s. 58.
		S. 153(2) rep. in pt. ... ..	46, s. 79(3), sch. 11 Pt. V.



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1966: c. 49— <i>cont.</i>	Housing (Scotland) Act 1966— <i>cont.</i>	<p>S. 155 am. ... ..</p> <p>Ss. 155(2) rep. in pt., 157 rep.</p> <p>S. 160 saved ... ..</p> <p>S. 168 excl. ... ..</p> <p>S. 175(1)(a) am. ... ..</p> <p>Ss. 180, 184, 185(1)(b) am. (<i>prosp.</i>).</p> <p>S. 193(1) rep. in pt., (2) rep.</p> <p>S. 195(1) am. ... ..</p> <p>S. 195(3)(b) subst. ... ..</p> <p>S. 195(4A)–(4C) added...</p> <p>S. 195(5) rep. in pt. ... ..</p> <p>am. ... ..</p> <p>S. 195(5A) added ... ..</p> <p>S. 195(6) rep. ... ..</p> <p>S. 195(7) am., (8) added</p>	<p>46, s. 58.</p> <p>46, s. 79(3), sch. 11 Pt. V.</p> <p>46, s. 71(4).</p> <p>52, s. 120(2).</p> <p>46, s. 79(1), sch. 9 para. 10.</p> <p>58, s. 64(1), sch. 6 para. 132.</p> <p>46, s. 79(3), sch. 11 Pt. V.</p> <p>46, s. 72(a).</p> <p>46, s. 79(1), sch. 9 para. 11(a).</p> <p>46, s. 72(b).</p> <p>46, s. 79(1)(3), sch. 9 para. 11(b), sch. 11 Pt. V.</p> <p>46, s. 79(1), sch. 9 para. 11(b).</p> <p>46, s. 72(c).</p> <p>46, s. 79(1)(3), sch. 9 para. 11(c), sch. 11 Pt. V.</p> <p>46, s. 79(1), sch. 9 para. 11(d)(e).</p>
c. 51 ... ..	Local Government (Scotland) Act 1966.	<p>Ss. 2, 3 appl. (<i>prosp.</i>) ... ..</p> <p>S. 2(6) am. ... ..</p> <p>S. 8 rep. ... ..</p> <p>Ss. 9(5), 10(4) am. ... ..</p> <p>S. 18(1) rep. in pt. ... ..</p> <p>S. 18(4)(b) subst., (5) am.</p> <p>S. 19(1) rep. in pt. ... ..</p> <p>S. 19(3) am. ... ..</p> <p>Ss. 25(3)(c), 41 am. ... ..</p> <p>S. 46(1) definition of “housing revenue account” am.</p> <p>Sch. 1 para. 4(2) am. ... ..</p> <p>Sch. 4 Pt. II rep. in pt. (<i>prosp.</i>)</p>	<p>58, s. 60(8).</p> <p>46, s. 79(1), sch. 9 para. 12.</p> <p>52, s. 277(2), sch. 23.</p> <p>52, s. 276(1), sch. 21 Pt. II.</p> <p>60, s. 49(1)(3), sch. 6 para. 16(1)(a), sch. 8.</p> <p>60, s. 49(1), sch. 6 para. 16(1)(b)(c).</p> <p>60, s. 49(1)(3), sch. 6 para. 16(2)(a), sch. 8.</p> <p>60, s. 49(1), sch. 6 para. 16(2)(b).</p> <p>52, s. 276(1), sch. 21 Pt. II.</p> <p>46, s. 79(1), sch. 9 para. 13.</p> <p>46, s. 79(1), sch. 9 para. 14.</p> <p>58, s. 64(2), sch. 7 Pt. II.</p>

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1967: c. 1 ... ..	Land Commission Act 1967.	Ss. 15, 58(3), 89(6)(b) am., 99(1) definition of "the Act of 1972" added, (2)(b), (8), sch. 15 para. (viii), sch. 16 Pt. II am.	52, s. 276(1), sch. 21 Pt. II.
c. 4 ... ..	West Indies Act 1967 ...	S. 3(3) ext. ... ..	55, s. 1(5).
c. 5 ... ..	London Government Act 1967.	Rep. ( <i>prosp.</i> ) ... ..	70, s. 272(1), sch. 30.
c. 8 ... ..	Plant Health Act 1967 ...	Am. ... .. Ss. 1(1) rep. in pt., 2(1), 3(1)(2) am., (5) rep. in pt., 4(1)(b) am. S. 5(3) subst. (E.) ( <i>prosp.</i> )	62, s. 20. 68, s. 4, sch. 4 para. 8. 70, s. 251(2), sch. 29 para. 34.
c. 9 ... ..	General Rate Act 1967...	S. 6(1) am. ... .. Excl. ... .. S. 2(2) rep. in pt. ( <i>prosp.</i> ) Ss. 2(2), 5(1)(e) am. ( <i>prosp.</i> ) S. 33 subst. ... .. S. 38(4) rep. in pt. ( <i>prosp.</i> ) am. ( <i>prosp.</i> ) ... .. S. 44(2)(b) rep. in pt. ( <i>prosp.</i> ) S. 55(1) am. ... .. S. 67(2)(b)(ii)(iii) replaced ( <i>prosp.</i> ) S. 85(2) rep. in pt. ( <i>prosp.</i> ) Ss. 88, 89 ext. ( <i>prosp.</i> ) ... .. S. 91 ext. ( <i>prosp.</i> ) ... .. S. 91(1)(b), (4) rep. in pt. ( <i>prosp.</i> ) S. 92(1) rep. in pt. ... .. S. 112 rep. in pt. ( <i>prosp.</i> ) S. 115 definition of "rating district" subst. ( <i>prosp.</i> ) S. 116(8) rep. ( <i>prosp.</i> ), (9), sch. 1 para. 15 rep. in pt. ( <i>prosp.</i> ) Sch. 3 para. 5(1)(b) am.... Sch. 4 para. 1(6) rep. in pt. ( <i>prosp.</i> )	68, s. 4, sch. 4 para. 8. 75, s. 1(6). 70, s. 272(1), sch. 30. 70, s. 172, sch. 13 para. 28(2). 60, s. 34(2), sch. 5 para. 1. 70, s. 272(1), sch. 30. 70, s. 172, sch. 13 para. 28(3). 70, s. 272(1), sch. 30. S.I. No. 1983. 70, s. 172, sch. 13 para. 28(4). 70, s. 272(1), sch. 30. 70, s. 172, sch. 13 para. 29. 70, s. 172, sch. 13 para. 29. 70, s. 272(1), sch. 30. 11, s. 29(4), sch. 8. 70, ss. 172, 272 (1), sch. 13 para. 28(5), sch. 30. 70, s. 172, sch. 13 para. 28(6). 70, s. 272(1), sch. 30. 60, s. 49(1), sch. 6 para. 17. 70, s. 272(1), sch. 30.

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1967: c. 9— <i>cont.</i>	General Rate Act 1967 <i>cont.</i>	Sch. 6 subst. ... .. para. 2(1) am. ... .. Sch. 7 para. 5(1) am. ... ..	60, s. 34(2), sch. 5 para. 2. S.I. No. 1692. S.I. No. 1691.
c. 10 ... ..	Forestry Act 1967 ... ..	S. 9(4)(d) am. ... .. S. 15 ext. (S.) ... .. S. 35 definition of "tree preservation order" am. S. 46 saved (S.) ... .. S. 46(6) rep. ( <i>prosp.</i> ) ... .. Sch. 1 para. 9(1)(2) am. para. 9(2)(b) rep. in pt. (6.4.1973). para. 9(4) rep. in pt. para. 10(3) subst. para. 11 rep. ... .. para. 12 am. ... .. Sch. 3 paras. 2, 3 am. ... ..	52, s. 276(1), sch. 21 Pt. II. 52, s. 58(10)(b). 52, s. 276(1), sch. 21 Pt. II. 62, s. 23(3). 71, s. 64(2), sch. 6 Pt. II. 11, s. 29(1), sch. 6 para. 60(a)(b). 41, s. 134(7), sch. 28 Pt. IV. 11, s. 29(1)(4), sch. 6 para. 60(c), sch. 8. 11, s. 29(1), sch. 6 para. 61. 11, ss. 28(1), 29(4), sch. 8. 11, s. 29(1), sch. 6 para. 62. 52, s. 276(1), sch. 21 Pt. II.
c. 12 ... ..	Teachers' Superannuation Act 1967.	Rep. ... ..	11, s. 29(4), sch. 8.
c. 13 ... ..	Parliamentary Commissioner Act 1967.	Ss. 7-9, 11 appl. (mod.) (S.) ( <i>prosp.</i> ) Sch. 1 ext. (S.) ( <i>prosp.</i> )... Sch. 1 para. 1 am. ... .. para. 3 am. ... .. Sch. 2 am. ... .. Sch. 3 para. 8 am. (S.) ( <i>prosp.</i> )	58, s. 47. 58, s. 43(2). 11, s. 29(1), sch. 6 para. 63. 11, s. 29(1), sch. 6 para. 64. S.I. No. 1716. 58, s. 64(1), sch. 6 para. 133.
c. 17 ... ..	Iron and Steel Act 1967...	Ss. 2, 3 am. ... .. Ss. 8, 15 rep. ... .. S. 26(8)(c) rep. ... .. Ss. 30, 48(2)(b) rep., schs. 3, 4 rep. in pt. Sch. 4, s. 44(5) functions of Secretary of State transferred to Lord Advocate (1.2.1973). Sch. 4, s. 44(5) am. (1.2.1973). s. 47 rep. in pt. ... ..	12, s. 2(1). 68, s. 4, sch. 3 Pt. IV. 65, s. 17(1), sch. 68, s. 4, sch. 3 Pt. IV. S.I. No. 2002. S.I. No. 2002. 60, s. 49(1)(3), sch. 6 para. 4, sch. 8.

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1967— <i>cont.</i> c. 19 ... ..	Private Places of Entertainment (Licensing) Act 1967.	S. 1(1) am. ( <i>prosp.</i> ) ... S. 6(2) rep. ( <i>prosp.</i> ), sch. Pt. I rep. in pt. ( <i>prosp.</i> ) Sch. Pt. I am. ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 27(2). 70, s. 272(1), sch. 30. 70, s. 251(2), sch. 29 para. 27(3). 46, s. 79(3), sch. 11 Pt. III.
c. 20 ... ..	Housing (Financial Provisions, etc.) (Scotland) Act 1967.	Rep. (except ss. 18, 21–23, sch. 5 para. 6).	
c. 22 ... ..	Agriculture Act 1967 ...	S. 26 am. ... .. S. 26(1)–(6) Reprinted as am. S. 26(1) am. ... .. S. 26(2) am. ... .. S. 26(3)(5) rep. ... ..  S. 26(6) am. ... .. S. 26(6)(a) rep. in pt. ... ..  S. 26(7)(8) excl. ... .. S. 27(1) am. ... .. S. 27(5B) added ... .. S. 28(1) Reprinted as am. S. 28(1) am. ... .. S. 28(5) am. ... .. S. 28(6)(7) excl. ... .. S. 30(9) am. ... .. S. 39(5A) added ... .. S. 40(3) am. ... .. Ss. 50(3)(b), 52(2)(g) am.  S. 61(7) rep. ... ..  S. 63(1) rep. ... ..  Ss. 64(6), 65(5) rep. ... ..  S. 75(2) definition of “local authority” rep. in pt. ( <i>prosp.</i> ) Sch. 1 Pt. II para. 8(2)(b) rep. in pt. Sch. 3 para. 1 am. ( <i>retrosp.</i> )	62, s. 10(4). 62, s. 9(9), sch. 4. 62, s. 9(2)(a). 62, s. 9(2)(b). 62, ss. 9(2)(c), 26(3)(4), sch. 6. 62, s. 9(2)(d). 62, ss. 9(2)(d), 26(3)(4), sch. 6. 62, s. 10(1). 62, s. 9(3)(a). 62, s. 9(3)(b). 62, s. 9(9), sch. 4. 62, s. 9(4). 62, s. 10(4). 62, s. 10(3). 62, s. 11. 62, s. 9(5). 62, s. 9(6). 52, s. 276(1), sch. 23 Pt. II. 68, s. 4, sch. 3 Pt. IV. 62, s. 26(3), sch. 6. 68, s. 4, sch. 3 Pt. IV. 70, s. 272(1), sch. 30. 11, ss. 22(1), 29(4), schs. 4, 8. 62, s. 10(5).
c. 24 ... ..	Slaughter of Poultry Act 1967.	S. 8 definition of “local authority” rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 28 ... ..	Superannuation (Miscellaneous Provisions) Act 1967.	Ss. 1,2(2)(3) rep. (saving)  S. 4(6) rep. in pt. ... ..  am. ... ..  S. 6 rep. ... ..  S. 7(1)(2) am. ... ..  S. 7(2) am. ... ..	11, ss. 23, 29(4), sch. 8. 11, s. 29(1)(4), sch. 6 para. 65, sch. 8. 11, s. 29(1), sch. 6 para. 65. 11, s. 29(4), sch. 8. 11, s. 29(1), sch. 6 para. 66. 11, s. 10(5).

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1967: c. 28— <i>cont.</i>	Superannuation (Miscellaneous Provisions) Act 1967— <i>cont.</i>	S. 7(4) am. ... .. S. 7(5) am. ( <i>prosp.</i> ) ... .. Ss. 7(5) rep. in pt., 8 rep. S. 10 rep. ... .. S. 11(2) rep. ... .. S. 15(1)( <i>b</i> ) am. ... .. S. 15(3) am. ... .. S. 15(5) rep. ... .. S. 15(6) subst. ... .. S. 16 rep. ... .. S. 18(4) am. ... ..	11, s. 29(1), sch. 6 para. 66( <i>b</i> ). 58, s. 64(1), sch. 6 para. 134. 11, s. 29(4), sch. 8. 48, s. 36(1), sch. 4. 11, s. 29(4), sch. 8. 11, s. 14(2). 11, s. 14(3). 11, ss. 14(4), 29(4), sch. 8. 11, s. 14(5). 11, s. 29(4), sch. 8. 11, s. 29(1), sch. 6 para. 67.
c. 29 ... ..	Housing Subsidies Act 1967.	Ss. 1–10 rep. ... .. S. 11 rep. ... .. Ss. 12, 13 rep. ... .. S. 15 rep. ... .. Ss. 16–21, 23 rep. ... .. S. 27(1)( <i>a</i> )( <i>i</i> ) rep. in pt. ( <i>prosp.</i> ) Sch. 1 rep. ... .. Sch. 2 subst. ... .. Sch. 3 (except paras. 2, 12) rep.	47, s. 108(4), sch. 11 Pt. III. 47, ss. 100, 108(4), sch. 8 para. 8, sch. 11 Pt. III. 47, s. 108(4), sch. 11 Pt. III. 47, s. 108(4), sch. 11 Pt. V. 47, s. 108(4), sch. 11 Pt. III. 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. III. 47, s. 100, sch. 8 para. 9(2). 47, ss. 103(6), 108(4), sch. 11 Pt. III.
c. 30 ... ..	Road Safety Act 1967 ...	Rep. ... ..	20, s. 205(1), sch. 9 Pt. I
c. 32 ... ..	Development of Inventions Act 1967.	Sch. para. 6( <i>b</i> ) rep. in pt.	11, ss. 22(1), 29(4), schs. 4, 8.
c. 33 ... ..	Air Corporations Act 1967.	Ss. 24 rep. ( <i>saving</i> ), 29 rep. in pt., 30 rep. Sch. 1 para. 8(1) am. ... .. Sch. 2 Pt. II rep. ... ..	11, s. 21(2)( <i>a</i> ). 11, s. 29(1), sch. 6 para. 68. 11, s. 21(2)( <i>a</i> ).
c. 34 ... ..	Industrial Injuries and Diseases (Old Cases) Act 1967.	Ss. 2(6)( <i>c</i> ), 7(2)( <i>b</i> ) am. ... .. S. 13 ext. ... ..	57, s. 4(4). 57, s. 6(4).
c. 39 ... ..	National Health Service (Family Planning) Act 1967.	S. 1(2A)(2B) added ... ..	72, s. 1(1).
c. 40 ... ..	Shipbuilding Industry Act 1967.	Rep. ... ..	63, s. 19(3), sch. 4 Pt. II.

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1967: c. 43 ... ..	Legal Aid (Scotland) Act 1967.	S. 1(8) am. ( <i>prosp.</i> ) ... S. 2(6)(b) excl. ( <i>prosp.</i> ) ... S. 3(7) am. ( <i>prosp.</i> ) ...  S. 4(1)-(4) am. ( <i>prosp.</i> )... S. 4(4) am. ( <i>prosp.</i> ) ... S. 4(7) am. ( <i>prosp.</i> ) ... S. 5 rep. ( <i>prosp.</i> ) ...  S. 6(1)-(3) am. ( <i>prosp.</i> )... S. 6(4) excl. ( <i>prosp.</i> ) ... S. 6(4)(9) am. ( <i>prosp.</i> ) ...  S. 7 rep. ( <i>prosp.</i> ) ...  S. 8 am. ( <i>prosp.</i> ) ... S. 8(1) am. ( <i>prosp.</i> ) ...  S. 9 am. ( <i>prosp.</i> ) ... Ss. 9(2), (3)(b), (4) am. ( <i>prosp.</i> ), (9) added ( <i>prosp.</i> ), 10 am. ( <i>prosp.</i> ) S. 12 subst. ... S. 12 am. ( <i>prosp.</i> ) ... S. 15 am. ( <i>prosp.</i> ) ... Ss. 15-18 am. ( <i>prosp.</i> ) ... S. 15(1), (2), (3)(a) rep. in pt. ( <i>prosp.</i> ) S. 15(7) mod. ( <i>prosp.</i> ) ... Ss. 17(6) rep. ( <i>prosp.</i> ), 18 rep. in pt. ( <i>prosp.</i> ), 20(1) definitions of "legal advice", "member of the forces" rep. ( <i>prosp.</i> ) S. 20(1) definition of "person" am. ( <i>prosp.</i> ) Sch. 2 para. 2(6) rep. ( <i>prosp.</i> )	50, s. 6(1). 50, s. 8(3). 50, s. 13(1), sch. 2. 50, s. 6(1). 50, s. 6(3). 50, s. 6(1). 50, s. 13(1), sch. 3. 50, s. 6(1). 50, s. 9(2). 50, s. 13(1), sch. 2. 50, s. 13(1), sch. 3. 50, ss. 6(1), 8(1). 50, s. 13(1), sch. 2. 50, ss. 6(2), 9(1). 50, s. 13(1), sch. 2. 11, s. 18(2). 50, ss. 6(2), 8(4). 50, s. 6(3). 50, s. 6(1). 50, s. 13(1), sch. 3. 50, s. 11(2). 50, s. 13(1), sch. 3. 50, s. 13(1), sch. 2. 50, s. 13(1), sch. 3.
c. 46 ... ..	Protection of Birds Act 1967.	S. 10 am. ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 37(3.)
c. 48 ... ..	Industrial and Provident Societies Act 1967.	Pt. II (ss. 3-6) am., sch. paras. 5 rep., 6 am., 6A added, 7 rep. 8 am.	67, s. 10.
c. 54 ... ..	Finance Act 1967 ...	S. 7 (except subs. (8)) rep.  Ss. 8 rep. ( <i>prosp.</i> ), 9 residue rep. ( <i>prosp.</i> )  S. 9(2) rep. (1.4.1973) ...  Ss. 25, 26 rep. ( <i>prosp.</i> ) ...  S. 26(1) subst. (2.4.1973), (2)(4)(5) am. (2.4.1973).  S. 26(6)(a) am. ... rep. in pt. ...	25, s. 29(2), sch. 7. 41, ss. 54(8), 134(7), sch. 28 Pt. II. 41, s. 134(7), sch. 28 Pt. I. 41, ss. 122(5), 134(7), sch. 28 Pt. IX. 41, s. 122(3)(b), sch. 27 paras. 4-7. 5, s. 22(1), sch. 3. 63, s. 19(3), sch. 4 Pt. I.

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1967: c. 54— <i>cont.</i>	Finance Act 1967— <i>cont.</i>	S. 27(1) rep. ... .. S. 45(3)(b) rep. ( <i>prosp.</i> )... Sch. 12 rep. ( <i>prosp.</i> ) ...	41, s. 134(7), sch. 28 Pt. XI. 41, ss. 54(8), 134(7), sch. 28 Pt. II. 41, ss. 122(5), 134(7), sch. 28 Pt. IX.
c. 55 ... ..	Road Transport Lighting Act 1967.	Rep. ... ..	20, s. 205(1), sch. 9 Pt. I.
c. 58 ... ..	Criminal Law Act 1967	Sch. 2 para. 9 rep. ... para. 13(1)(e)(2) rep.	71, s. 64(2), sch. 6 Pt. II. 20, s. 205(1), sch. 9 Pt. I.
c. 69 ... ..	Civic Amenities Act 1967	Ss. 1, 3, 6, 8, 11, Pt. II (ss. 12-17) (except s. 15(2)) rep. S. 18(4) rep. in pt. ( <i>prosp.</i> ) S. 18(6) definition of "local authority" subst. ( <i>prosp.</i> ) S. 20(4A) added ( <i>prosp.</i> ), (5) am. ( <i>prosp.</i> ) S. 21(1) am. ( <i>prosp.</i> ) ... S. 22(3) am. ( <i>prosp.</i> ) ... S. 23(3)(b)(c) rep. ( <i>prosp.</i> ) S. 24(1) am. ( <i>prosp.</i> ) ... S. 27(1) definition of "local authority" rep. in pt. ( <i>prosp.</i> ) S. 28(1)(a) rep., (c) rep. in pt. S. 28(4) am. and rep. in pt., 30(1) definition of "the Scottish Planning Act" subst. S. 30(1) definition of "the Scottish Planning Act of 1969" rep.	52, s. 277(2), sch. 23. 70, s. 272(1), sch. 30. 70, s. 180(2), sch. 14 para. 45. 70, s. 186(1), sch. 19 para. 33. 70, s. 186(1), sch. 19 para. 34. 70, s. 186(1), sch. 19 para. 35. 70, s. 272(1), sch. 30. 70, s. 186(1), sch. 19 para. 36. 70, s. 272(1), sch. 30. 52, s. 277(2), sch. 23. 52, s. 276(1), sch. 21, Pt. II. 52, s. 277(2), sch. 23.
c. 70 ... ..	Road Traffic (Amendment) Act 1967.	Rep (except ss. 8, 10) ...	20, s. 205(1), sch. 9 Pt. I.
c. 75 ... ..	Matrimonial Homes Act 1967.	S. 2(5) am. (29.1.1973) ... S. 2(6) rep. (saving) (29.1.1973). S. 2(8) am. (29.1.1973) ... S. 3 am. (29.1.1973) ... S. 4(1) am. (29.1.1973) ... S. 5(1)(3)(6) am. (29.1.1973).	61, s. 18(1), sch. 3 para. 8(1). 61, s. 18, sch. 5. 61, s. 18(1), sch. 3 para. 8(2). 61, s. 18(1), sch. 3 para. 9. 61, s. 18(1), sch. 3 para. 10. 61, s. 18(1), sch. 3 para. 11.

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1967: c. 75— <i>cont.</i>	Matrimonial Homes Act 1967— <i>cont.</i>	S. 6(2) am. (29.1.1973) ... Sch. paras. 2, 3 rep. (29.1.1973).	61, s. 18(1), sch. 3 para. 12. 61, s. 18, sch. 5.
c. 76 ... ..	Road Traffic Regulation Act 1967.	S. 1(2)(a) rep. in pt. ( <i>prosp.</i> )  S. 5(1) am. ( <i>prosp.</i> ) ... S. 5(4) rep. ( <i>prosp.</i> ) ...  S. 13(4) am. ... ..  S. 15(8)(a) rep. in pt. ( <i>prosp.</i> )  S. 18(1) am. ... .. S. 20 mod. (E.) ( <i>prosp.</i> )... S 21(1) am. (E.) ( <i>prosp.</i> ) S. 21(2) rep. (E.) ( <i>prosp.</i> )  S. 21(3) am. (E.) ( <i>prosp.</i> ) S. 21(6) rep. in pt. ( <i>prosp.</i> )  am. ( <i>prosp.</i> ) ... S. 23(5) am. ... ..  S. 24(2)(a), (5) rep. in pt. ( <i>prosp.</i> ).  S. 25(2) am. ... ..  S. 26(1) rep. in pt. ( <i>prosp.</i> )  Ss. 26(6), 26A(5) am. ...	70, ss. 186(1), 272(1), sch. 19 para. 7, sch. 30. 70, s. 186(1), sch. 19 para. 8(1). 70, ss. 186(1), 272(1), sch. 19 para. 8(2), sch. 30. 20, ss. 93, 101, 177, sch. 4 Pt. III para. 4. 70, ss. 186(1), 272(1), sch. 19 para. 9, sch. 30. 20, s. 203(1), sch. 7. 70, s. 186(1), sch. 19 para. 10. 70, s. 186(1), sch. 19 para. 11(1). 70, ss. 186(1), 272(1), sch. 19 para. 11(2), sch. 30. 70, s. 186(1), sch. 19 para. 11(3). 70, ss. 186(1), 272(1), sch. 19 para. 11(4), sch. 30. 70, s. 186(1), sch. 19 para. 11(4). 20, ss. 93, 101, 177, sch. 4 Pt. III para. 5. 70, ss. 186(1), 272(1), sch. 19 para. 12, sch. 30. 20, ss. 93, 101, 177, sch. 4 Pt. III para. 6. 70, ss. 186(1), 272(1), sch. 19 para. 13, sch. 30. 20, ss. 93, 101, 177, sch. 4 Pt. III para. 7.



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1967: c. 76—cont.	Road Traffic Regulation Act 1967—cont.	<p>S. 28(6)(a) rep. in pt. (<i>prosp.</i>)</p> <p>am. (<i>prosp.</i>), (6A) added (<i>prosp.</i>)</p> <p>S. 28A added (<i>prosp.</i>) ...</p> <p>S. 31(1A) added (<i>prosp.</i>)</p> <p>S. 35(4) subst. (<i>prosp.</i>) ...</p> <p>S. 35A added (<i>prosp.</i>) ...</p> <p>S. 36(3) added (<i>prosp.</i>)</p> <p>S. 37(2) am. (<i>prosp.</i>), (2A) added (<i>prosp.</i>)</p> <p>S. 43(4) am. (<i>prosp.</i>) ...</p> <p>S. 49 rep. (<i>prosp.</i>) ...</p> <p>S. 49A added (<i>prosp.</i>) ...</p> <p>S. 52 mod. (<i>prosp.</i>) ...</p> <p>Ss. 54(5), 57, 58(2), 65(1) am.</p> <p>S. 65(2) am. (<i>prosp.</i>) ...</p> <p>S. 66(1) rep. (<i>prosp.</i>) ...</p> <p>S. 69(1)(3) am. (E.) (<i>prosp.</i>)</p> <p>S. 69(3) rep. in pt. (E.) (<i>prosp.</i>)</p> <p>S. 76(2)(a)(ii)–(iv) replaced (<i>prosp.</i>)</p> <p>S. 78 excl. ...</p> <p>S. 78A added ...</p> <p>am. ...</p> <p>Ss. 80(1)(a)(e), 81(4A)(c) (4B) am.</p> <p>S. 81(8) rep. in pt. (<i>prosp.</i>)</p> <p>S. 81(9) subst. ...</p> <p>S. 81(12)(b) rep. ...</p>	<p>70, ss. 186(1), 272(1), sch. 19 para. 14(1), sch. 30.</p> <p>70, s. 186(1), sch. 19 para. 14.</p> <p>70, s. 186(1), sch. 19 para. 15.</p> <p>70, s. 186(1), sch. 19 para. 16.</p> <p>70, s. 186(1), sch. 19 para. 17.</p> <p>70, s. 186(1), sch. 19 para. 18.</p> <p>70, s. 186(1), sch. 19 para. 19.</p> <p>70, s. 186(1), sch. 19 para. 20.</p> <p>70, s. 186(1), sch. 19 para. 21.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 186(1), sch. 19 para. 22.</p> <p>70, s. 186(1), sch. 19 para. 23.</p> <p>20, s. 203(1), sch. 7.</p> <p>70, s. 186(1), sch. 19 para. 24.</p> <p>70, ss. 186(1), 272(1), sch. 19 para. 25, sch. 30.</p> <p>70, s. 186(1), sch. 19 para. 26(1).</p> <p>70, ss. 186(1), 272(1), sch. 19 para. 26(2), sch. 30.</p> <p>70, s. 186(1), sch. 19 para. 27.</p> <p>20, s. 190(11).</p> <p>20, s. 203(2).</p> <p>20, ss. 93, 101, 177, sch. 4 Pt. III para. 8.</p> <p>20, s. 203(1), sch. 7.</p> <p>70, s. 272(1), sch. 30.</p> <p>11, s. 29(1), sch. 6 para. 69.</p> <p>11, s. 29(4), sch. 8.</p>

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1967: c. 76— <i>cont.</i>	Road Traffic Regulation Act 1967— <i>cont.</i>	<p>S. 82(4) rep. in pt. (<i>prosp.</i>)</p> <p>am. (<i>prosp.</i>) ...</p> <p>S. 84A(6A)–(6C) added (<i>prosp.</i>)</p> <p>S. 84C(2) am. (<i>prosp.</i>), (5A) added (<i>prosp.</i>)</p> <p>S. 84D(1) am. (<i>prosp.</i>) ...</p> <p>Ss. 89(4), 93(1) am. ...</p> <p>S. 94(1) rep. (<i>prosp.</i>) ...</p> <p>S. 103(1)(b) am. ...</p> <p>S. 104(1) definition of “highway authority” rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 6 rep. in pt. ...</p>	<p>70, ss. 186(1), 272(1), sch. 19 para. 28, sch. 30.</p> <p>70, s. 186(1), sch. 19 para. 28.</p> <p>70, s. 186(1), sch. 19 para. 29.</p> <p>70, s. 186(1), sch. 19 para. 30.</p> <p>70, s. 186(1), sch. 19 para. 31.</p> <p>20, s. 203(1), sch. 7.</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>20, s. 203(1), sch. 7.</p> <p>70, ss. 186(1), 272(1), sch. 19 para. 32, sch. 30.</p> <p>20, s. 205(1), sch. 9 Pt. I.</p>
c. 77 ...	Police (Scotland) Act 1967.	S. 18 am. ( <i>prosp.</i> ) ...	70, s. 251(2), sch. 29 para. 35.
c. 79 ...	Road Traffic (Driving Instruction) Act 1967.	Ss. 26(2)(k), 27 am. Rep. ...	11, s. 15(5). 20, s. 205(1), sch. 9 Pt. I.
c. 80 ...	Criminal Justice Act 1967	<p>S. 2 ext. ...</p> <p>S. 9 ext. ...</p> <p>Ss. 14–16 rep. (<i>prosp.</i>) ...</p> <p>S. 18(7) am. ...</p> <p>S. 39(1) am. ...</p> <p>S. 39(3) rep. ...</p> <p>S. 39(4)–(6) rep. ...</p> <p>S. 40 mod. ...</p> <p>S. 40(1)(c) am. ...</p> <p>S. 47(3) excl. (<i>prosp.</i>) ...</p> <p>S. 47(10) rep. in pt. (<i>prosp.</i>)</p> <p>S. 51 rep. ...</p> <p>S. 53(2A) added ...</p> <p>S. 54(5) am. ...</p> <p>excl. (<i>prosp.</i>) ...</p> <p>rep. in pt. ...</p> <p>S. 56(1)(a) am. ...</p> <p>S. 56(5) excl. ...</p>	<p>71, s. 46.</p> <p>71, s. 46(1).</p> <p>71, s. 64(2), sch. 6 Pt. I.</p> <p>71, s. 64(1), sch. 5.</p> <p>71, s. 11(2).</p> <p>71, ss. 11(1), 64(2), sch. 6 Pt. II.</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>71, s. 12(8)(10).</p> <p>71, s. 11(2).</p> <p>71, s. 49(4).</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>20, s. 205(1), sch. 9 Pt. I.</p> <p>71, s. 64(1), sch. 5.</p> <p>71, s. 21(1).</p> <p>71, s. 21(2).</p> <p>71, s. 64(2), sch. 6 Pt. II.</p> <p>20, s. 203(1), sch. 7.</p> <p>20, s. 104(3).</p>

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1967: c. 80— <i>cont.</i>	Criminal Justice Act 1967 — <i>cont.</i>	S. 56(6) am. ... .. S. 56(8)–(12), (13) definitions of “licence”, “Northern Ireland licence” rep. S. 56(13) definition of “disqualified” am. S. 60(1) am. ... .. S. 60(2) rep. in pt. ( <i>prosp.</i> ) S. 67(1) am. ... .. S. 73(5) am. ... .. Ss. 73(8A) added 74(12) am. S. 89 ext. ... .. S. 91(1) am. ( <i>prosp.</i> ) ... Sch. 6 para. 23 rep. ...	20, s. 203(1), sch. 7. 20, s. 205(1), sch. 9 Pt. I. 20, s. 203(1), sch. 7. 71, ss. 35(1), 66(7)(a). 71, s. 64, sch. 5, sch. 6 Pt. II. 71, s. 64(1), sch. 5. 71, s. 38. 71, s. 64(1), sch. 5. 71, s. 46(1). 71, s. 34. 20, s. 205(1), sch. 9 Pt. I.
c. 81 ... ..	Companies Act 1967 ...	S. 49 ext. (mod.) (S.) ...	67, s. 28(4).
c. 83 ... ..	Sea Fisheries (Shellfish) Act 1967.	S. 19(3) rep. ( <i>prosp.</i> ) ...	71, s. 64(2), sch. 6 Pt. II.
c. 86 ... ..	Countryside (Scotland) Act 1967.	S. 60 saved ... .. S. 67 ext. ... .. S. 70 ext. ... ..	62, s. 23(3). 52, s. 164(6). 52, s. 164(5).
c. 88 ... ..	Leasehold Reform Act 1967.	S. 28(6)(a) rep. in pt. ( <i>prosp.</i> ). Sch. 5 paras. 3(2)(a), 8(2) (3) rep. para. 8(4) am. ...	70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. II. 47, s. 108(3), sch. 9 para. 9.
1968: c. 2 ... ..	Provisional Collection of Taxes Act 1968.	S. 1(1) am. ... ..  rep. in pt. (1.4. 1973). S. 5(1)(c)(2) am. (6.4.1973)	41, ss. 1(5), 52(11), sch. 7 para. 2(4). 41, s. 134(7), sch. 28 Pt. I. 41, s. 111(1), sch. 24 para. 3.
c. 3 ... ..	Capital Allowances Act 1968.	Pt. I ch. I (ss. 1–17) ext. S. 1(2) am. ... .. S. 1(6) excl. ... .. S. 3 expld. ... .. Ss. 84(1), 95(6) am. ...	41, s. 69(6). 41, s. 67(2)(d). 41, s. 67(4). 41, s. 69(2). 41, s. 67(3).
c. 5 ... ..	Administration of Justice Act 1968.	S. 1(1)(c)(d) am. ...	S.I. No. 2000.
c. 12 ... ..	Teachers Superannuation (Scotland) Act 1968.	Rep. (except s. 13) ...	11, s. 29(4), sch. 8.
c. 13 ... ..	National Loans Act 1968	S. 3 am. ... .. S. 3(2) mod. (E.) ( <i>prosp.</i> ) S. 6(1) rep. in pt. (S.) ...  rep. in pt. (E.) ...  S. 11 rep. ... ..	41, s. 132. 70, s. 171(2). 46, s. 79(3), sch. 11 Pt. IV. 47, s. 108(4), sch. 11 Pt. IV. 52, s. 277(2), sch. 23.

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1968: c. 13— <i>cont.</i>	National Loans Act 1968 — <i>cont.</i>	S. 16(1)(b) rep., (2) rep. in pt., (6) rep.  Sch. 1 rep. in pt.  Sch. 1 rep. in pt. (saving) ( <i>prosp.</i> ) Sch. 5 rep. in pt. ...	65, s. 17(1), sch. 8. 60, s. 49(3), sch. 8. 63, s. 19(3), sch. 4 Pt. II. 68, s. 4, sch. 3 Pt. I. 65, s. 17(1), sch. 5, s. 22(2), sch. 4. 52, s. 276(1), sch. 21 Pt. II.
c. 14 ...	Public Expenditure and Receipts Act 1968.	Sch. 3 para. 7(a) subst....	11, s. 29(4), sch. 8.
c. 16 ...	New Towns (Scotland) Act 1968.	S. 41(1) rep. ...	71, s. 64(1), sch. 5.
c. 19 ...	Criminal Appeal Act 1968.	S. 10(3)(d) added ...  Ss. 24(2) replaced, 28(2), 31(2)(g) am. S. 34 excl. ( <i>prosp.</i> ) ... S. 35(1) ext. ( <i>prosp.</i> ) ... Ss. 39 subst., 41(2) am., 44(d) added, sch. 2 para. 3 am.	71, s. 39, sch. 3. 71, s. 8(4)(a). 71, s. 36(4). 71, s. 39, sch. 3.
c. 20 ...	Courts-Martial (Appeals) Act 1968.	S. 7(2) am. ...	11, s. 29(1), sch. 6 para. 70.
c. 21 ...	Criminal Appeal (Northern Ireland) Act 1968.	S. 48A added ( <i>prosp.</i> ) ...	71, s. 63(3), sch. 4.
c. 23 ...	Rent Act 1968 ...	S. 1(1)(a) replaced ( <i>prosp.</i> ) expld. ... S. 2(1)(a) excl. ... S. 5(2)(a) rep. in pt. ( <i>prosp.</i> ) S. 5(6)(cc) added ...  S. 6(1)(2) ext. ... Ss. 8, 9(4) rep. ...  Ss. 20(3), 21 rep. ...  Ss. 22-24 am. ... S. 22(1) am. ... S. 22(2) excl. ... mod. ... S. 22(3) excl. ...  S. 25(1) excl. ...  S. 26 ext. ... Ss. 27, 28, 29(3) rep. ...  S. 30(2) excl. ... S. 30(2)(b) rep. ...  Ss. 30(3) rep., 31 ep. in pt.	47, s. 89(1)(6). 47, s. 89(8). 47, s. 37(4). 70, s. 272(1), sch. 30. 47, s. 108(3), sch. 9 para. 10. 47, s. 35(6). 47, s. 108(4), sch. 11 Pt. II. 47, ss. 42(1)(2), 108(4), sch. 11 Pt. II. 47, s. 37(2). 47, s. 37(3). 47, s. 38(1), sch. 6 para. 1(2). 47, s. 38(1), sch. 6 para. 8(4). 47, s. 38(1), sch. 6 para. 8(3). 47, ss. 37(3), 38(2). 47, s. 37(3). 47, s. 108(4), sch. 11 Pt. II. 47, s. 83(6). 47, s. 108(4), sch. 11 Pt. IV. 47, s. 108(4), sch. 11 Pt. II.

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1968: c. 23—cont.	Rent Act 1968—cont.	S. 33 ext. ... ..	47, ss. 46(5), 83(5).
		S. 35 ext. ... ..	47, s. 83(7).
		S. 36 ext. ... ..	47, ss. 70(5), 88(3).
		S. 39(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 40(3) am. ... ..	11, s. 29(1), sch. 6 para. 71.
		rep. in pt. ... ..	11, s. 29(1)(4), sch. 6 para. 71, sch. 8.
		S. 41 appl. ( <i>prosp.</i> ) ... ..	70, s. 205(2).
		S. 43(2) am. ... ..	47, s. 25(6).
		S. 44 am. ... ..	47, ss. 40, 82(2).
		S. 44(4) am. ... ..	47, s. 39(2).
		S. 44(5)(b) rep. ... ..	47, s. 108(4), sch. 11 Pt. IV.
		S. 44A added ... ..	47, s. 39(1).
		am. ... ..	47, s. 40.
		Ss. 45, 46 am. ... ..	47, s. 82(2).
		S. 46 ext. (mod.) ... ..	47, ss. 37(5), 50(4).
		S. 47 (except subs. (3)) am.	47, s. 82(2).
		S. 47(3) am. ... ..	47, s. 38(1), sch. 6 paras. 1(3), 4(2).
		S. 48(1) am. ... ..	47, s. 40(5)(a).
		S. 48A added ... ..	47, s. 41(1).
		S. 50 ext. ... ..	47, s. 34(1).
		S. 57(5) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 62(3) ext. ... ..	47, s. 37(8).
		S. 68 rep. ( <i>prosp.</i> ) ... ..	70, ss. 205(4), 272(1), sch. 30.
		S. 69 subst. ( <i>prosp.</i> ) ... ..	70, s. 205(4).
		S. 70(1) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 71(1) am. ( <i>prosp.</i> ) ... ..	47, s. 89(1)(7).
		expld. ... ..	47, s. 89(8).
		Ss. 82(1)(a), 89(9) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 106 ext. ... ..	47, s. 34(2).
		S. 107(1)(a) replaced ... ..	47, s. 108(3), sch. 9 para. 11.
		S. 107(3) rep. ... ..	47, s. 108(4), sch. 11 Pt. VI.
		S. 107(4) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 109(1)(3) rep. in pt. ... ..	47, s. 108(4), sch. 11 Pt. VI.
		S. 109 mod. ... ..	47, s. 108(3), sch. 9 para. 12(3).
		S. 109(3) am. ... ..	47, s. 108(3), sch. 9 para. 12(2).

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1968: c. 23— <i>cont.</i>	Rent Act 1968— <i>cont.</i>	S. 109(5) rep. ... .. S. 110(2)(b) rep. ... .. S. 115(5) rep. ... .. Sch. 1 para. 10 added ... .. Sch. 3 Case 14 para. (f) rep. (saving). Sch. 4 ext. ... .. Sch. 5 para. 1 ext. ... .. Sch. 6 excl. ... .. am. ... .. Sch. 7 appl. (mod.) ... .. am. ... .. Sch. 9 para. 4 restr. ... .. para. 4(5) mod. ... .. para. 5 rep. ... .. para. 6 mod. ... .. para. 7(4) ext. ... .. para. 8(1) rep. in pt. para. 15(2) rep. in pt. ( <i>prosp.</i> ). Pt. III, sch. 14 para. 3 rep. Sch. 15 rep. in pt. ... .. Sch. 16 paras. 10 rep. in pt., para. 22(4) rep.	47, s. 108(3)(4), sch. 9 para. 12(1), sch. 11 Pt. VI. 47, s. 108(4), sch. 11 Pt. IV. 47, s. 108(4), sch. 11 Pt. II. 47, s. 47(1). 62, ss. 24, 26(3), sch. 6. 47, ss. 38(1), 83(2) proviso, sch. 6 para. 3(2). 47, s. 51(1). 47, s. 31(2). 47, s. 82(2). 47, s. 30(4). 47, s. 82(2). 47, s. 35(10). 47, s. 37(10). 47, s. 108(3)(4) sch. 9 para. 13, sch. 11 Pt. II. 47, s. 35(10). 47, s. 37(8). 47, s. 108(4), sch. 11 Pt. II. 70, s. 272(1), sch. 30. 47, s. 108(4), sch. 11 Pt. II. 47, s. 108(4), sch. 11 Pt. II. 47, s. 108(4), sch. 11 Pt. II.
c. 26 ... ..	Export Guarantees Act 1968.	S. 4(1) am. ... ..	40, s. 4(1).
c. 27 ... ..	Firearms Act 1968 ...	S. 21(3A) added, (6) am. Sch. 2 para. 17 subst. ... .. Sch. 6 Pt. I am. ... .. rep. in pt. ... ..	71, ss. 29, 66(7) (a). 20, s. 203(1), sch. 7. 71, ss. 28, 66(7) (a). 71, ss. 28(6), 64(2), 66(7)(a), sch. 6 Pt. II.
c. 29 ... ..	Trade Descriptions Act 1968.	Appl. ... .. Ext. ... .. S. 2 am. ... .. S. 2(4)(a) rep. ( <i>prosp.</i> ) ... .. S. 2(4)(d) am. ... .. S. 4(1) appl. (mod.) ... .. S. 22(2) am. ... ..	20, s. 63(2). 34, s. 3. 20, s. 63(1). 68, s. 4, sch. 3 Pt. III. 68, s. 4 sch. 4 para. 4(2). 34, s. 3. 68, s. 4, sch. 4 para. 3(2)(b).

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1968: c. 29— <i>cont.</i>	Trade Descriptions Act 1968— <i>cont.</i>	S. 24 saved ... Sch. 1 para. 4 rep. ...	34, s. 2(1). 20, s. 205(1), sch. 9 Pt. I.
c. 31 ... ..	Housing (Financial Provisions) (Scotland) Act 1968.	Ss. 1–12 rep. ... .. S. 13 excl. ... .. Ss. 16, 17 ext. ... .. excl. ... .. S. 19 rep. ... .. S. 21(4) rep. in pt. ... .. S. 21(5) added ... .. S. 22 rep. ... .. S. 25(6) subst. ... .. S. 26 rep. ... .. S. 27 mod. ... .. S. 27(7) am., (7A) added S. 29(1)(2) am. ... .. S. 40 mod. ... .. S. 40(7) added ... .. Ss. 44–48, 55 rep., 57(1) (a) rep. in pt., (b)(2) rep. S. 58(1) am., (3)(aa) added. (c) am. S. 58(5) rep. in pt. ... .. S. 58(5) definition of “recipient authority” added. S. 58(6) added ... .. S. 59(2) rep. in pt. ... .. Ss. 60–63 rep. ... .. S. 64 rep. in pt. ... .. S. 68(1) proviso rep. ... .. S. 70(4), schs. 1, 2 rep....	46, s. 79(3), sch. 11 Pt. III. 46, s. 39(b). 46, s. 2(3)(b). 46, s. 57(5)(6). 46, ss. 70, 79(3), sch. 8 para. 11, sch. 11 Pt. III. 46, s. 79(1)(3), sch. 9 para. 15, sch. 11 Pt. III. 46, s. 79(1), sch. 9 para. 15. 46, ss. 70, 79(3), sch. 8 para. 7, sch. 11 Pt. III. 46, s. 79(1), sch. 9 para. 16. 46, s. 79(3), sch. 11 Pt. III. 46, s. 57(5)(6). 46, s. 79(1), sch. 9 para. 17. 46, s. 79(1), sch. 9 para. 18. 46, s. 57(5)(6). 46, s. 79(1), sch. 9 para. 19. 46, s. 79(3), sch. 11 Pt. III. 46, s. 73. 46, s. 79(1)(3), sch. 9 para. 20(a), sch. 11 Pt. III. 46, s. 79(1), sch. 9 para. 20(a). 46, s. 79(1), sch. 9 para. 20(b). 46, s. 79(3), sch. 11 Pt. III. 46, s. 79(3), sch. 11 Pt. I. 46, s. 79(3), sch. 11 Pt. III. 46, s. 79(3), sch. 11 Pt. I. 46, s. 79(3), sch. 11 Pt. III.

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1968: c. 31— <i>cont.</i>	Housing (Financial Provisions) (Scotland) Act 1968— <i>cont.</i>	Sch. 3 para. 3 rep. ... para. 5 rep. in pt. para. 7 rep. ...  Sch. 4 rep. ... Schs. 5, 6 rep. in pt. ... Sch. 7 rep. ...	46, s. 79(1)(3), sch. 9 para. 21 sch. 11 Pt. V. 46, s. 79(3), sch. 11 Pt. V. 46, s. 79(1)(3), sch. 9 para. 21, sch. 11 Pt. V. 46, s. 79(3), sch. 11 Pt. III. 46, s. 79(3), sch. 11 Pts. III, IV. 46, s. 79(3), sch. 11 Pt. I.
c. 32 ...	Industrial Expansion Act 1968.	S. 10 rep. ...	63, s. 19(3), sch. 4 Pt. II.
c. 34 ...	Agriculture (Miscellaneous Provisions) Act 1968.	S. 14(2) am. ... S. 22(2)(a) rep. in pt. ( <i>prosp.</i> ) S. 46(3) rep. ... Sch. 7 rep. in pt. ( <i>prosp.</i> )	52, s. 276(1), sch. 21 Pt. II. 70, s. 272(1), sch. 30. 62, ss. 22, 26(3), schs. 5, 6. 68, s. 4, sch. 3 Pt. III.
c. 37 ...	Education (No. 2) Act 1968.	Apptd. day for establishments of further education (1.9.1972).	S.I. No. 212.
c. 39 ...	Gas and Electricity Act 1968.	Ss. 1, 4 rep., 5 rep. in pt., 6 rep.	60, s. 49(3), sch. 8.
c. 41 ...	Countryside Act 1968 ...	Transfer of functions (E.) ( <i>prosp.</i> ) S. 6(2)(3) rep. in pt. ( <i>prosp.</i> ), (4)–(7) rep. ( <i>prosp.</i> ) S. 20 am. ( <i>prosp.</i> ) ... Ss. 25, 26 rep. ... Ss. 28(4A), 29(7A) added ( <i>prosp.</i> ) S. 30(5) am. ... S. 30(6)(7) rep. ... Ss. 39 rep. ( <i>prosp.</i> ), 49(3), sch. 3 Pt. I rep. in pt. ( <i>prosp.</i> ) Sch. 3 Pts. II–IV ext. ( <i>prosp.</i> ) Sch. 4 rep. ( <i>prosp.</i> ) ...	70, s. 184(1)–(5). 70, s. 272(1), sch. 30. 70, s. 184(7), sch. 17 para. 37. 52, s. 277(2), sch. 23. 70, s. 188(7), sch. 21 para. 100. 20, s. 203(1), sch. 7. 20, s. 205(1), sch. 9 Pt. I. 70, s. 272(1), sch. 30. 70, s. 184(7), sch. 17 para. 30. 70, s. 272(1), sch. 30.
c. 42 ...	Prices and Income Act 1968.	S. 12 am. ...	47, s. 108(3), sch. 9 para. 14.



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1968: c. 42— <i>cont.</i>	Prices and Incomes Act 1968— <i>cont.</i>	S. 12(4) rep. in pt. ...	47, s. 108(4), sch. 11 Pt. VI.
c. 44 ...	Finance Act 1968 ...	S. 4(2)(4) rep. ...	25, s. 29(2), sch. 7.
		S. 5 rep. ( <i>prosp.</i> ) ...	41, ss. 54(8), 134(7), sch. 28 Pt. II.
		S. 6(1) am. (1.4.1973) ...	41, s. 55(4).
		S. 7(1)(2) am. (1.4.1973)	41, s. 55(2).
		S. 7(6) subst. (1.4.1973)...	41, s. 55(3).
		S. 32(6) rep. in pt. (6.4.1973).	41, s. 134(7), sch. 28 Pt. VI.
		S. 51 residue rep. (2.4.1973).	41, ss. 122(5), 134(7), sch. 28 Pt. VIII.
		S. 52 rep. ( <i>prosp.</i> ) ...	41, ss. 122(5), 134(7), sch. 28 Pt. IX.
		S. 58 rep. ( <i>prosp.</i> ) ...	68, s. 4 sch. 3 Pt. II.
		Sch. 5 rep. ...	25, s. 29(2), sch. 7.
		Sch. 6 rep. ( <i>prosp.</i> ) ...	41, ss. 54(8), 134(7), sch. 28 Pt. II.
		Sch. 17 rep. ( <i>prosp.</i> ) ...	41, ss. 122(5), 134(7), sch. 28 Pt. IX.
c. 45 ...	British Standard Time Act 1968.	Rep. (saving) ...	6, s. 6(3).
c. 46 ...	Health Services and Public Health Act 1968.	Apptd. day for s. 19(2)–(6) and sch. 4 in pt. (1.7.1972).	S.I. No. 826.
		S. 1(1) am. (S.) ( <i>prosp.</i> )...	58, s. 64(1), sch. 6 para. 30.
		S. 1(2)(3) rep. in pt. (S.) ( <i>prosp.</i> )	58, ss. 12(1), 64(2), sch. 7 Pt. I.
		S. 2(1) am. (S.) ( <i>prosp.</i> )...	58, s. 64(1), sch. 6 para. 31.
		Ss. 8 rep. (S.) ( <i>prosp.</i> ), 9(2) rep. ( <i>prosp.</i> ), 10, 11 rep. (S.) ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. I.
		S. 12 am. ( <i>prosp.</i> ) ...	70, s. 195(6), sch. 23 para. 15(1).
		S. 12(6), (7)(b)(c) rep. ( <i>prosp.</i> )	70, ss. 195(3), 272(1), sch. 30.
		Ss. 12(7A) added ( <i>prosp.</i> ), 13 am. ( <i>prosp.</i> )	70, s. 195(6), sch. 23 para. 15(1), (2).
		Ss. 14(2), 15, 19(2)(3)(5)–(7) rep. ( <i>prosp.</i> ), 21(4) rep. in pt. ( <i>prosp.</i> ), 24 rep. (S.) ( <i>prosp.</i> ), 27(2), 28 rep. ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. I.
		S. 29(3)(aa) added ( <i>prosp.</i> )	58, s. 64(1), sch. 6 para. 32.
		S. 29(3)(b)(d) rep. ( <i>prosp.</i> )	58, s. 64, sch. 6 para. 32, sch. 7 Pt. I.

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1968: c. 46— <i>cont.</i>	Health Services and Public Health Act 1968— <i>cont.</i>	<p>S. 30(1) am. (S.) (<i>prosp.</i>)</p> <p>S. 30(2) rep. (<i>prosp.</i>) ...</p> <p>S. 31 am. (S.) (<i>prosp.</i>) ...</p> <p>S. 32(1) am. (S.) (<i>prosp.</i>), (2) am. (<i>prosp.</i>)</p> <p>S. 33(4) rep. in pt. (S.) (<i>prosp.</i>), (6) rep. (S.) (<i>prosp.</i>)</p> <p>S. 35 rep. ... ..</p> <p>Ss. 37(1)(a) rep. in pt. (<i>prosp.</i>), 39(1) rep. in pt. (S.) (<i>prosp.</i>)</p> <p>S. 40(1) am. (S.) (<i>prosp.</i>)</p> <p>Ss. 41 rep. (<i>prosp.</i>), 43(4) rep. in pt. (<i>prosp.</i>)</p> <p>S. 45(11) am. (<i>prosp.</i>) ...</p> <p>Pt. III (ss. 47–58) ext. (<i>prosp.</i>)</p> <p>S. 51 rep. (<i>prosp.</i>) ...</p> <p>S. 54 am. (<i>prosp.</i>) ...</p> <p>S. 63(1)(a)(b)(2)(d) am. (S.) (<i>prosp.</i>)</p> <p>S. 63(4)(7) rep. (S.) (<i>prosp.</i>)</p> <p>S. 63(8) definition of “ the relevant enactments ” para. (b) am. (<i>prosp.</i>)</p> <p>S. 63(9) rep. in pt. (<i>prosp.</i>)</p> <p>S. 64(4) am. (<i>prosp.</i>) ...</p> <p>S. 65(3)(a) am. (<i>prosp.</i>)...</p> <p>S. 65(6) am. (<i>prosp.</i>) ...</p> <p>S. 67 rep. (S.) (<i>prosp.</i>) ...</p> <p>S. 70 am. (<i>prosp.</i>) ...</p> <p>S. 71(1) am. (<i>prosp.</i>) ...</p> <p>S. 72(1)(2) am. (<i>prosp.</i>)...</p> <p>S. 73(1)–(3) am. (<i>prosp.</i>)</p> <p>S. 73(9) rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 3 Pt. I rep. in pt. (<i>prosp.</i>)</p>	<p>58, s. 64(1), sch. 6 para. 33.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>58, s. 64(1), sch. 6 para. 34.</p> <p>58, s. 64(1), sch. 6 para. 35.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>11, s. 29(4), sch. 8.</p> <p>58, s. 64(1), sch. 6 para. 36.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p> <p>70, s. 195(6), sch. 23 para. 15(3).</p> <p>70, s. 180(3).</p> <p>70, ss. 180(2), 272(2), sch. 14 para. 46, sch. 30.</p> <p>70, s. 180(2), sch. 14 para. 47.</p> <p>58, s. 64(1), sch. 6 para. 135(a)–(c).</p> <p>58, s. 64(2), sch. 7 Pt. II.</p> <p>58, s. 64(1), sch. 6 para. 135(d).</p> <p>58, s. 64(2), sch. 7 Pt. II.</p> <p>58, s. 64(1), sch. 6 para. 136.</p> <p>70, s. 195(6), sch. 23 para. 15(4).</p> <p>58, s. 64(1), sch. 6 para. 137.</p> <p>58, s. 64(2), sch. 7 Pt. II.</p> <p>70, s. 180(2), sch. 14 para. 48.</p> <p>58, s. 64(1), sch. 6 para. 138.</p> <p>58, s. 64(1), sch. 6 para. 139.</p> <p>58, s. 64(1), sch. 6 para. 140.</p> <p>58, s. 64(2), sch. 7 Pt. II.</p> <p>58, s. 64(2), sch. 7 Pt. I.</p>

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1968:— <i>cont.</i>			
c. 47 ... ..	Sewerage (Scotland) Act 1968.	Apptd. days for whole Act not later than 16.5.1973.	S.I. No. 363.
c. 48 ... ..	International Organisations Act 1968.	Ss. 3 rep., 4 rep. in pt. ... S. 9, sch. 1 para. 7 am. (1.4.1973).	68, s. 4, sch. 3 Pt. IV. 41, s. 55(5).
c. 49 ... ..	Social Work (Scotland) Act 1968.	Ss. 1(4)(b) rep. in pt. ( <i>prosp.</i> ), 14(3) rep. ( <i>prosp.</i> ) S. 30(3) added ... .. S. 60(1)(f) am. ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. II. 24, s. 1. 58, s. 64(1), sch. 6 para. 141.
c. 52 ... ..	Caravan Sites Act 1968...	S. 86(3) rep. in pt. (S.) ( <i>prosp.</i> ) S. 6 excl. ( <i>prosp.</i> ) ... S. 6(1) rep. in pt. ( <i>prosp.</i> )	58, s. 64(2), sch. 7 Pt. II. 70, s. 190(2). 70, ss. 190(1), 272(1), sch. 30.
c. 54 ... ..	Theatres Act 1968 ... ..	S. 6(2) am. ( <i>prosp.</i> ) ... S. 7(4) rep. ( <i>prosp.</i> ) ... S. 12(1) rep. in pt. ( <i>prosp.</i> ) am. ( <i>prosp.</i> ) ...	70, s. 190(1)(2). 70, s. 272(1), sch. 30. 70, ss. 190(3), 272(1), sch. 30. 70, s. 190(3). 70, s. 204(6).
c. 59 ... ..	Hovercraft Act 1968 ... ..	S. 18(1) definition of "licensing authority" para. (b) subst. ( <i>prosp.</i> ) Apptd. day for s. 4(3) (12.7.1972).	S.I. No. 979.
c. 60 ... ..	Theft Act 1968 ... ..	S. 1(1)(h) am. ... .. Sch. para. 4(a) rep. ... .. Ss. 12, 25 am. ... .. S. 26(4) rep. ... .. S. 28 am. ... .. S. 28(1)–(3) subst. ... .. Sch. 2 Pt. II rep. in pt....	62, s. 2(2). 20, s. 205(1), sch. 9 Pt. I. 20, ss. 93, 101, 177, sch. 4 Pt. III paras. 2, 3. 71, s. 64(2), sch. 6 Pt. II. 71, s. 6. 71, s. 15(8). 71, s. 64(1), sch. 5. 20, s. 205(1), sch. 9 Pt. I.
c. 61 ... ..	Civil Aviation Act 1968	Ss. 7 rep. ( <i>prosp.</i> ), 21(3) rep. in pt. ( <i>prosp.</i> ) S. 25(2) rep. in pt. ... .. S. 28(3) definition of "local authority" rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30. 11, s. 21(2)(b). 70, s. 272(1), sch. 30.
c. 64 ... ..	Civil Evidence Act 1968	Pt. I (ss. 1–10) ext. ( <i>prosp.</i> ) S. 2(2) excl. ... .. S. 5(1) appl. (mod.) ... .. S. 5(2) ext. ... .. Ss. 5(3)–(6), 6(1)–(3)(5) appl (mod.) S. 8(2) excl. ... .. S. 10(3)(4) appl....	30, s. 1. 30, s. 2(1). 41, s. 34(5). 41, s. 34(5). 41, s. 34(5). 30, s. 2(2). 30, s. 5(2).

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1968:—cont. c. 65 ... ..	Gaming Act 1968 ...	<p>S. 44(3), sch. 2 para. 2(2) definition of "the appropriate local authority" rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 2 para. 20(1)(e) am. para. 20(1)(f) rep. in pt. para. 48(1) am. ... para. 60(c) rep. in pt. am. ...</p> <p>Sch. 3 para. 9(e) am. ... para. 9(f) rep. in pt. para. 17(1) am. ...</p> <p>Sch. 4 para. 11(e) am. ... para. 11 (f) rep. in pt. para. 15(1) am. ...</p> <p>Sch. 9 para. 1(b) rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 11 Pt. III rep. in pt.</p>	<p>70, s. 272(1), sch. 30.</p> <p>25, s. 29(1), sch. 5 para. 5.</p> <p>25, s. 29(2), sch. 7.</p> <p>25, s. 29(1), sch. 5 para. 3.</p> <p>25, s. 29(2), sch. 7.</p> <p>25, s. 29(1), sch. 5 para. 5.</p> <p>25, s. 29(1), sch. 5 para. 5.</p> <p>25, s. 29(2), sch. 7.</p> <p>25, s. 29(1), sch. 5 para. 4.</p> <p>25, s. 29(1), sch. 5 para. 5.</p> <p>25, s. 29(2), sch. 7.</p> <p>25, s. 29(1), sch. 5 para. 4.</p> <p>70, s. 272(1), sch. 30.</p> <p>25, s. 29(2), sch. 7.</p>
c. 67 ... ..	Medicines Act 1968 ...	<p>Apptd. day for s. 65 (1.6.1972).</p> <p>Apptd. day for ss. 85(5), 86(3), 93, 97(1.9.1972).</p> <p>S. 55(2)(b) am. (S.) (<i>prosp.</i>)</p> <p>S. 108(8) rep. in pt. (<i>prosp.</i>)</p> <p>restr. (Wales) (<i>prosp.</i>)</p> <p>S. 131(5) am. (<i>prosp.</i>) ...</p> <p>S. 132(1) definitions of—" food and drugs authority" am. (<i>prosp.</i>)</p> <p>" health centre" am. (<i>prosp.</i>)</p> <p>S. 136(4) saved (<i>prosp.</i>)...</p> <p>Sch. 5 paras. 2-9 rep. (<i>prosp.</i>)</p> <p>S. 1(6) rep. in pt. (<i>prosp.</i>)</p>	<p>S.I. No. 788.</p> <p>S.I. No. 1225.</p> <p>58, s. 64(1), sch. 6 para. 142.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 200(3).</p> <p>58, s. 64(1), sch. 6 para. 143.</p> <p>70, s. 198(2).</p> <p>58, s. 64(1), sch. 6 para. 144.</p> <p>66, s. 13(2).</p> <p>66, s. 12(1), sch. 3.</p>
c. 69 ... ..	Justices of the Peace Act 1968.	<p>S. 1(6) rep. in pt. (<i>prosp.</i>)</p> <p>Sch. 3 paras. 3 proviso added (<i>prosp.</i>), 4(4) am. (<i>prosp.</i>)</p> <p>para. 10(2) rep. ...</p>	<p>70, s. 272(1), sch. 30.</p> <p>70, s. 217(7), sch. 27 para. 19.</p> <p>11, s. 29(4), sch. 8.</p>

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1968:— <i>cont.</i>			
c. 70 ... ..	Law Reform (Miscellaneous Provisions) (Scotland) Act 1968.	S. 13(1) appl. (mod.) ... S. 13(2) ext. ... .. Ss. 13(3)–(6), 14(1)–(3)(5) appl. (mod.)	41, s. 34(5)(8). 41, s. 34(5)(8). 41, s. 34(5)(8).
c. 73 ... ..	Transport Act 1968 ...	Pt. II (ss. 9–23) Power to mod. (E.) (1.4.1974). appl. (mod.) (E.) ( <i>prosp.</i> ) S. 9(1)(a)(i) rep. in pt. ( <i>prosp.</i> ) S. 9(1)(a)(ii) rep. (E.) ( <i>prosp.</i> )  S. 11(3A) added (E.) ( <i>prosp.</i> ) S. 14(1)(b) am. (E.) ( <i>prosp.</i> ) S. 15A added (E.) ( <i>prosp.</i> )  S. 15(1)(b)(c) subst. (E.) ( <i>prosp.</i> ) S. 16(1) am. (E.) ( <i>prosp.</i> )  S. 17(3)(5)(6) ext. (E.) (1.4.1974). S. 22(3)–(5) ext. (E.) (1.4.1974). S. 23(2)(3) am. (E.) ( <i>prosp.</i> ) Ss. 34(1), 35(1)(b)(iii) rep. in pt. ( <i>prosp.</i> ) S. 53 am. ... .. S. 53(1)(b)(c)(2) rep. in pt. S. 53(3)(d) am. ... .. S. 53(5) am. ... .. S. 56(6)(a) rep. in pt. ( <i>prosp.</i> ) S. 60(5) am. (foreign vehicles). S. 63(6) (a) rep. in pt. ( <i>prosp.</i> ) Ss. 69(4)(f)(h), 82(8) am.  S. 91(6) am. (foreign vehicles). S. 92(5) am. ... ..  S. 95(1) am. ... ..  S. 96(1) am. (foreign vehicles). S. 96(11A) added. ... ..  S. 97(4) am. (foreign vehicles). S. 98(2)(4) am. ... ..  S. 98(4) am. (foreign vehicles).	70, s. 202(5). 70, s. 202(3), sch. 24 Pt. II. 70, s. 272(1), sch. 30. 70, ss. 202(2), 272(1), sch. 24 para. 1, sch. 30. 70, s. 202(2), sch. 24 para. 2. 70, s. 202(2), sch. 24 para. 3. 70, s. 202(2), sch. 24 para. 4. 70, s. 202(2), sch. 24 para. 5. 70, s. 202(2), sch. 24 para. 6. 70, s. 202(4). 70, s. 202(7). 70, s. 202(2), sch. 24 para. 7. 70, s. 272(1), sch. 30. 14, s. 1(6). 14, s. 1(3). 14, s. 1(3)(b). 14, s. 1(4). 70, s. 272(1), sch. 30. 27, s. 1, sch. 2. 70, s. 272 (1), sch. 30. 20, s. 203(1), sch. 7. 27, s. 1, sch. 2. 20, s. 203(1), sch. 7. 68, s. 4, sch. 4 para. 9(3). 27, s. 1, sch. 2. 68, s. 4, sch. 4 para. 9(2). 27, s. 1, sch. 2. 68, s. 4, sch. 4 para. 9(2). 27, s. 1, sch. 2.

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<p>1968: c. 73—<i>cont.</i></p>	<p>Transport Act 1968 —<i>cont.</i></p>	<p>Ss. 98(5) am., 99(1)(d) added, (3) am. S. 99(4) am. (foreign vehicles). S. 99(5) am. ... .. S. 99(8) am. ... .. S. 100(1)(c) am. (foreign vehicles). S. 102A added ... .. S. 103(1) am. ... .. Ss. 108(2)(3), 112(3)(d) am. Ss. 115(3)(a) rep. in pt. (<i>prosp.</i>), 116(5) rep. (E.) (<i>prosp.</i>), 123(2), 124(4) rep. in pt. (<i>prosp.</i>) S. 130(6)(d) rep.... .. S. 135(2)–(4) appl. ... S. 138(9)(b) rep. in pt. (<i>prosp.</i>) Ss. 139(1)(b)(c), 141(2) am. Ss. 145(3)(4), 146, 148 rep. S. 152 rep. ... .. S. 159(1) definition of “plated weight” am. Sch. 5 appl. (mod.) (E.) (<i>prosp.</i>) Sch. 5 Pt. I. para. 1 rep. in pt. (E.) (<i>prosp.</i>)  Pt. II. para. 5 rep. Schs. 10, 11 rep. in pt. ... Sch. 11 am. Sch. 14 Pt. IV para. 4 rep. (E.) (<i>prosp.</i>) Sch. 15 para. 8(2)(b) rep. in pt.</p>	<p>68, s. 4, sch. 4 para. 9(2). 27, s. 1, sch. 1. 68, s. 4, sch. 4 para. 9(2). 20, s. 203(1), sch. 7. 27, s. 1, sch. 2. 20, s. 203(1), sch. 7. 68, s. 4, sch. 4 para. 9(2). 52, s. 276(1), sch. 21 Pt. II. 70, s. 272(1), sch. 30. 20, s. 205(1), sch. 9 Pt. I. 14, s. 2(4). 70, s. 272(1), sch. 30. 52, s. 276(1), sch. 21 Pt. II. 20, s. 205(1), sch. 9 Pt. I. 29, s. 1(1). 20, s. 203(1), sch. 7. 70, s. 204(3), sch. 24 Pt. II. 70, ss. 202(2), 272(1), sch. 24 para. 8, sch. 30. 11, s. 29(4), sch. 8. 20, s. 205(1), sch. 9 Pt. I. 20, s. 203(1), sch. 7. 70, s. 272(1), sch. 30. 11, ss. 22(1), 29(4), schs. 4, 8.</p>
<p>C.A.M.: No. 1... ..</p>	<p>Pastoral Measure 1968</p>	<p>Ss. 80, 81(2), 82 appl. (<i>prosp.</i>) S. 85 appl. (<i>prosp.</i>) ...  S. 90(1) definition of “local planning authority” para. (a) subst. (<i>prosp.</i>)</p>	<p>G.S.M. No. 2, s. 27(2). G.S.M. No. 2, s. 28. 70, s. 251(2), sch. 29 para. 39.</p>

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1969: c. 1 ... ..	Electricity (Scotland) Act 1969	S. 1 rep. ... ..	17, s. 4(3), sch.
c. 10 ... ..	Mines and Quarries Act 1969	S. 11(3) rep. in pt. ( <i>prosp.</i> ), (4) rep. ( <i>prosp.</i> ) S. 23(5) am. (E.) ( <i>prosp.</i> ) S. 25(6) added (E.) ( <i>prosp.</i> )	70, s. 272(1), sch. 30. 70, s. 171. 70, s. 251(2), sch. 29 para. 28.
c. 15 ... ..	Representation of the People Act 1969	Am. ... .. Ss. 6(1) rep. (E.) ( <i>prosp.</i> ), 8(4)(a), 11(3) rep. in pt. ( <i>prosp.</i> ) S. 11(3) am. ... ..  Ss. 12(1), 13(4)(5) rep. in pt. ( <i>prosp.</i> ), 14 rep. in pt. (E.) ( <i>prosp.</i> ), 15 rep. (E.) ( <i>prosp.</i> ), 16, 17, 18 (except subs. (2)) rep. ( <i>prosp.</i> ), 19(2) rep. in pt. ( <i>prosp.</i> ), (3) rep. ( <i>prosp.</i> ), (4) rep. (E.) ( <i>prosp.</i> ), 24(3), 26(2) rep. ( <i>prosp.</i> ), sch. 1 Pts. I, 11 paras. 1(1), 4, 6(1)(a) rep. in pt. ( <i>prosp.</i> ), (c), 12(2), 13(1) rep. ( <i>prosp.</i> ), (2)(4) rep. in pt. ( <i>prosp.</i> ), sch. 2 paras. 22 rep. ( <i>prosp.</i> ), 23(1) rep. in pt. ( <i>prosp.</i> ), 24, 26(2), rep. ( <i>prosp.</i> ), 30 rep. in pt. ( <i>prosp.</i> ).	70, s. 42(2). 70, s. 272(1), sch. 30.  70, s. 45(1), sch. 6 para. 14. 70, s. 272(1), sch. 30.
c. 16 ... ..	Customs Duties (Dumping and Subsidies) Act 1969	Rep. ( <i>prosp.</i> ) ... ..	68, s. 4, sch. 3 Pt. I.
c. 19 ... ..	Decimal Currency Act 1969	Sch. 2 paras. 5, 7-9 rep. ( <i>prosp.</i> ), 10 rep. (E.) ( <i>prosp.</i> ), 12, 20, 23 rep. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 25 ... ..	Public Health (Recurring Nuisances) Act 1969	Ext. ( <i>prosp.</i> ) ... ..	70, s. 180(3).
c. 27 ... ..	Vehicle and Driving Licences Act 1969	S. 2(4) am. ... ..  S. 2(5) am. (E.) ( <i>prosp.</i> ) Ss. 13-15, 16(1)(3)-(5)(7), 18 rep., 20 (5) rep. in pt., 22, 23, 25(6), 26(3) rep., 27 rep. (saving for ss. 1, 2), 31, 32 rep.	11, s. 29(1), sch. 6 para. 72. 70, s. 186(4). 20, s. 205(1), sch. 9 Pt. I.

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1969: c. 27— <i>cont.</i>	Vehicle and Driving Licences Act 1969— <i>cont.</i>	S. 33(1) definition of "local authority" rep. in pt. ( <i>prosp.</i> ) S. 35, sch. 1 paras. 1-3, 12, sch. 2 (except paras. 8, 11) rep.	70, s. 272(1), sch. 30. 20, s. 205(1), sch. 9 pt. I.
c. 30 ... ..	Town and Country Planning (Scotland) Act 1969	Apptd. day for sch. 11 in pt. (18.5.1972)  Ss. 1-27, 28 (except para. (b)), 29-31, 33-38 rep. S. 39 rep. ... ..  Ss. 40-57 rep. ... ..  S. 59 am. ... ..  Ss. 60-97, 99-101, 102(a), 105, 107, 108(2) schs. 1-9, 10 (except para. 11), sch. 11 rep.	S.I. No. 667  52, s. 277(2), sch. 23. 46, s. 79(3), sch. 11 Pt. V. 52, s. 277(2), sch. 23. 52, s. 276(1), sch. 21 Pt. II. 52, s. 277(2), sch. 23.
c. 32 ... ..	Finance Act 1969 ...	S. 1(2) rep. in pt. ...  S. 1(4) rep. ( <i>prosp.</i> ) ...  S. 3 (except subs. (8)(9)) rep. S. 3(8) am. ... ..  S. 5 (except subs. (17)) rep. S. 51 rep. ( <i>prosp.</i> ) ...  S. 52(2)-(4) rep. Ss. 55, 61(3)(b) rep. ( <i>prosp.</i> )  Sch. 1 rep. ... ..  Sch. 6 rep. ( <i>prosp.</i> ) ...  Sch. 9 paras 1-21 rep., 22-24 rep. in pt., sch. 11 rep. Sch. 17 Pt. I. am. (22.3.1972) Sch. 18 pt. I. am. ... Sch. 20 para. 26 rep. ...	41, s. 134(7), sch. 28 Pt. III. 41, ss. 54(8), 134(7), sch. 28 Pt. II. 25, s. 29(2), sch. 7. 25, s. 29(1), sch. 5 para. 6. 25, s. 29(2), sch. 7. 41, ss. 122(5), 134(7), sch. 28 Pt. IX. 65, s. 17(1), sch. 41, ss. 54(8), 134(7), sch. 28 Pt. II. 41, s. 134(7), sch. 28 Pt. III. 41, ss. 54(8), 134(7), sch. 28 Pt. II. 25, s. 29(2), sch. 7. 41, s. 120(2). S.I. Nos. 244, 1015. 60, s. 49(3), sch. 8.
c. 33 ... ..	Housing Act 1969 ...	S. 6(4) am. ( <i>prosp.</i> ) ... S. 26 am. ( <i>prosp.</i> ) ...	70, s. 171. 70, s. 193(3), sch. 22 para. 24.



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1969: c. 33— <i>cont.</i>	Housing Act 1969— <i>cont.</i>	S. 27 definition of "housing authority" rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 37(4) am. ...	S.I. No. 440.
		S. 38 am. ...	47, s. 108(3), sch. 9 para. 15.
		S. 39 am. ( <i>prosp.</i> ) ...	70, s. 193(3), sch. 22 para. 24.
		S. 40(2)(a) am. ...	47, s. 108(3), sch. 9 para. 16.
		Pt. III. (ss. 43–57) rep.	47, ss. 34(5), 108(4), sch. 11 Pt. VI.
		S. 60(5) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 74(7) am. ( <i>prosp.</i> ) ...	70, s. 193(3), sch. 22 para. 24.
		Ss. 85(3) rep. in pt., 87, schs. 2, 3 rep.	47, s. 108(4), sch. 11 Pt. VI.
		Sch. 8 para. 18 rep.	47, s. 108(4), sch. 11 pt. I.
		para. 20 rep.	47, s. 108(4), sch. 11 Pt. III.
c. 34 ...	Housing (Scotland) Act 1969.	S. 10(2)(3) ext. ...	52, s. 186.
		S. 58 excl. ...	46, s. 3(9)(b).
		S. 59(4) am. ...	S.I. No. 457.
		S. 62(1)–(3) appl. ...	46, s. 66.
		S. 62(4) appl. (mod.) ...	46, s. 66.
c. 35 ...	Transport (London) Act 1969.	Apptd. day for S. 32 (1.10.1972).	S.I. No. 1097.
		S. 4(5) rep. in pt. ...	11, s. 29(4), sch. 8.
		S. 9(2) rep. ...	20, s. 205(1), sch. 9 Pt. I.
c. 45 ...	Iron and Steel Act 1969...	S. 2(1) am. ...	12, s. 1(1).
		S. 3(1) am. ...	12, s. 1(3).
		S. 6(3)(b) am. ...	12, s. 1(1).
c. 46 ...	Family Law Reform Act 1969.	S. 20 excl. ( <i>prosp.</i> ) ...	18, s. 44(1).
c. 47 ...	Nurses Act 1969 ...	S. 6 rep. in pt. ( <i>prosp.</i> ) ...	58, s. 64(2), sch. 7 Pt. II.
c. 48 ...	Post Office Act 1969 ...	Ss. 33(1), 35(2) am. ...	79, s. 1(2).
		S. 36(2) am. ...	79, s. 1(1).
		S. 43(1) rep. in pt. ...	11, ss. 22(1), 29(4), schs. 4, 8.
		S. 44(3) added ...	11, s. 29(1), sch. 6 para. 73.
		S. 45 rep. ...	11, s. 29(4), sch. 8.
		S. 46 am. ...	11, s. 29(1), sch. 6 para. 74.
		S. 58 am. ...	52, s. 276(1), sch. 21 Pt. II.
		S. 86(1) definition of "national health service authority" para. (b) am. ( <i>prosp.</i> )	58, s. 64(1), sch. 6 para. 145.

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1969: c. 48— <i>cont.</i>	Post Office Act 1969 — <i>cont.</i>	Ss. 93(1)(2), 108 (except paras. (a) to (d)(f)(g) of subs. (1), 110–112, 122 rep. Sch. 4 paras. 37, 42 rep. para. 92(1)(2) am. para. 92(3) rep. ... para. 93(1)(iii), (vi), (xvi), (xxxii) rep., (xxxiv) added, (2)(a) (d)(h)(r) rep., (f) added (4)(a)(b)(i) rep., (k) added, sch. 9 para. 27 am. (S.) Sch. 9 para. 27(7)(9)(15) rep. in pt. paras. 28, 29 am.	65, s. 17(1), sch. 52, s. 277(2), sch. 23. 52, s. 276(1), sch. 21 Pt. II. 52, s. 277(2), sch. 23. 52, s. 276(1), sch. 21 Pt. II. 52, s. 277(2), sch. 23. 52, s. 276(1), sch. 21 Pt. II.
c. 50 ...	Trustee Savings Banks Act 1969.	S. 15 am. ... S. 53(2) am. ... S. 75(1) subst., (3) added S. 76(1) am. ... S. 77(1) am. ... S. 82(2)(3) am. ... S. 82(3) rep. in pt. (6.4.1973). S. 82(3) rep. in pt., (5) rep.	S.I. No. 1750. 41, s. 133. S.I. No. 1029. 11, s. 29(1), sch. 6 para. 75. S.I. No. 1029. 11, s. 29(1), sch. 6 para. 76(a)(b). 41, s. 134(7), sch. 28 Pt. IV. 11, s. 29(1)(4), sch. 6 para. 76 (b)(c), sch. 8.
c. 51 ...	Development of Tourism Act 1969.	S. 11(3) am. ... rep. in pt. ...	5, s. 22(1), sch. 3. 63 s. 19(3), sch. 4. Pt. I.
c. 53 ...	Late Night Refreshment Houses Act 1969.	S. 2(2) am. ( <i>prosp.</i> ) ...	70, s. 204(9).
c. 54 ...	Children and Young Persons Act 1969.	Ss. 3(6)(a) subst., 6(1) am. S. 6(1)(a)(b) appl. ... S. 7(8) am. ... S. 29(2) ext. ... S. 35(3) saved ( <i>prosp.</i> ) ... S. 68 rep. ( <i>prosp.</i> ) ... S. 70(1) definition of “local authority” am. ( <i>prosp.</i> ) Sch. 2 para. 6 am. ( <i>prosp.</i> ) Sch. 3 para. 2(1) rep. ( <i>prosp.</i> ) Sch. 5 para. 1 rep. ...	71, s. 64(1), sch. 5. 71, s. 44. 71, s. 64(1), sch. 5. 71, s. 43. 70, s. 101(8)(9). 70, s. 272(1), sch. 30. 70, s. 195(6), sch. 23 para. 16. 70, s. 251(2), sch. 29 para. 16. 70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. II.
c. 55 ...	Divorce Reform Act 1969	Ext. (polygamy)...	38, s. 1(2)(e).

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1969— <i>cont.</i> c. 57 ... ..	Employers' Liability (Compulsory Insurance) Act 1969.	S. 3(2) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
c. 59 ... ..	Law of Property Act 1969	Ss. 25(7), 26, 27 rep. (29.1.1973).	61, s. 18, sch. 5.
1970: c. 7 ... ..	Local Employment Act 1970.	Ss. 1-4, 6 rep. ... .. S. 7 rep. ( <i>prosp.</i> ) ... ..	5, s. 22(2), sch. 4. 41, ss. 122(5), 134(7), sch. 28 Pt. IX.
c. 9 ... ..	Taxes Management Act 1970.	Ss. 8(1), 9(2)(4) rep., sch. rep. in pt. Ext. ... .. S. 3(3) am. ... .. S. 5(2) rep. (E.) ( <i>prosp.</i> )... Pts. II-VI (ss. 7-70) Power to appl. (mod.) S. 8(9) added (6.4.1973)... S. 11(6) added (6.4.1973) S. 29(2) subst. (6.4.1973) S. 31(3)(b) am. (6.4.1973) rep. in pt. (6.4.1973). S. 36 ext. (6.4.1973) ... S. 37 ext. (6.4.1973) ... S. 39 ext. (6.4.1973) ... S. 46(1) ext. ... .. S. 53(1) am. ... .. S. 55(1)(e) am. (6.4.1973) S. 86(1)(d) am. (6.4.1973) S. 87 subst. (6.4.1973) ... S. 88(2) am. (6.4.1973) ... S. 98 Table am. ... .. am. (6.4.1973) rep. in pt. (6.4.1973).	5, s. 22(2), sch. 4. 41, s. 22(2), sch. 4. 41, s. 102(2). 11, s. 29(1), sch. 6 para. 77. 71, s. 64(2), sch. 6 Pt. I. 41, s. 108(2). 41, s. 111(1), sch. 24 para. 4. 41, s. 111(1), sch. 24 para. 5. 41, s. 111(1), sch. 24 para. 6. 41, s. 111(1), sch. 24 para. 7. 41, ss. 111(1), 134(7), sch. 24 para. 7, sch. 28 Pt. VI. 41, ss. 84, 89, 104, sch. 14 para. 10(1), sch. 20 para. 10(1). 41, s. 104, sch. 20 para. 10(1). 41, ss. 84, 89, sch. 14 para. 10(1). 41, s. 94(2), sch. 16 para. 15(4). 41, s. 129. 41, s. 111(1), sch. 24 para. 8. 41, s. 111(1), sch. 24 para. 9. 41, s. 111(1), sch. 24 para. 10. 41, s. 111(1), sch. 24 para. 11. 41, ss. 78(4), 79(12), 81(5), 82(8), sch. 12 Pt. VII para. 5. 41, s. 111(1), sch. 24 para. 12. 41, s. 134(7), sch. 28 Pt. VI.

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1970: c. 9— <i>cont.</i>	Taxes Management Act 1970— <i>cont.</i>	S. 109 subst. (6.4.1973)... Ss. 113(1B)(3), 114(2) ext. Sch. 3 para. 8 am. (6.4.1973). para. 8 rep. inpt. (6.4.1973)	41, s. 111(1), sch. 24 para. 13. 41, s. 94(2), sch. 16 para. 15(7). 41, s. 111(1), sch. 24 para. 14. 41 ss. 111(1), 134(7), sch. 24 para. 14, sch. 28 Pt. VI.
c. 10 ... ..	Income and Corporation Taxes Act 1970.	Excl. ... .. Restr. ... .. S. 4(3) am. (6.4.1973) ...  S. 6 am. ... .. S. 7 am. ... .. S. 8(1)(2) am. ... .. am. (6.4.1973) S. 20(1) rep. in pt. (6.4.1973). S. 27(4) rep. in pt. (6.4.1973). S. 53(4) am. (6.4.1973) ...  Ss. 57–64A rep. ...  S. 65(1) am. ... .. S. 72 ext. ... .. S. 72(1) excl. ... ..  S. 80(6) am. ( <i>retrosp.</i> ) ... S. 83(1) rep. in pt. ...  S. 84(1)(a) rep. ... ..  S. 84(1)(b) am. ( <i>retrosp.</i> ), (d) added ( <i>retrosp.</i> ), (2) (3) am. ( <i>retrosp.</i> ) S. 84(3A) added ... .. S. 85(2) rep. in pt. ... ..  S. 90(1) definition of “premium” am. ( <i>retrosp.</i> ) S. 90(2A)(2B) added ( <i>retrosp.</i> ) S. 109(2) Sch. D— Case I ext. ... .. excl. ... ..  Case II ext. ... .. excl. ... ..  Case VI ext. ... ..	75, s. 1(6). 41, s. 87(3). 41, s. 111(1), sch. 24 para. 15. 41, s. 65(3). 41, s. 65(2). 41, s. 65(1). 41, s. 65(1). 41, s. 134(7), sch. 28 Pt. IV. 41, s. 134(7), sch. 28 Pt. VI. 41, s. 111(1), sch. 24 para. 16. 41, ss. 75(8), 134(7), sch. 28 Pt. V. S.I. No. 436. 41, s. 80(1)(9) 41, s. 75(3), sch. 9 para. 3. 41, s. 81(1)(6). 41, s. 134(7), sch. 28 Pt. XII. 41, ss. 81(2)(a), 134(7), sch. 28 Pt. XII. 41, s. 81(2)(6). 41, s. 81(5). 41, s. 134(7), sch. 28 Pt. XII. 41, s. 81(3)(6). 41, s. 81(4)(6). 41, s. 124(1)(a). 41, s. 75(7), sch. 10 para. 4(a). 41, s. 124(1)(a). 41, s. 75(7), sch. 10 para. 4(a). 41, ss. 76(2), 80(3).

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1970: c. 10— <i>cont.</i>	Income and Corporation Taxes Act 1970— <i>cont.</i>	S. 122(1) rep. in pt. ...	41, ss. 75(8), 134 (7), sch. 28 Pt. V.
		S. 122(1)(b) am. ...	41, s. 75(8), sch. 11 para. 2.
		Ss. 134(1) rep. in pt., 142 (3) rep.	41, s. 134(7), sch. 28 Pt. XII.
		S. 155(2) subst. ...	41, s. 107(2).
		S. 175(2)(a)(b) replaced...	41, s. 75(8), sch. 11 para. 3.
		S. 177(3A) rep. in pt. and am.	41, s. 67(2)(c).
		S. 181 Sch. E ext. ...	41, ss. 78(2), 79 (4)(7).
		S. 186 excl. ...	41, ss. 78(1)(4), 79(12), sch. 12 Pt. IV para. 1.
		S. 186(2) excl. ...	41, s. 77(1).
		S. 186(9) ext. (mod.) ...	41, ss. 78(4), 79 (12), sch. 12 Pt. VII para. 7.
		S. 188(1)(d) excl. ...	41, s. 73.
		S. 190 rep. ...	41, ss. 75(8), 134 (7), sch. 28 Pt. V.
		S. 209 Apptd. day for rep. (6.4.1973).	41, s. 74(1).
		S. 210 rep. (6.4.1973) ...	41, ss. 74(1), 134 (7), sch. 28 Pt. IV.
		S. 211(2)(b) subst. ...	48, s. 36(1), sch. 3.
		S. 211(5) Apptd. day for rep. (6.4.1973).	41, s. 74(1).
		S. 226(9) am. (6.4.1973)...	41, s. 111(1), sch. 24 para. 17.
		S. 229(1) subst. ( <i>retrosp.</i> ) Pt. X (ss. 232–237) ext. ...	48, s. 32(1).
		S. 232(1) Sch. F subst. (6.4.1973).	41, s. 106, sch. 22 para. 11(2).
		S. 232(2)(3) rep. (6.4.1973).	41, s. 87(2).
		S. 232(2)(3) rep. (6.4.1973).	41, ss. 87(4), 134 (7), sch. 28 Pt. VI.
		S. 232(4) subst. (6.4.1973)	41, s. 111(1), sch. 24 para. 18.
		S. 232(2)(b) am. ...	41, s. 106, sch. 22 para. 1.
		saved ...	41, s. 106, sch. 22 para. 10(2).
		S. 233(2)(c) subst. ...	41, s. 106, sch. 22 para. 2(1).
		S. 233(2)(d)(ii) subst. ...	41, s. 106, sch. 22 para. 3(1).
		S. 234 am. (6.4.1973) ...	41, s. 106, sch. 22 para. 5.

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1970: c. 10— <i>cont.</i>	Income and Corporation Taxes Act 1970— <i>cont.</i>	S. 234(1)(b) rep. in pt. (6.4.1973).	41, ss. 106, 134 (7), sch. 22 para. 5(1), sch. 28 Pt. VI.
		S. 234(3) rep. in pt. ...	41, s. 134(7), sch. 28 Pt. VI.
		S. 235(1) am. ...	41, s. 106, sch. 22 para. 6(1).
		S. 236 rep. (6.4.1973) ...	41, ss. 106, 134 (7), sch. 22 para. 7, sch. 28 Pt. VI.
		S. 237(6) saved ...	41, s. 106, sch. 22 para. 3(3).
		S. 238 am. (6.4.1973). ...	41, s. 111(2).
		S. 240(1)–(3) rep. (6.4.1973), (5) rep. in pt. (6.4.1973).	41, ss. 88(2), 134 (7), sch. 28 Pt. VI.
		S. 240(5) excl. ...	41, s. 104, sch. 20 para. 7.
		S. 240(6) rep. (6.4.1973), (7) rep. in pt. (6.4.1973).	41, ss. 88(2), 134 (7), sch. 28 Pt. VI.
		S. 240A rep. (6.4.1973)...	41, s. 134(7), sch. 28 Pt. VI.
		S. 242(1)(a)–(c) replaced (6.4.1973).	41, s. 111(1), sch. 24 para. 19.
		Ss. 243, 244 am. (6.4.1973).	41, s. 111(2).
		S. 247(3)(c) subst. ...	41, s. 107(1).
		S. 248(3) am. ...	41, s. 75(8), sch. 11 para. 4.
		S. 248(4)(a) am. (6.4.1973).	41, s. 111(1), sch. 24 para. 20.
		S. 248(6) rep. ...	41, ss. 75(8), 134 (7), sch. 28 Pt. V.
		S. 248(8) am. (6.4.1973)...	41, s. 111(1), sch. 24 para. 20.
		S. 252(8) am. ...	41, s. 107(3).
		Ss. 254, 255 subst. (6.4.1973).	41, s. 90(1), sch. 15 Pt. I.
		S. 254(5)(6) excl. ...	41, s. 89(6).
		S. 254(5)(6) excl. ...	41, s. 94(1), sch. 16 para. 10(2) (c).
		Ss. 254(8), 255(7) saved...	41, s. 90(2).
		S. 256(1) subst. ...	41, s. 91(1)(4), sch. 15 Pt. II.
S. 256(4) replaced ...	41, s. 91(2), sch. 15 Pt. II.		
S. 265 am. ...	41, s. 93(2).		
Pt. XI Ch. III (ss. 282–303) ext.	41, s. 94(3).		
S. 282(2) subst. (6.4.1973), (4) replaced (6.4.1973).	41, s. 94(2), sch. 17 para. 1.		

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1970: c. 10— <i>cont.</i>	Income and Corporation Taxes Act 1970— <i>cont.</i>	S. 284(1)(a)(b) rep. (6.4.1973).	41, ss. 94(2), 134(7), sch. 17 para. 2, sch. 28 Pt. VI.
		S. 285(6) ext. ... ..	41, ss. 78(4), 79(12), sch. 12 Pt. VII para. 8.
		S. 286(1)(3)(5) am. (6.4.1973).	41, s. 94(2), sch. 17 para. 3(2)–(4).
		S. 286(6) rep. (6.4.1973)	41, ss. 94(2), 134(7), sch. 17 para. 3(5), sch. 28 Pt. VI.
		S. 286(7) rep. in pt. (6.4.1973).	41, s. 134(7), sch. 28 Pt. VI.
		S. 288 rep. (6.4.1973) ...	41, ss. 94(2), 134(7), sch. 17 para. 4, sch. 28 Pt. VI.
		Ss. 289–301 rep. (6.4.1973). superseded (6.4.1973).	41, s. 134(7), sch. 28 Pt. VI. 41, s. 94(1), sch. 16.
		Ss. 296(2) rep. in pt., 300 rep.	41, ss. 75(8), 134(7), sch. 28 Pt. V.
		S. 301(1)(5) am. ...	41, s. 75(8), sch. 11 para. 5.
		S. 302(1) rep. in pt. (6.4.1973).	41, ss. 111(1), 134(7), sch. 24 para. 21, sch. 28 Pt. VI.
		S. 302(1) proviso added (6.4.1973).	41, s. 111(1), sch. 24 para. 21.
		S. 302(2)–(4) subst. (6.4.1973).	41, s. 94(2), sch. 17 para. 5.
		S. 303(5)(b) rep. (6.4.1973).	41, ss. 94(2), 134(7), sch. 17 para. 6, sch. 28 Pt. VI.
		S. 303(8) added (6.4.1973)	41, s. 94(2), sch. 17 para. 7.
		S. 305 ext. ... .. S. 305(2) rep. in pt. (6.4.1973).	41, s. 124(1)(b). 41, ss. 97, 134(7), sch. 18 para. 1(1), sch. 28 Pt. VI.
		S. 310(2) mod. (6.4.1973)	41, s. 97, sch. 18 para. 2(1).
		S. 310(3) rep. (6.4.1973)	41, ss. 97, 134(7), sch. 18 para. 2(2), sch. 28 Pt. VI.
		S. 310(4) rep. in pt. (6.4.1973).	41, s. 134(7), sch. 28 Pt. VI.
		S. 310(5) subst. (6.4.1973)	41, s. 97, sch. 18 para. 2(3).

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1970: c. 10— <i>cont.</i>	Income and Corporation Taxes Act 1970— <i>cont.</i>	<p>S. 310(6) appl. (6.4.1973)</p> <p>S. 311 rep. (saving) (6.4.1973).</p> <p>S. 313(4) subst. (6.4.1973)</p> <p>S. 314(1) rep. in pt. (6.4.1973).</p> <p>S. 314(3)(b)(c) rep. (6.4.1973), (4) rep. in pt. (6.4.1973).</p> <p>S. 315(8)(b) am. (6.4.1973).</p> <p>Ss. 316–319 ext. (6.4.1973).</p> <p>Ss. 316(2), 318(1) am. (6.4.1973).</p> <p>S. 320(2) am. (6.4.1973)...</p> <p>S. 322(3) mod. (1.4.1974)</p> <p>S. 322(3) proviso rep. (1.4.1974).</p> <p>S. 338 am. ... ..</p> <p>S. 341(1)(c) am. ... ..</p> <p>S. 343(2)(b)(7) am. (6.4.1973).</p> <p>S. 354(2) rep. in pt. (6.4.1973).</p> <p>S. 356 rep. (saving) (6.4.1973).</p> <p>S. 357 rep. ... ..</p> <p>S. 359(1)(aa) added, (b) am., (c) subst. (saving).</p> <p>S. 393(1) am. (6.4.1973)...</p> <p>S. 399(1)(b) am. (6.4.1973).</p> <p>S. 403(1) restored as originally enacted. am. (6.4.1973) ...</p> <p>S. 414(3)(a) am. ...</p> <p>S. 432(7) rep. in pt. (6.4.1973) and am. (6.4.1973).</p> <p>S. 440 rep. ... ..</p> <p>S. 454(1) am. (6.4.1973)...</p>	<p>41, s. 97, sch. 18 para. 2(4).</p> <p>41, ss. 93(7), 134(7), sch. 28 Pt. VI.</p> <p>41, s. 97, sch. 18 para. 3.</p> <p>41, ss. 97, 134(7), sch. 18 para. 4(1), sch. 28 Pt. VI.</p> <p>41, ss. 97, 134(7), sch. 18 para. 4(3), sch. 28 Pt. VI.</p> <p>41, s. 97, sch. 18 para. 4(4).</p> <p>41, s. 97, sch. 18 para. 6.</p> <p>41, s. 97, sch. 18 para. 5(2).</p> <p>41, s. 97, sch. 18 para. 5(2).</p> <p>41, s. 93(8).</p> <p>41, ss. 93(8), 134(7), sch. 28 Pt. VI.</p> <p>41, s. 123.</p> <p>41, s. 75(8), sch. 11 para. 6.</p> <p>41, s. 111(1), sch. 24 para. 22.</p> <p>41, s. 134(7), sch. 28 Pt. VI.</p> <p>41, ss. 93(7), 134(7), sch. 28 Pt. VI.</p> <p>41, ss. 112(11), 134(7), sch. 28 Pt. X.</p> <p>41, s. 93(6).</p> <p>41, s. 111(1), sch. 24 para. 23.</p> <p>41, s. 111(1), sch. 24 para. 24.</p> <p>41, s. 75(8), sch. 11 para. 7(2).</p> <p>41, s. 75(8), sch. 11 para. 7(1).</p> <p>S.I. No. 1750.</p> <p>41, s. 111(1), sch. 24 para 25.</p> <p>41, ss. 75(8), 134(7), sch. 28 Pt. V.</p> <p>41, s. 111(1), sch 24 para. 26.</p>



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1970: c. 10— <i>cont.</i>	Income and Corporation Taxes Act 1970— <i>cont.</i>	<p>Ss. 455 rep. in pt., 456, 469(6) rep.</p> <p>S. 478(8)(d) am. (6.4.1973).</p> <p>S. 481(3) am. (6.4.1973)...</p> <p>Ss. 483(6)(7), 484 ext. ...</p> <p>S. 484(3) ext. (mod.) ...</p> <p>S. 494(10) ext. ...</p> <p>S. 496(2) mod. ...</p> <p>S. 496(3)–(7) rep. ...</p> <p>Pt. XVIII Ch. I, II (ss. 497–512) ext. (mod.)</p> <p>S. 497(1)(d) added ...</p> <p>S. 498(4) ext. ...</p> <p>S. 499 rep. (1.4.1973) ...</p> <p>S. 517 ext. ...</p> <p>S. 517(2) rep. (6.4.1973)</p> <p>S. 518 ext. ...</p> <p>S. 521(3)(a) rep. (6.4.1973).</p> <p>S. 521(4) added (6.4.1973).</p> <p>S. 522 am. (6.4.1973) ...</p> <p>rep. in pt. (6.4.1973).</p> <p>S.526(5) definitions of— “franked investment income” replaced (6.4.1973), “qualifying distribution”, “surplus of franked investment income”, “tax credit” added (6.4.1973).</p> <p>“ordinary share capital”, “preference dividend” rep. in pt. (6.4.1973).</p> <p>S. 528(3)(a) am. (6.4.1973)</p> <p>S. 528(5) am. ...</p> <p>S. 529 ext. (6.4.1973) ...</p>	<p>41, ss. 75(8), 134 (7), sch. 28 Pt. V.</p> <p>41, s. 111(1), sch. 24 para. 27.</p> <p>41, s. 111(1), sch. 24 para. 28.</p> <p>41, s. 101(7).</p> <p>41, s. 101(7).</p> <p>41, s. 80(7).</p> <p>41, s. 76(6).</p> <p>41, ss. 75(8), 134 (7), sch. 28 Pt. V.</p> <p>41, s. 100(1).</p> <p>41, s. 98(2).</p> <p>41, s. 83(1).</p> <p>41, ss. 100(2), 134 (7), sch. 28 Pt. VI.</p> <p>41, s. 100(1).</p> <p>41, s. 134(7), sch. 28 Pt. VI.</p> <p>41, s. 100(1).</p> <p>41, ss. 111(1), 134 (7), sch. 24 para. 29, sch. 28 Pt. VI.</p> <p>41, s. 111(1), sch. 24 para. 29.</p> <p>41, s. 111(1), sch. 24 para. 30.</p> <p>41, ss. 111(1), 134 (7), sch. 24 para. 30, sch. 28 Pt. VI.</p> <p>41, s. 111(1), sch. 24 para. 31.</p> <p>41, s. 134(7), sch. 28 Pt. VI.</p> <p>41, s. 111(1), sch. 24 para. 32.</p> <p>41, s. 75(8), sch. 11 para. 8.</p> <p>41, s. 94(1), sch. 16 para. 5(2) (a).</p>

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1970: c. 10— <i>cont.</i>	Income and Corporation Taxes Act 1970— <i>cont.</i>	S. 533 ext. ... ..  saved ... ..  Sch. 3 ext. (mod.) ... Sch. 9 rep. (6.4.1973) ...  Sch. 12 Pt. III para. 2(1) (b) am. para. 2(1)  (c) rep. para. 2(1)  am. para. 3(1) Sch. 14 paras. 5 rep. in pt., 10 rep.  para. 15 am. (6.4.1973). paras. 19(1) rep. (6.4.1973), 23(3) rep. in pt. (6.4.1973), (4) rep. (6.4.1973). Sch. 15 para. 11 Table rep. in pt.	41, ss. 68(10), 78(4), 79(12), sch. 12 Pt. VII para. 9. 41, s. 75(3), sch. 9 para. 8. 41, s. 80(5). 41, s. 134(7), sch. 28 Pt. VI. 41, s. 75(8), sch. 11 para. 9. 41, ss. 75(8), 134(7), sch. 28 Pt. V. 41, s. 75(8), sch. 11 para. 9. 41, ss. 75(8), 134(7), sch. 28 Pt. V. 41, s. 111(1), sch. 24 para. 33. 41, s. 134(7), sch. 28 Pt. VI.
c. 11 ... ..	Sea Fish Industry Act 1970.	Sch. 1 para. 15 am. ... ..  rep. in pt.	11, s. 29(4), sch. 8. 11, s. 29(1), sch. 6 para. 79. 11, ss. 22(1), 29(4), schs. 4, 8.
c. 15 ... ..	Export Guarantees and Payments Act 1970.	S. 1 rep. ... ..	40, s. 4(2).
c. 23 ... ..	Road Traffic (Disqualification) Act 1970.	Rep. ... ..	20, s. 205(1), sch. 9 Pt. I.
c. 24 ... ..	Finance Act 1970 ...	Apptd. day for s. 22 (6.4.1973). Ss. 1(1)–(4), 2 (except subs. (9)), 3 rep. S. 15(1)(b) excl. ... .. S. 15(3) subst. ... .. S. 16(1)(a) am. ( <i>prosp.</i> ) S. 17 rep. ... ..  S. 22(2) am. ... .. S. 22(3) rep. (6.4.1973)  S. 35(2) am. ... .. Sch. 1 (except paras. 14, 16(2)(3)) rep. Sch. 2 para. 5(1) rep. in pt., (2)(b)(c) rep. (saving). Sch. 4 paras. 1–5 rep. (6.4.1973). para. 9 rep. (except sub-para. (6)).	41, s. 74(1)(a). 25, s. 29(2), sch. 7. 41, s. 67(2). 5, s. 22(1), sch. 3. 70, s. 202(3). 41, ss. 75(8), 134(7), sch. 28 Pt. V. 41, s. 74(3). 41, s. 134(7), sch. 28 Pt. IV. 76, s. 1. 25, s. 29(2), sch. 7. 68, s. 4, sch. 3 Pt. IV. 41, s. 134(7), sch. 28 Pt. VI. 41, ss. 75(8), 134(7), sch. 28 Pt. V.

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1970: c. 24— <i>cont.</i>	Finance Act 1970— <i>cont.</i>	Sch. 5 Pt. II para. 2 am. (6.4.1973).	48, s. 33.
c. 29 ... ..	Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970.	Sch. 7 paras. 5, 18 rep. Sch. 8 Pt. VI rep. in pt. (6.4.1973).	41, s. 134(7), sch. 28 Pt. XI. 41, s. 134(7), sch. 28 Pt. VI.
c. 31 ... ..	Administration of Justice Act 1970.	S. 5(1) rep. ( <i>prosp.</i> ), (2) rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
c. 36 ... ..	Merchant Shipping Act 1970.	S. 50(a) rep. ... .. Sch. 8 para. 11 added ( <i>prosp.</i> ). Sch. 9 Pt. I am. ... paras. 9 am., 9A, 10, 11 replaced. para. 12 rep. in pt.	71, s. 64(2), sch. 6 Pt. II. 18, s. 22(1), sch. para. 6. 71, s. 40. 71, s. 64(1), sch. 5. 71, s. 64(2), sch. 6 Pt. II.
c. 39 ... ..	Local Authorities (Goods and Services) Act 1970.	Apptd. day for ss. 1-5, 7-14, 16-18, 21-23, 25-35, 37-42, 48, 61-84, 88-90, 92-94, 95(1)(4)-(6), 96-99, 100(1), (2)(3) in pt., 101, sch. 2 para. 1, Pt. II, sch. 3 paras. 1-4, 8, 9, 11-13, sch. 4 paras. 1-4, sch. 5 in pt. (1.1.1973), 100(3) in pt., sch. 3 para. 14, sch. 5 in pt. (6.4.1974).	S.I. No. 1977.
c. 40 ... ..	Agriculture Act 1970 ...	Saved (E.) ( <i>prosp.</i> ) ... S. 1(4) definitions of "local authority", "public body" rep. in pt. ( <i>prosp.</i> ).	70, ss. 101(14), 112(6), 201(5). 70, s. 272(1), sch. 30.
c. 40 ... ..	Agriculture Act 1970 ...	S. 29(3) am. ... .. Ss. 32(4)(b), 33(4) rep. ... Pt. III (ss. 37-65) saved ( <i>prosp.</i> ). Ss. 38(c)(d) rep. ( <i>prosp.</i> ), 48(1) rep. in pt. ( <i>prosp.</i> ). S. 50 rep. in pt. ... ext. ... .. am. ... .. Ss. 57 rep. ( <i>prosp.</i> ), 60(1)(a), 62(1)(a) rep. in pt. ( <i>prosp.</i> ). S. 67 restr. (Wales) (1.4.1974). S. 67(1) rep. in pt. ( <i>prosp.</i> ) S. 67(3) saved (E.) ( <i>prosp.</i> ). S. 74A added ... ..	62, s. 10(4). 62, s. 26(3)(4), sch. 6. 70, s. 131(1)(b)(2). 70, s. 272(1), sch. 30. 62, s. 26(3)(4), sch. 6. 62, s. 9(2)(a)(i). 62, s. 9(7). 70, s. 272(1), sch. 30. 70, s. 200(2). 70, s. 272(1), sch. 30. 70, s. 112(3)(4). 68, s. 4, sch. 4 para. 6.

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1970: c. 40— <i>cont.</i>	Agriculture Act 1970 — <i>cont.</i>	S. 106(5) rep. ... .. Sch. 4 rep. in pt. ... ..	68, s. 4, sch. 3 Pt. IV. 62, s. 26(3), sch. 6.
c. 42 ... ..	Local Authority Social Services Act 1970.	S. 1 am. ( <i>prosp.</i> ) ... .. S. 2 saved ( <i>prosp.</i> ) ... .. S. 5(6) am. ( <i>prosp.</i> ) ... ..	70, s. 195(1)(3). 70, s. 101(8)(9). 70, s. 251(2), sch. 29 para. 44(4).
c. 43 ... ..	Trees Act 1970 ... ..	S. 6 saved ( <i>prosp.</i> ) ... .. Ss. 6(7), 7(2)(3), 8, 10, sch. 2 paras. 2-4, 7, 9 rep. ( <i>prosp.</i> ).	70, s. 112(3)(4). 70, s. 272(1), sch. 30.
c. 44 ... ..	Chronically Sick and Disabled Persons Act 1970.	S. 1 rep. ... ..	52, s. 277(2), sch. 23.
c. 45 ... ..	Matrimonial Proceedings and Property Act 1970.	Apptd. day for s. 1 in relation to Scotland (1.10.1972). S. 2(1) rep. in pt. ( <i>prosp.</i> ), (2) rep. ( <i>prosp.</i> ). S. 6 ext. (E.) ( <i>prosp.</i> ) ... .. S. 14(1) am. ... ..	S.I. No. 1420. 70, s. 272(1), sch. 30. 70, s. 180(3). 60, s. 49(1), sch. 6 para. 18.
c. 51 ... ..	National Insurance Act 1970.	S. 17(1) am. ( <i>prosp.</i> ) ... .. S. 19 rep. in pt. ( <i>prosp.</i> ) S. 20(1)(b)(c) am. ... .. S. 21(8) rep. in pt. ( <i>prosp.</i> ) S. 29(2) subst. ... .. Ext. (polygamy)... .. Ss. 6, 14 ext. (polygamy) S. 30(2) rep. in pt. ( <i>prosp.</i> ) Power to appl. (mod.) ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 146. 58, s. 64(2), sch. 7 Pt. II. 20, s. 203(1), sch. 7. 70, s. 272(1), sch. 30. 51, s. 1(1). 38, s. 1(2)(e). 38, s. 1(2)(c)(d). 18, s. 42(3). 57, s. 2(4)(5).
c. 53 ... ..	Harbours (Amendment) Act 1970.	S. 4(2)-(5) rep. ... .. S. 5(1)(a)(b) am. ( <i>prosp.</i> ) S. 6(1) rep. ... .. S. 6(2)(3)(c) am. ( <i>prosp.</i> ) S. 7(3) rep. ... ..	57, s. 8(5), sch. 6 Pt. I. 57, s. 2(6). 57, s. 8(5), sch. 6 Pt. I. 57, s. 2(6). 57, s. 8(5), sch. 6 Pt. I.
c. 55 ... ..	Family Income Supplements Act 1970.	Rep. ... ..	16, s. 4(2).
1971: c. 3 ... ..	Guardianship of Minors Act 1971.	Ss. 2(1), 3(1) am. ... .. S. 6(2) replaced ... ..	S.I. No. 135. 75, s. 3(1).
c. 7 ... ..	Local Authorities (Qualification of Members) Act 1971.	S. 15(2)(a) excl. ( <i>prosp.</i> ) S. 16(4) excl. ( <i>prosp.</i> ) ... .. Rep. (E.) ( <i>prosp.</i> ) ... ..	18, s. 27(3). 18, s. 30(2). 70, s. 272(1), sch. 30.
c. 8 ... ..	Hospital Endowments (Scotland) Act 1971.	S. 1(4) proviso am. ( <i>prosp.</i> ). S. 3(c) am. ( <i>prosp.</i> ), (e) subst. ( <i>prosp.</i> ), (f)(g) am. ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 147. 58, s. 64(1), sch. 6 para. 148.

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1971: c. 8— <i>cont.</i>	Hospital Endowments (Scotland) Act 1971— <i>cont.</i>	S. 5 am. ( <i>prosp.</i> ) ... S. 6(1)(2) am. ( <i>prosp.</i> ) ... S. 7(1)–(3) am. ( <i>prosp.</i> )...	58, s. 64(1), sch. 6 para. 149. 58, s. 64(1), sch. 6 para. 150. 58, s. 64(1), sch. 6 para. 151.
c. 10 ... ..	Vehicles (Excise) Act 1971.	S. 7(2) am. ( <i>prosp.</i> ) ... S. 7(3)(a) am. ( <i>prosp.</i> ) ... S. 2 Power to modify ... Ss. 2(1)(c), 5(3) definitions of "compulsory test", "the relevant certificate", "authorised person", "goods vehicle examiner" am. S. 4(1)(g) am. ... .. S. 6(1) subst. (1.4.1973) S. 6(2) rep. ( <i>prosp.</i> ), (3) rep. in pt. ( <i>prosp.</i> ). S. 7(2) subst. ... .. S. 22(1) proviso ( <i>b</i> ) am. S. 23 am. ... .. S. 35(1) rep. ( <i>prosp.</i> ) ...	58, s. 38(3)(4). 58, s. 38(5). 20, s. 52. 20, s. 203(1), sch. 7. 41, s. 128(3). 41, s. 55(6). 41, ss. 54(8), 134(7), sch. 28 Pt. II. 41, s. 128(1). 20, s. 203(1), sch. 7. 41, s. 52(11), sch. 7 para. 27. 71, s. 64(2), sch. 6 Pt. II. 20, s. 153. 48, s. 36(1), sch. 3.
c. 13 ... ..	Mr. Speaker King's Retirement Act 1971.	S. 37 am. ... .. S. 1(2) am. ... ..	20, s. 153. 48, s. 36(1), sch. 3.
c. 18 ... ..	Land Commission (Dissolution) Act 1971.	Sch. 2 paras. 3, 4 and Appendix B rep.	52, s. 277(2), sch. 23.
c. 21 ... ..	Oil in Navigable Waters Act 1971.	Apptd. day for ss. 1, 4, 6, 11 in pt. (5.1.1973).	S.I. No. 1927.
c. 23 ... ..	Courts Act 1971 ...	S. 27(2) added ... .. Pt. V (ss. 31–40) ext. ( <i>prosp.</i> ). S. 31(4) am. ( <i>prosp.</i> ) ... S. 31(3) rep. in pt. ( <i>prosp.</i> ), (7) rep. ( <i>prosp.</i> ). S. 33 appl. ( <i>prosp.</i> ) ... S. 33(1) am. ( <i>prosp.</i> ) ... S. 33(3) rep. ( <i>prosp.</i> ) ... Ss. 34(2), 40(2)(b) am. ( <i>prosp.</i> ). S. 49(3) subst., (4) am.... S. 53(2)(b) rep. ... .. S. 54(2) rep. ( <i>prosp.</i> ), (3) rep. in pt. ( <i>prosp.</i> ), (4) rep. ( <i>prosp.</i> ). Sch. 4 paras. 1, 2 rep. ( <i>prosp.</i> ). paras. 3(2) subst. ( <i>prosp.</i> ), 6 am. ( <i>prosp.</i> ).	11, s. 29(1), sch. 6 para. 80. 71, s. 25(7). 71, s. 64(1), sch. 5. 71, s. 64(2), sch. 6 Pt. I. 71, s. 25(3). 71, s. 64(1), sch. 5. 71, s. 64(2), sch. 6 Pt. I. 71, s. 64(1), sch. 5. 71, s. 39, sch. 3. 71, s. 64(2), sch. 6 Pt. II. 70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. I. 71, s. 64(1), sch. 5.

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1971: c. 23— <i>cont.</i>	Courts Act 1971— <i>cont.</i>	Sch. 7 para. 6 rep. ( <i>prosp.</i> ) Sch. 8 para. 11 rep. ( <i>prosp.</i> ) paras. 15(2)(3), 23 rep. ( <i>prosp.</i> ) paras. 43(2) rep, 48(a) rep. in pt. para. 50 rep. ( <i>prosp.</i> ) Sch. 9 rep. in pt. ( <i>prosp.</i> ) Sch. 9 rep. in pt., sch. 10 paras. 13, 14 rep. Sch. 10 para. 16(1) rep. in pt. para. 16(2) am....	70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. I. 70, s. 272(1), sch. 30. 71, s. 64(2), sch. 6 Pt. II. 71, s. 64(2), sch. 6 Pt. I. 66, s. 12(1), sch. 3. 11, s. 29(4), sch. 8. 11, s. 29(1)(4), sch. 6 para. 81(j), sch. 8. 11, s. 29(1), sch. 6 para. 81(b).
c. 28 ... ..	Rent (Scotland) Act 1971	Excl. ... .. S. 1(1)(a) subst. ... .. S. 2(1) (a) excl. ... .. S. 5(2)(e) rep. ( <i>prosp.</i> ) ... .. S. 5(5)(f) added ... .. S. 6(1)(2) ext. ... .. S. 8 rep. ... .. S. 9 saved ... .. Ss. 19(3), 20 rep. ... .. Ss. 21–23 am. ... .. S. 21(2)(b) am. ... .. excl. ... .. S. 24(1) excl. ... .. S. 25 ext. ... .. S. 26 rep. ... .. S. 27 rep. ... .. Ss. 28 rep., 29 rep. in pt. S. 31 ext. ... .. S. 33 ext. ... .. S. 34 appl. ... .. S. 35(1)(c), (3) added ... .. S. 37(4) am. ... .. Ss. 39–42 mod. ... .. S. 40(5) excl. ... .. S. 40(5)(d) rep. in pt. ... .. S. 42 ext. (mod.) ... ..	52, s. 120(3). 46, s. 77(1). 46, s. 36(4). 58, s. 64(2), sch. 7 Pt. II. 46, s. 79(1), sch. 9 para. 22. 46, s. 34(5). 46, s. 79(3), sch. 11 Pt. II. 46, s. 34(6). 46, ss. 41(1)(2), 79(3), sch. 11 Pt. II. 46, s. 36(3). 46, s. 79(1), sch. 9 para. 23. 46, s. 37, sch. 6 paras. 1, 5(2), 12. 46, s. 36(2). 46, s. 36(2). 46, s. 79(3), sch. 11 Pt. II. 46, s. 79(3), sch. 11 Pts. II, V. 46, s. 79(3), sch. 11 Pt. II. 46, ss. 45(5), 62 (5). 46, s. 62(7). 46, s. 67(1). 46, s. 47. 11, s. 29(1), sch. 6 para. 82. 46, s. 61(2). 46, s. 62(6). 46, s. 79(3), sch. 11 Pt. V. 46, s. 36(5).

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1971: c. 28— <i>cont.</i>	Rent (Scotland) Act 1971 — <i>cont.</i>	<p>S. 43 (except subs. (3)) mod.</p> <p>S. 43(1A)(1B) added ...</p> <p>S. 43(3)(a) am. ...</p> <p>S. 44A added ...</p> <p>S. 45 rep. ...</p> <p>S. 46(2) am. ...</p> <p>S. 63 am. ...</p> <p>Pt. VI (ss. 70–82) excl....</p> <p>S. 70(2) rep. in pt., (3) rep.</p> <p>S. 71(1)(2) subst. ...</p> <p>S. 73(1) am., (3) subst....</p> <p>S. 74 am. ...</p> <p>S. 76(1)(2) am. ...</p> <p>S. 77 rep. ...</p> <p>S. 78 rep. ...</p> <p>S. 80(1) rep., (2)(4) rep. in pt.</p> <p>S. 80(2)(4) am. ...</p> <p>S. 85(3)(d) added ...</p> <p>S. 86(1) am. ...</p> <p>S. 88(1) am. ...</p> <p>S. 123(1) appl. ...</p> <p>S. 125(1)(a) am. ...</p> <p>S. 128(2)(d) rep. in pt. ...</p> <p>Sch. 1 para. 7A added ...</p> <p>Sch. 2 para. 5 excl. ...</p> <p>Sch. 3 Case 15 para. (f) rep. (saving).</p> <p>Sch. 4 ext. ...</p> <p>Sch. 6 ext. (mod.) ...</p> <p>mod. ...</p> <p>paras. 1, 2 am., 3A added.</p> <p>para. 15 added ...</p> <p>Sch. 7 mod. ...</p> <p>para. 10 added ...</p>	<p>46, s. 61(2).</p> <p>46, s. 40.</p> <p>46, s. 37, sch. 6 paras. 6, 8.</p> <p>46, s. 39.</p> <p>46, s. 79(3), sch. 11 Pt. V.</p> <p>46, s. 79(1), sch. 9 para. 24.</p> <p>46, s. 36(7).</p> <p>46, s. 36(6).</p> <p>46, ss. 48, 79(3), sch. 7 para. 1, sch. 11 Pt. V.</p> <p>46, s. 48, sch. 7 para. 2.</p> <p>46, s. 48, sch. 7 para. 3.</p> <p>46, s. 48, sch. 7 para. 4.</p> <p>46, s. 48, sch. 7 para. 5.</p> <p>46, ss. 48, 79(3), sch. 7 para. 6, sch. 11 Pt. V.</p> <p>46, ss. 48, 79(3), sch. 7 para. 7, sch. 11 Pt. V.</p> <p>46, ss. 48, 79(3), sch. 7 para. 8, sch. 11 Pt. V.</p> <p>46, s. 48, sch. 7 para. 8.</p> <p>46, s. 79(1), sch. 9 para. 25.</p> <p>46, s. 77(2).</p> <p>46, s. 79(1), sch. 9 para. 26.</p> <p>46, s. 67(3).</p> <p>46, s. 79(1), sch. 9 para. 27.</p> <p>46, s. 79(3), sch. 11 Pt. V.</p> <p>46, s. 46.</p> <p>46, s. 36(6).</p> <p>62, ss. 24, 26(3), sch. 6</p> <p>46, ss. 37, 62(2) proviso, sch. 6 para. 4(2).</p> <p>46, s. 43(9).</p> <p>46, s. 61(2).</p> <p>46, s. 49(1).</p> <p>46, s. 79(1), sch. 9 para. 28.</p> <p>46, s. 61(2).</p> <p>46, s. 79(1), sch. 9 para. 29.</p>

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1971: c. 28— <i>cont.</i>	Rent (Scotland) Act 1971 — <i>cont.</i>	Sch. 12 para. 7 am. ... para. 15 added...  Sch. 13 para. 2 am. ...  para. 3(1) am. ...  para. 3(1)(b) rep.   am. paras. 3(3), 4(1)  para. 5 rep. ...   para. 6(4) subst.  para. 7(b) rep. in pt.  paras. 8 am., 8A, 8B added. para. 9 rep. ...   para. 10A added  paras. 11, 12 rep.   Sch. 19 paras. 10 rep. in pt., 16(4) rep. S. 24(1)(a) am. ... ..	46, s. 49(2). 46, s. 79(1), sch. 9 para. 30. 46, s. 48, sch. 7 para. 11. 46, s. 48, sch. 7 para. 9(a). 46, ss. 48, 79(3), sch. 7 para. 9(a), sch. 11 Pt. II. 46, s. 48, sch. 7 para. 9(b)(c). 46, ss. 48, 79(3), sch. 7 para. 9(d), sch. 11 Pt. II. 46, s. 48, sch. 7 para. 10. 46, ss. 48, 79(3), sch. 7 para. 9(e), sch. 11 Pt. II. 46, s. 48, sch. 7 para. 9(f)(g). 46, ss. 48, 79(3), sch. 7 para. 9(d), sch. 11 Pt. II. 46, s. 48, sch. 7 para. 9(h). 46, ss. 48, 79(3), sch. 7 para. 9(d), sch. 11 Pt. II. 46, s. 79(3), sch. 11 Pt. II. 11, s. 29(1), sch. 6 para. 83. 18, s. 22(1), sch. para. 7. S.I. No. 359. 20, s. 205(1), sch. 9 Pt. I.  S.I. No. 236.  46, s. 79(1)(3), sch. 9 para. 31(1), sch. 11 Pt. V. 46, s. 79(1), sch. 9 para. 31(1).
c. 29 ... ..	National Savings Bank Act 1971.	S. 24(1)(a) am. ... ..	11, s. 29(1), sch. 6 para. 83.
c. 32 ... ..	Attachment of Earnings Act 1971.	Sch. 1 para. 11 added ( <i>prosp.</i> ).	18, s. 22(1), sch. para. 7.
c. 33 ... ..	Armed Forces Act 1971	Apptd. day for whole Act (1.7.1972).	S.I. No. 359.
c. 36 ... ..	Motor Vehicles (Passen- ger Insurance) Act 1971.	Rep. ... ..	20, s. 205(1), sch. 9 Pt. I.
c. 40 ... ..	Fire Precautions Act 1971	Apptd. day for whole Act except ss. 3, 4, 12, 16(1) (b) (2)(b), 19(3)(c), 28, 34, 36, 40, sch. (20.3.1972). S. 34 rep. in pt. ... ..	S.I. No. 236.
		am. ... ..	46, s. 79(1), sch. 9 para. 31(1).



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1971: c. 40— <i>cont.</i>	Fire Precautions Act 1971 — <i>cont.</i>	Sch. Pt. I para. 1(6)(b) rep. in pt. paras. 1(6)(b) am., 3(1)(c), (1A) added para. 3(2)(3) rep., (4)(a) rep. in pt. Pt. II rep. ...  Pt. III para. 1(2)(b) am. para. 3(1)(c) added. para. 3(1)(c) ext. Pt. IV added ...  ext. ... saved ... para. 3 ext.	47, s. 108(4), sch. 11 Pt. II. 47, s. 108(3), sch. 9 para. 17. 47, s. 108(4), sch. 11 Pt. II. 46, s. 79(3), sch. 11 Pt. V. 46, s. 79(1), sch. 9 para. 31(2). 46, s. 79(1), sch. 9 para. 31(3). 46, s. 37, sch. 6 para. 3(1). 46, s. 79(1), sch. 9 para. 31(4). 46, s. 62(2)(3). 46, s. 64(4). 46, s. 63(2).
c. 41 ...	Highways Act 1971 ...	S. 18(1) am. ( <i>prosp.</i> ) ... S. 18(2)(5)–(7) ext. (mod.) ( <i>prosp.</i> ). Ss. 19(3), 26(7), 27(7) 57(3)(a) rep. in pt. ( <i>prosp.</i> ), (4), 59, 69 rep. ( <i>prosp.</i> ), 76(1) rep. in pt. ( <i>prosp.</i> ), sch. 1 paras. 1, 2 rep. ( <i>prosp.</i> ).	70, s. 188(6). 70, s. 188(6).  70, s. 272(1), sch. 30.
c. 44 ...	Nullity of Marriage Act 1971.	S. 1 am. ...	38, s. 4.
c. 46 ...	Shipbuilding Industry Act 1971.	Rep. ...	63, s. 19(3), sch. 4 Pt. II.
c. 48 ...	Criminal Damage Act 1971.	S. 7(1) rep. ... S. 8 rep. ...	71, s. 64(2), sch. 6 Pt. II. 71, ss. 1(6), 64(2), sch. 6 Pt. II.
c. 50 ...	National Insurance Act 1971.	Apptd. day for s. 12 and sch. 7 in pt. (28.8.1972). Ss. 1(1)–(3)(5), 2(1) rep.  S. 2(2) rep. ... S. 3(5) am. ... S. 3(6) am. ... Ss. 8(1), 11(1) rep. ...  S. 13(1)(2) ext. ... S. 13(2)(d) subst. (3) am. Schs. 1, 2, 4, sch. 5 para. 12(2).	S.I. No. 1149. 57, s. 8(5), sch. 6 Pt. I. 36, s. 1(2). 57, s. 1(4). 57, s. 1(4). 57, s. 8(5), sch. 6 Pt. I. 57, s. 6(4)(a). 57, s. 6(3). 57, s. 8(5), sch. 6 Pt. I.
c. 51 ...	Investment and Building Grants Act 1971.	S. 1 am. ... Ss. 2 rep., 3 rep. in pt. ...	9, s. 2. 5, s. 22(2), sch. 4.

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1971:— <i>cont.</i> c. 54 ... ..	Land Registration and Land Charges Act 1971.	Ss. 5–11 rep. (29.1.1973), 12, 15(1)–(3) rep. in pt. (29.1.1973), sch. 1 rep. (29.1.1973).	61, s. 18, sch. 5.
c. 56 ... ..	Pensions (Increase) Act 1971.	<p>Power to modify ...</p> <p>S. 2(1)–(4) replaced ...</p> <p>S. 3(2)(a), (3)(a) am. ...</p> <p>S. 4(4) am. ...</p> <p>S. 5(1) am. ...</p> <p>S. 5(3) am. ...</p> <p>S. 8(1) am. ...</p> <p>S. 9(3) subst. ...</p> <p>S. 9(4A) added ...</p> <p>S. 9(7A) added ...</p> <p>S. 13(1)(2) am. ...</p> <p>Ss. 14, 15(1)–(3) rep., (4) rep. in pt., (6) rep.</p> <p>S. 19(2)(a) am. ...</p> <p>Sch. 2 paras. 1–3 am. ...</p> <p>para. 3A added ...</p> <p>paras. 4 am., 15A, 16A added, 20 am., 20A added.</p> <p>paras. 21 rep., 22 (b) rep. in pt.</p> <p>para. 22(c) added</p> <p>para. 23(b) rep. in pt.</p> <p>paras. 23A added, 25, 52, 53, 55, 60, 64 am.</p> <p>Sch. 3 paras. 3, 6(2)(b)(c) am.</p> <p>S. 32 am. (<i>prosp.</i>)</p> <p>S. 36(3) excl. (<i>prosp.</i>) ...</p> <p>Sch. 1 para. 4 subst. ...</p> <p>Apptd. day for whole Act except ss. 4, 5 (1.5.1972), for ss. 4, 5 (31.8.1972).</p> <p>Appl. (S.) (<i>prosp.</i>) ...</p> <p>Appl. (S.) ...</p> <p>S. 1(1)(c) ext. ...</p> <p>Ss. 2, 4, 5 functions of Secretary of State transferred to Lord Advocate (1.2.1973).</p> <p>Ss. 2, 4, 5 am. (1.2.1973)</p>	<p>11, s. 7(3).</p> <p>11, s. 25(1).</p> <p>S.I. No. 1299.</p> <p>11, s. 29(1), sch. 6 para. 84.</p> <p>11, s. 29(1), sch. 6 para. 85.</p> <p>48, s. 31(3).</p> <p>11, s. 29(1), sch. 6 para. 86.</p> <p>11, s. 25(2).</p> <p>11, s. 25(3).</p> <p>11, s. 29(1), sch. 6 para. 87.</p> <p>11, s. 29(1), sch. 6 para. 88.</p> <p>11, s. 29(4), sch. 8.</p> <p>48, s. 34(1).</p> <p>48, s. 31(2).</p> <p>48, s. 31(1).</p> <p>11, s. 29(1), sch. 6 para. 89(a)–(e).</p> <p>11, s. 29(1)(4), sch. 6 para. 89(f)(g), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 89(h).</p> <p>11, s. 29(4), sch. 8.</p> <p>11, s. 29(1), sch. 6 para. 89(i)–(o).</p> <p>11, s. 29(1), sch. 6 para. 90.</p> <p>18, ss. 19, 31(3).</p> <p>59, s. 1(3).</p> <p>18, s. 4(4)(b).</p> <p>46, s. 79(1), sch. 9 para. 32.</p> <p>S.I. No. 644.</p> <p>52, s. 11(1)(b).</p> <p>52, s. 46(5), sch. 7 para. 7(1).</p> <p>42, s. 3.</p> <p>S.I. No. 2002.</p> <p>S.I. No. 2002.</p>
c. 58 ... ..	Sheriff Courts (Scotland) Act 1971.	S. 32 am. ( <i>prosp.</i> )	18, ss. 19, 31(3).
c. 61 ... ..	Mineral Workings (Off-shore Installations) Act 1971.	Apptd. day for whole Act except ss. 4, 5 (1.5.1972), for ss. 4, 5 (31.8.1972).	S.I. No. 644.
c. 62 ... ..	Tribunals and Inquiries Act 1971.	Appl. (S.) ( <i>prosp.</i> ) ...	52, s. 11(1)(b).
		Appl. (S.) ...	52, s. 46(5), sch. 7 para. 7(1).
		S. 1(1)(c) ext. ...	42, s. 3.
		Ss. 2, 4, 5 functions of Secretary of State transferred to Lord Advocate (1.2.1973).	S.I. No. 2002.
		Ss. 2, 4, 5 am. (1.2.1973)	S.I. No. 2002.

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1971: c. 62— <i>cont.</i>	Tribunals and Enquiries Act 1971— <i>cont.</i>	<p>S. 6 rep. (<i>prosp.</i>) ...</p> <p>S. 10 am. ...</p> <p>Ss. 11, 12 functions of Secretary of State transferred to Lord Advocate (1.2.1973).</p> <p>Ss. 11, 12 am. (1.2.1973)</p> <p>S. 13 appl. ...</p> <p>Ss. 15, 16, 19 functions of Secretary of State transferred to Lord Advocate (1.2.1973).</p> <p>Ss. 15, 16, 19 am. (1.2.1973).</p> <p>Sch. 1 am. ...</p> <p>para. 23(c) am. ...</p> <p>para. 25(b) am. ...</p> <p>para. 41 am. (<i>prosp.</i>)</p> <p>para. 43(c) added</p> <p>Sch. 3 rep. in pt. ...</p>	<p>70, s. 272(1), sch. 30.</p> <p>S.I. No. 1210.</p> <p>S.I. No. 2002.</p> <p>S.I. No. 2002.</p> <p>S.I. No. 1210.</p> <p>S.I. No. 2002.</p> <p>S.I. No. 2002.</p> <p>S.I. No. 1210.</p> <p>11, s. 29(1), sch. 6 para. 91.</p> <p>68, s. 4, sch. 4 para. 5(6).</p> <p>58, s. 64(1), sch. 6 para. 152.</p> <p>11, s. 29(1), sch. 6 para. 91.</p> <p>52, s. 277(2), sch. 23.</p>
c. 68 ...	Finance Act 1971 ...	<p>Apptd. day for s. 3 (3.7.1972).</p> <p>S. 1(1)–(3) rep. (<i>prosp.</i>)...</p> <p>Ss. 4, 5 rep. (<i>prosp.</i>) ...</p> <p>S. 7 rep. in pt. ...</p> <p>Ss. 8–10 rep. ...</p> <p>S. 25(1)–(3)(4)(a) rep. (6.4.1973).</p> <p>S. 33(2) am. (6.4.1973)...</p> <p>Pt. III ch. I (ss. 40–50) excl.</p> <p>Pt. III ch. I (ss. 40–50) ext.</p> <p>S. 42(1) am. ...</p> <p>rep. in pt. ...</p> <p>S. 42(2)–(6) rep....</p> <p>S. 44(6) proviso am. ...</p> <p>S. 52(1) am. ...</p> <p>S. 63 rep. (2.4.1973) ...</p> <p>S. 69(3) rep. in pt. ...</p>	<p>S.I. No. 567.</p> <p>68, s. 4, sch. 3 Pt. I.</p> <p>41, ss. 54(8), 134(7), sch. 28 Pt. II.</p> <p>41, ss. 128(2), 134(7), sch. 28 Pt. XII.</p> <p>25, s. 29(2), sch. 7.</p> <p>41, s. 134(7), sch. 28 Pt. VI</p> <p>41, s. 65(1).</p> <p>41, s. 68(1).</p> <p>41, s. 68(10).</p> <p>41, s. 67(2)(a).</p> <p>41, s. 134(7), sch. 28 Pt. XII.</p> <p>41, ss. 67(2)(a), 134(7), sch. 28 Pt. XII.</p> <p>41, s. 68(2).</p> <p>5, s. 22(1), sch. 3.</p> <p>41, ss. 122(5), 134(7), sch. 28 Pt. VIII.</p> <p>25, s. 29(2), sch. 7.</p>

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1971: c. 68—cont.	Finance Act 1971—cont.	Sch. 3 para. 3(1) am. ... Sch. 6 para. 5 am. (6.4.1973). para. 23 rep. ...  paras. 27–29, 31(a), 33–38 rep. (6.4.1973). para. 44 rep. ...  paras. 60, 66 rep.  paras. 77, 84(a), 85(b), 92 rep. (6.4.1973). Sch. 8 para. 3(1) rep. in pt.  para. 3(1)(b)(2) am. para. 3(3) rep. in pt.  para. 3(3)(b) am. para. 4(1)(b), (2)(b) rep.  para. 8(5) added para. 16(4) rep., (5) rep. in pt.  Sch. 11 para. 5 rep. ...	41, s. 74(2). 41, s. 65(1). 41, ss. 75(8), 134(7), sch. 28 Pt. V. 41, s. 134(7), sch. 28 Pt. VI. 41, ss. 75(8), 134(7), sch. 11 para. 7(2), sch. 28 Pt. V. 41, ss. 75(8), 134(7), sch. 28 Pt. V. 41, s. 134(7), sch. 28 Pt. VI. 41, ss. 68(3)(a), 134(7), sch. 28 Pt. XII. 41, s. 68(3). 41, ss. 68(3)(c), 134(7), sch. 28 Pt. XII. 41, s. 68(3). 41, ss. 68(8), 134(7), sch. 28 Pt. XII. 41, s. 67(2)(b). 41, ss. 75(8), 134(7), sch. 28 Pt. V. 41, ss. 116(1), 134(7), sch. 28 Pt. XII.
c. 72 ... ..	Industrial Relations Act 1971.	Apptd. day for ss. 5–7, 10, 19–30, 33 residue, 66, 70, 81–83, 96–98, 100(1), 103, 104, 106–109, 111, 118, 119, 123, 128, 130(3), 131–134, 136 residue, 137, 146–149, 151, 152, Schs. 2, 3 residue, 7, 8 and 9 in pt. (28.2.1972). Saved ... .. S. 5 appl. ... .. Ss. 19–21 rep. ... ..  S. 80 excl. ... .. S. 150(4) am. ... ..  S. 167(2)(a) am. (prosp.), (b) am. (S.) (prosp.). Sch. 2 rep. ... ..  Sch. 3 para. 30 am. ...	S.I. No. 36. 74, s. 5(8). 53, s. 4(2)(a). 53, s. 13(1), sch. 3. 41, s. 132(1). 11, s. 29(1), sch. 6 para. 92. 58, s. 64(1), sch. 6 para. 153. 53, s. 13(1), sch. 3. 11, s. 29(1), sch. 6 para. 93.

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1971:— <i>cont.</i>			
c. 74 ...	Education (Milk) Act 1971.	S. 2(1)(b) am. ( <i>prosp.</i> ) ...	58, s. 64(1), sch. 6 para. 154.
c. 75 ...	Civil Aviation Act 1971	Apptd. day for residue of Act (except am. of 1967. c. 33. s. 8(6)) (1.4.1972).	S.I. No. 138.
		S. 14(6)(7) am. (S.) ...	52, s. 276(1), sch. 21 Pt. II.
		S. 14(9)(c) rep. in pt., (d) rep.	52, s. 277(2), sch. 23.
		S. 16(4) rep. in pt. ( <i>prosp.</i> )	70, s. 272(1), sch. 30.
		S. 17 am. ...	52, s. 276(1), sch. 21 Pt. II.
		S. 29(11) definition of "local authority" rep. in pt. ( <i>prosp.</i> ).	70, s. 272(1), sch. 30.
		S. 31 saved (E.) ( <i>prosp.</i> )	70, s. 236(2).
		S. 56 subst. ...	11, s. 21(1).
		Sch. 5 paras. 5(a)(d)(j)(n) ( <i>cc</i> ) rep., ( <i>gg</i> ) added, 6(a)(c)(e)(m) rep., ( <i>o</i> ) added, 7(a)(b)(h) rep., ( <i>j</i> ) added, 9 am.	52, s. 276(1), sch. 21 Pt. II.
		Sch. 5 para. 9(3) rep. ...	52, s. 277(2), sch. 23.
		Sch. 9 para. 1 Power to appl. (mod.) (S.) ( <i>prosp.</i> ).	58, s. 61(5).
		para. 1(2) am. ...	11, s. 29(1), sch. 6 para. 94(a).
		para. 1(5) rep. in pt.	11, s. 29(1)(4), sch. 6 para. 94(b), sch. 8.
		para. 3(2) am. ...	11, s. 29(1), sch. 6 para. 95(a).
		para. 3(7) rep. in pt.	11, s. 29(1)(4), sch. 6 para. 95(b), sch. 8.
		Sch. 10 para. 20 rep. ...	11, s. 21(2).
		para. 24(2) am.	11, s. 29(1), sch. 6 para. 96.
c. 76 ...	Housing Act 1971 ...	S. 1(4) definitions of "development area"; "intermediate area" rep. in pt.	63, s. 19(3), sch. 4 Pt. I.
c. 77 ...	Immigration Act 1971 ...	Apptd. day for Pts. I-III (except ss. 25 and 28) (1.1.1973).	5, s. 22(1), sch. 3. S.I. No. 1514.
		S. 6(3)(b) am. (E.) ...	71, s. 64(1), sch. 5.
		S. 24(1)(d) am. (S.) ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 155.
		Sch. 1 Appendix C ext. ( <i>prosp.</i> ).	55, s. 1(3).
		Sch. 2 para. 7 am. (S.) ( <i>prosp.</i> ).	58, s. 64(1), sch. 6 para. 156.

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1971: c. 77— <i>cont.</i>	Immigration Act 1971 — <i>cont.</i>	Sch. 2 para. 7 rep. in pt. (S.) ( <i>prosp.</i> ).  paras. 23(3), 31(4) rep. in pt. ( <i>prosp.</i> ).	58, s. 64, sch. 6 para. 156, sch. 7 Pt. II. 71, s. 64(2), sch. 6 Pt. II.
c. 78 ... ..	Town and Country Planning Act 1971.	Mod. ( <i>prosp.</i> ) ... .. S. 1 ext. ( <i>prosp.</i> ) ... .. S. 1(1)(2) replaced ( <i>prosp.</i> ) S. 1(4)(b)(6) am. ( <i>prosp.</i> ) S. 2 rep. ( <i>prosp.</i> ) ... .. S. 3 rep. ( <i>prosp.</i> ) ... .. S. 4 rep. ( <i>prosp.</i> ) ... .. Ss. 6–10 am. ( <i>prosp.</i> ) ... .. S. 8 am. (except Greater London) ( <i>prosp.</i> ). S. 9(3)(4) replaced ... .. S. 10(2) am. (except Greater London) ( <i>prosp.</i> ). S. 10A added ... .. S. 10B added ... .. S. 10C added ( <i>prosp.</i> ) ... .. S. 11(1)(2) subst. (except Greater London) ( <i>prosp.</i> ), (3)(a) am. (except Greater London) ( <i>prosp.</i> ), (9A) added (except Greater London) ( <i>prosp.</i> ). S. 11(12) added ... .. S. 12 am. ( <i>prosp.</i> ) ... .. S. 12(1)(a) subst. (except Greater London) ( <i>prosp.</i> ), (1A) added (except Greater London) ( <i>prosp.</i> ), (2) subst. (except Greater London) ( <i>prosp.</i> ). S. 14(1) am. (except Greater London) ( <i>prosp.</i> ). S. 14(4) subst. ... .. S. 14(5)–(7) added (except Greater London) ( <i>prosp.</i> ). S. 15(1) am. ( <i>prosp.</i> ) ... ..	70, s. 182(4)–(6). 70, s. 184, sch. 17 paras. 1–6. 70, s. 182(1). 70, s. 182(3), sch. 16 para. 43. 70, s. 272(1), sch. 30. 70, ss. 182(3), 272(1), sch. 16 para. 44, sch. 30. 70, s. 272(1), sch. 30. 70, s. 183(1). 70, s. 182(3), sch. 16 paras. 8(3)(4), 52. 42, s. 3(1). 70, s. 182(3), sch. 16 paras. 9(2), 52. 42, s. 1(1). 42, s. 2. 70, s. 183(2). 70, s. 182(3), sch. 16 paras. 1, 52. 42, s. 1(2). 70, s. 182(3), sch. 16 para. 10(3)(4). 70, s. 182(3), sch. 16 paras. 2, 52. 70, s. 182(3), sch. 16 paras. 3, 52. 42, s. 3(2). 70, s. 182(3), sch. 16 paras. 3, 52. 70, s. 182(3), sch. 16 para. 12(1).

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1971: c. 78— <i>cont.</i>	Town and Country Planning Act 1971— <i>cont.</i>	<p>S. 15(3) mod. (<i>prosp.</i>) ...</p> <p>    am. (<i>prosp.</i>) ...</p> <p>    rep. in pt. ...</p> <p>S. 17(1)(a) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 18(1)(d) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 19 subst. ...</p> <p>S. 20(2)(a)(b) subst. ...</p> <p>Ss. 22, 23 excl. (<i>prosp.</i>)</p> <p>S. 24 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 26 excl. (<i>prosp.</i>) ...</p> <p>S. 28 am. (<i>prosp.</i>) ...</p> <p>S. 28(2) am. (<i>prosp.</i>) ...</p> <p>S. 29 am. (<i>prosp.</i>) ...</p> <p>S. 31(1)(c) subst. (<i>prosp.</i>)</p> <p>S. 31(3)(c) rep. (<i>prosp.</i>)</p> <p>S. 34 am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 35(5), 36(4) excl. ...</p> <p>S. 42 ext. (except Greater London) (<i>prosp.</i>).</p> <p>S. 44 mod. (except Greater London) (<i>prosp.</i>).</p> <p>S. 45 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 48 appl. ...</p> <p>Ss. 48, 49 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 51 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 54(4) am. (<i>prosp.</i>) ...</p> <p>S. 54(4)(6)(7)(10) rep. in pt. (<i>prosp.</i>).</p> <p>S. 54(11) am. (<i>prosp.</i>) ...</p> <p>Ss. 55, 56 am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 55, 56(3) appl. (mod.)</p>	<p>70, s. 182(3), sch. 16 para. 13.</p> <p>70, s. 182(3), sch. 16 para. 14(6).</p> <p>42, s. 3(3).</p> <p>70, s. 182(3), sch. 16 paras. 4, 52.</p> <p>70, s. 182(3), sch. 16 paras. 5, 52.</p> <p>42, s. 4(1).</p> <p>42, s. 4(2).</p> <p>70, s. 128(3).</p> <p>70, s. 182(3), sch. 16 paras. 17, 20(2), 52.</p> <p>70, s. 128(3).</p> <p>70, s. 256(2).</p> <p>70, s. 182(3), sch. 16 para. 21(1).</p> <p>70, s. 128(3).</p> <p>70, s. 182(3), sch. 16 para. 22.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 paras. 25, 52.</p> <p>52, s. 47(7), sch. 9 para. 10.</p> <p>70, s. 182(3), sch. 16 paras. 18, 20(1), 52.</p> <p>70, s. 182(3), sch. 16 paras. 23, 52.</p> <p>70, s. 182(3), sch. 16 paras. 24, 52.</p> <p>52, s. 47(1).</p> <p>70, s. 182(3), sch. 16 paras. 26, 52.</p> <p>70, s. 182(3), sch. 16 paras. 24, 52.</p> <p>70, s. 182(3), sch. 16 para. 28(1).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 para. 28(2).</p> <p>70, s. 182(3), sch. 16 paras. 25, 52.</p> <p>42, s. 8(2), sch. 2 para. 1.</p>

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1971: c. 78— <i>cont.</i>	Town and Country Planning Act 1971— <i>cont.</i>	<p>S. 56(5)(6) appl. ...</p> <p>S. 58(6) added ... ..</p> <p>S. 63 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 67(7) definition of "development area" subst. rep. in pt. ...</p> <p>S. 82(6) added ... ..</p> <p>S. 86(1) subst. ... ..</p> <p>Ss. 87, 90 am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 91(1), 93(4)(b) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 96 am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 96, 97 appl. (mod.)...</p> <p>Ss. 98, 99 appl. ... ..</p> <p>S. 99 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 106 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 108(2) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 109 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 112(3)(a) rep. (<i>prosp.</i>), (5) rep. in pt. (<i>prosp.</i>).</p> <p>Ss. 114, 115 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 114(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 119 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 119(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 121 restr. (<i>prosp.</i>) ...</p> <p>S. 121(3) rep. (<i>prosp.</i>) ...</p> <p>S. 124(8) am. and rep. in pt.</p> <p>S. 126 am. (except Greater London) (<i>prosp.</i>).</p>	<p>42, s. 8(2), sch. 2 para. 1.</p> <p>42, s. 7(1).</p> <p>70, s. 182(3), sch. 16 paras. 25, 52.</p> <p>5, s. 22(1), sch. 3.</p> <p>63, s. 19(3), sch. 4 Pt. I.</p> <p>42, s. 6(1).</p> <p>42, s. 5(1).</p> <p>70, s. 182(3), sch. 16 paras. 24, 52.</p> <p>70, s. 182(3), sch. 16 paras. 29, 52.</p> <p>70, s. 182(3), sch. 16 paras. 25, 52.</p> <p>42, s. 8(2), sch. 2 para. 2.</p> <p>42, s. 8(2), sch. 2 para. 2.</p> <p>70, s. 182(3), sch. 16 paras. 25, 52.</p> <p>70, s. 182(3), sch. 16 paras. 30, 52.</p> <p>70, s. 182(3), sch. 16 paras. 29, 52.</p> <p>70, s. 182(3), sch. 16 paras. 25, 52.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 paras. 31, 52.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 paras. 31, 52.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, ss. 122(2), 126(4).</p> <p>70, s. 272(1), sch. 30.</p> <p>5, s. 22(1), sch. 3.</p> <p>70, s. 182(3), sch. 16 paras. 31, 52.</p>



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1971: c. 78— <i>cont.</i>	Town and Country Planning Act 1971— <i>cont.</i>	<p>S. 134(4) am. (<i>prosp.</i>) ...</p> <p>S. 158(4)(5) rep. in pt. (<i>prosp.</i>).</p> <p>Ss. 164, 169–173 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 172 ext. ... ..</p> <p>Ss. 176, 177 am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 180(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 182(2)(c) am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 188(1), 189(1) rep. in pt. (<i>prosp.</i>).</p> <p>S. 190 ext. ... ..</p> <p>S. 192(1)(f) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 209(2)(b) am. (<i>prosp.</i>)</p> <p>S. 210(4) subst. (<i>prosp.</i>)</p> <p>Ss. 212(2)(3)(5)(6)(8), 213 (5) am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 213(5)(a), 215(8), 216 (4) rep. in pt. (<i>prosp.</i>).</p> <p>S. 223(2)(b) am. ...</p> <p>S. 245(7) am. (<i>prosp.</i>) ...</p> <p>S. 256 rep. in pt. (<i>prosp.</i>)</p> <p>S. 266(1)(b) ext. ...</p> <p>S. 276(1)(4)(5) am. (except Greater London) (<i>prosp.</i>).</p> <p>S. 277 am. (except Greater London) (<i>prosp.</i>).</p> <p>Ss. 280(9), 281(1)–(4)(6) appl.</p> <p>S. 290(1) definitions of “authority possessing compulsory purchase powers”, “local authority” rep. in pt. (<i>prosp.</i>).</p> <p>Sch. 1 am. (except Greater London) (<i>prosp.</i>).</p> <p>Sch. 2 rep. (<i>prosp.</i>) ...</p>	<p>70, s. 182(3), sch. 16 para. 33.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 paras. 34, 52.</p> <p>42, s. 8(2), sch. 2 para. 3.</p> <p>70, s. 182(3), sch. 16 paras. 34, 52.</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 paras. 37, 52.</p> <p>70, s. 272(1), sch. 30.</p> <p>42, s. 8(2), sch. 2 para. 3.</p> <p>70, s. 182(3), sch. 16 paras. 45, 52.</p> <p>70, s. 182(3), sch. 16 para. 39.</p> <p>70, s. 182(3), sch. 16 para. 40.</p> <p>70, s. 182(3), sch. 16 paras. 41, 42, 52.</p> <p>72, s. 272(1), sch. 30.</p> <p>60, s. 40.</p> <p>70, s. 182(3), sch. 16 para. 46.</p> <p>70, s. 272(1), sch. 30.</p> <p>42, s. 8(2), sch. 2 para. 4.</p> <p>70, s. 182(3), sch. 16 paras. 47, 52.</p> <p>70, s. 182(3), sch. 16 paras. 48, 52.</p> <p>5, s. 16(3).</p> <p>70, s. 272(1), sch. 30.</p> <p>70, s. 182(3), sch. 16 paras. 49, 52.</p> <p>70, s. 272(1), sch. 30.</p>

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1971: c. 78— <i>cont.</i>	Town and Country Planning Act 1971— <i>cont.</i>	Sch. 3 para. 2 appl. ... paras. 3(5), 5, 6 rep. ( <i>prosp.</i> ). Sch. 4 subst. ... para. 7 am. ( <i>prosp.</i> ) para. 8(3) appl. (mod.) ( <i>prosp.</i> ). paras. 12(1)(b)(c) excl. ( <i>prosp.</i> ), (3), 14(2) am. ( <i>prosp.</i> ). Sch. 5 Pt. I am. (except Greater London) ( <i>prosp.</i> ). Sch. 9 excl. ... Sch. 11 Pts. I, II appl. (mod.). Sch. 20 para. 1(3) rep. in pt. ( <i>prosp.</i> ). Sch. 23 rep. in pt. ... Sch. 24 para. 9 rep. ( <i>prosp.</i> ). para. 20A added	42, s. 8(2), sch. 2 para. 1. 70, s. 272(1), sch. 30. 42, s. 4(1), sch. 1. 70, s. 182(3), sch. 16 para. 50. 70, s. 182(3), sch. 16 para. 14(2). 70, s. 182(3), sch. 16 para. 14(3). 70, s. 182(3), sch. 16 para. 6. 52, s. 47(7), sch. 9 para. 10. 42, s. 8(2), sch. 2 para. 1. 70, s. 272(1), sch. 30. 5, s. 22(2), sch. 4. 70, s. 272(1), sch. 30. 42, s. 5(2).
1972: c. 5 ...	Local Employment Act 1972.	S. 1(1)–(3) replaced ... S. 1(5)–(7) rep. ... S. 2(1) rep. (saving), (2)(3) rep. Ss. 3, 4 rep. ... Ss. 5(1), 6(2) rep. in pt. S. 8(1)(2) replaced ... S. 8(3) rep. in pt. ... Ss. 8(3), 9(1) rep. in pt. ( <i>prosp.</i> ). S. 11(1A)(1B) added ... S. 11(4) am. ... S. 11(5) am. ... Ss. 13(3) rep., 14(1)(a) rep. (so far as it relates to s. 8), (b)(c) rep. in pt., (2) rep. S. 15 rep. ... S. 16(3) am. ... S. 17(1) proviso added ...	63, s. 13(1). 63, ss. 13(2), 19(3), sch. 4 Pt. I. 63, ss. 13(4), 19(3), sch. 4 Pt. I. 63, ss. 13(3), 19(3), sch. 4 Pt. I. 63, s. 19(3), sch. 4 Pt. I. 63, s. 13(5). 63, s. 19(3), sch. 4 Pt. I. 70, s. 272(1), sch. 30. 63, s. 13(6). 63, s. 13(7). 63, s. 13(8). 63, s. 19(3), sch. 4 Pt. I. 63, ss. 13(3), 19(3), sch. 4 Pt. I. 52, s. 276(1), sch. 21 Pt. II. 63, s. 13(9).

Session and Chap. or No. of Measure	Short title or Subject	How affected	Chapter of 1972 Act or number of Measure or Statutory Instrument
1972: c. 5— <i>cont.</i>	Local Employment Act 1972— <i>cont.</i>	Ss. 17(3) rep. (saving), 19 rep. in pt., 21(1) definitions of "the advisory committee" rep., "development area", "intermediate area" rep. in pt. S. 21(1) definition of "industrial building" am. Sch. 2 paras. 3(1), 6, 7 rep. Sch. 3 rep. in pt. ...	63, s. 19(3), sch. 4 Pt. I.  52, s. 276(1), sch. 21 Pt. II.  63, s. 19(3), sch. 4 Pt. I. 52, s. 272(2), sch. 23.
c. 11 ... ..	Superannuation Act 1972	Apptd. day for whole Act except s. 21 and sch. 6 paras. 68, 96 (25.3.1972). Apptd. day for s. 21 and sch. 6 paras. 68, 96 (1.4.1972). S. 7 saved (E.) ( <i>prosp.</i> )... excl. (E.) ( <i>prosp.</i> ) ... S. 10(1)(a) rep. in pt. (S.) ( <i>prosp.</i> ). S. 17(1) rep. in pt. (6.4.1973). S. 30(5) para. ( <i>ee</i> ) added Sch. 6 paras. 4, 13 rep. in pt. (6.4.1973), 22 rep. (6.4.1973), 41, 60 ( <i>b</i> ) rep. in pt. (6.4.1973).	S.I. No. 325.  S.I. No. 384.  70, s. 101(8)(9). 70, s. 119(1). 58, s. 64(2), sch. 7 Pt. II. 41, s. 134(7), sch. 28 Pt. IV. 48, s. 34(2). 41, s. 134(7), sch. 28 Pt. IV.
c. 17 ... ..	Electricity Act 1972 ...	S. 1(5) rep. in pt. ...	60, s. 49(3), sch. 8.
c. 18 ... ..	Maintenance Orders (Reciprocal Enforcement) Act 1972.	S. 17(3) rep. in pt. ... S. 30(3) rep. in pt. ... S. 30(3)(a) am. ...	49, s. 3(3). 49, s. 1(4)(c). 49, s. 2(2).
c. 20 ... ..	Road Traffic Act 1972	S. 4(4) am. ... ..  S. 31(7) am. ( <i>prosp.</i> ) ... S. 33(4) am. ( <i>prosp.</i> ) ... S. 35(5)(a) am. ( <i>prosp.</i> )... rep. in pt. ( <i>prosp.</i> ).  S. 38(3) rep. ( <i>prosp.</i> ), (5)(a) am. ( <i>prosp.</i> ). S. 43(3) am. ( <i>prosp.</i> ) ...  S. 55(7) rep. in pt. ( <i>prosp.</i> ). S. 101(4) ext. ( <i>prosp.</i> ) ... S. 105(2) am. ( <i>prosp.</i> ) ...  S. 105(5) appl. ( <i>prosp.</i> )...	68, s. 4, sch. 4 para. 9(1). 70, s. 186(1), sch. 19 para. 1. 70, s. 186(1), sch. 19 para. 2. 70, s. 186(1), sch. 19 para. 3. 70, ss. 186(1), 272(1), sch. 19 para. 3, sch. 30. 70, s. 186(1), sch. 19 para. 4. 70, s. 186(1), sch. 19 para. 5. 70, s. 272(1), sch. 30. 71, s. 24(3)(a). 71, ss. 64(1), 66(7)(a), sch. 5. 71, s. 24(3)(b).

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1972: c. 20— <i>cont.</i>	Road Traffic Act 1972 — <i>cont.</i>	Ss. 123, 127(2) definition of "local authority", 144(2)(a) rep. in pt. ( <i>prosp.</i> ). S. 160(1) ext. ... .. S. 185(1) rep. ( <i>prosp.</i> ) ...	70, s. 272(1), sch. 30.
		S. 196(1) definition of "highway authority" rep. in pt. ( <i>prosp.</i> ). Sch. 3 para. 1 rep. in pt. ( <i>prosp.</i> ). Sch. 4 am. (foreign vehicles).	27, s. 5(1). 71, s. 64(2), sch. 6 Pt. II. 70, ss. 186(1), 272(1), sch. 19 para. 6, sch. 30. 70, s. 272(1), sch. 30. 27, s. 1, schs. 1, 2.
c. 21 ... ..	Deposit of Poisonous Waste Act 1972.	Apptd. day for ss. 3, 4, 5(3)(4) (3.8.1972). S. 5(1)(a) replaced ( <i>prosp.</i> )	S.I. No. 1016. 70, s. 180(2), sch. 14 para. 49.
c. 25 ... ..	Betting and Gaming Duties Act 1972.	S. 1(1)(b) excl. ... .. S. 1(2)(a) am. ... .. S. 6(1)(b), sch. 1 paras. 4(4)(5), 8 am. Sch. 2 para. 18(1) rep. in pt.	69, s. 1(6). 41, s. 58(1). 69, s. 1(6). 41, ss. 59, 134(7), sch. 28 Pt. XII.
c. 27 ... ..	Road Traffic (Foreign Vehicles) Act 1972.	para. 19 added ... Apptd. day for whole Act (31.7.1972). Sch. 2 am. ... ..	S.I. No. 1018. 68, s. 4, sch. 4 para. 9(4). 58, s. 64(1), sch. 6 para. 157.
c. 28 ... ..	Employment Medical Advisory Service Act 1972.	S. 1(6) am. ( <i>prosp.</i> ) ...	S.I. No. 1579.
c. 33 ... ..	Carriage by Railway Act 1972.	Apptd. day for ss. 6 in pt., 7, 8 (1.1.1973).	S.I. No. 1176.
c. 36 ... ..	National Insurance (Amendment) Act 1972.	Apptd. day for whole Act (G.B.) (2.10.1972).	
c. 42 ... ..	Town and Country Planning Act 1972.	S. 1 rep. ( <i>prosp.</i> ) ... .. S. 7(2) rep. ... .. S. 8 am (except Greater London) ( <i>prosp.</i> ). Ss. 9 subst., 10(1) am. ...	70, s. 272(1), sch. 30. 52, s. 277(2), sch. 23. 70, s. 182(3), sch. 16 para. 57. 52, s. 276(1), sch. 21 Pt. II.
		S. 12(1)(b) rep. ... .. Sch. 1 rep. in pt. ( <i>prosp.</i> ) Sch. 3 subst. ... ..	52, s. 277(2), sch. 23. 70, s. 272(1), sch. 30. 52, s. 276(1), sch. 21 Pt. II.
c. 43 ... ..	Field Monuments Act 1972.	Sch. para. 3 am. ( <i>prosp.</i> )	70, s. 251(2), sch. 29 para. 12(2).
c. 46 ... ..	Housing (Financial Provisions) (Scotland) Act 1972.	Apptd. day for whole Act (except as otherwise expressly provided in the Act) (3.8.1972). Excl. ... ..	S.I. No. 1130. 75, s. 1(6).

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1972:— <i>cont.</i> c. 47 ... ..	Housing Finance Act 1972.	Excl. ... .. Sch. 1 para. 21 rep. ( <i>prosp.</i> )	75, s. 1(6). 70, s. 272(1), sch. 30.
c. 52 ... ..	Town and Country Planning (Scotland) Act 1972.	S. 212(2)(b) am. ... Sch. 11 paras. 1, 2 rep. ( <i>prosp.</i> ) para. 3 rep. ( <i>prosp.</i> )	60, s. 40. 52, s. 58(11). 52, s. 59(4).
c. 53 ... ..	Contracts of Employment Act 1972.	S. 1 am. (E.) ... ..	70, s. 256(2).
c. 57 ... ..	National Insurance Act 1972.	Apptd. days for certain specified provisions.	S.I. Nos. 1229, 1230, 1665.
c. 58 ... ..	National Health Service (Scotland) Act 1972.	Apptd. day for s. 28 (21.8.1972).	S.I. No. 1256.
c. 60 ... ..	Gas Act 1972 ... ..	Apptd. day for whole Act (1.1.1973).	S.I. No. 1440.
c. 61 ... ..	Land Charges Act 1972	Apptd. day for whole Act (29.1.1973).	S.I. No. 2058.
c. 62 ... ..	Agriculture (Miscellaneous Provisions) Act 1972.	Sch. 2 para. 1(a) rep. in pt. ( <i>prosp.</i> ), (e) rep. ( <i>prosp.</i> ). Sch. 4 ext. ( <i>prosp.</i> ) ...	61, s. 2(2)(b), sch. 2 para. 2. 70, s. 212(4). S.I. No. 1260.
c. 66 ... ..	Agriculture (Miscellaneous Provisions) Act 1972.	Apptd. day for s. 18 and sch. 6 in relation to 1947. c. 48. ss. 77, 78 (15.8.1972).	70, s. 272(1), sch. 30.
c. 67 ... ..	Companies (Floating Charges) (Scotland) Act 1972.	S. 5(4) rep. ( <i>prosp.</i> ) ...	S.I. No. 1268.
c. 67 ... ..	Companies (Floating Charges) (Scotland) Act 1972.	Sch., s. 106A(2)(d) am....	S.I. No. 1268.
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## Public General Acts

AND

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