



Local Government, Planning and Land Act 1980

1980 CHAPTER 65

PART XVI

URBAN DEVELOPMENT

Sewerage etc.

^{F1}158

Textual Amendments

^{F1} Ss. 105, 158 repealed by [Water Act 1989](#) (c. 15, SIF 130), s. 190(3), [Sch. 27 Pt. I](#) (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), [Sch. 26](#) paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58)

159 Public health etc.

- (1) The Secretary of State may by order provide that an urban development corporation shall have in its area (or in such part of its area as may be specified in the order) the functions conferred on a local authority—
 - (a) by sections 83 and 84 of the ^{M1}Public Health Act 1936 and sections 35 to 37 of the ^{M2}Public Health Act 1961 (all of which relate to filthy or verminous premises or articles) or in relation to Scotland by [^{F2}Part 5 of the Public Health etc. (Scotland) Act 2008];
 - (b) by any enactment contained in Part III (nuisances and offensive trades) [^{F3}or IX (common lodging houses)] of the Public Health Act 1936 or in relation to Scotland by [^{F4}Part 5 of the Public Health etc. (Scotland) Act 2008 (public health functions of local authorities)];

Changes to legislation: Local Government, Planning and Land Act 1980, Cross Heading: Sewerage etc. is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (c) by so much of Part XII of the Public Health Act 1936 as relates to any of the enactments mentioned in paragraphs (a) and (b) above; and
- (d) by Part I of the ^{M3}Prevention of Damage by Pests Act 1949 (rats and mice) ,
F5
...
- F5(e)
- (2) On the order coming into force, the corporation shall have the functions conferred in relation to the area (or part) instead of or concurrently with any such authority, depending on the terms of the order.
- (3) The order may provide that any enactment under which the corporation is to exercise functions by virtue of the order shall have effect in relation to the corporation and, where the corporation is to have any function concurrently with another authority, in relation to that authority, as modified by the order.
- (4) The order shall have effect, subject to such savings and transitional and supplementary provisions as may be specified in the order.
- (5) The power to make an order under this section shall be exercisable by statutory instrument.
- (6) No order under this section shall have effect until approved by a resolution of each House of Parliament.

Textual Amendments

- F2** Words in s. 159(1)(a) substituted (S.) (1.10.2009) by [The Public Health etc. \(Scotland\) Act 2008 \(Commencement No. 2, Savings and Consequential Provisions\) Order 2009 \(S.S.I. 2009/319\)](#), art. 2, [sch. 2 para. 4](#)
- F3** Words repealed (E.W.) by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, [Sch. 1 Pt. 1](#)
- F4** Words in s. 159(1)(b) substituted (S.) (1.12.2009) by [The Public Health etc. \(Scotland\) Act 2008 \(Commencement No.3, Consequential Provisions and Revocation\) Order 2009 \(S.S.I. 2009/404\)](#), [sch. 2](#)
- F5** S. 159(1)(e) and word repealed (6.4.2010 for E., 26.7.2010 for W.) by [Health and Social Care Act 2008 \(c. 14\)](#), s. 170(3)(4), [Sch. 11 para. 2](#), [Sch. 15 Pt. 3](#); [S.I. 2010/708](#), art. 6(e)(f) (with [Sch. 2](#)); [S.I. 2010/1547](#), art. 2(e)(f) (with [Sch. 1](#))

Marginal Citations

- M1** 1936 c. 49 ([100:1](#)).
- M2** 1961 c. 64 ([100:1](#)).
- M3** 1949 c. 55 ([100:3](#)).

Changes to legislation:

Local Government, Planning and Land Act 1980, Cross Heading: Sewerage etc. is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

View outstanding changes

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 98(A1)(B1) inserted by 2016 c. 22 s. 209(2)
- s. 98(8)(d) and word added by 1989 c. 42 Sch. 11 para. 56
- s. 98(8)(d) word substituted by 2007 c. 28 Sch. 14 para. 3(2)(a)(i)
- s. 98(8)(d) words substituted by 2007 c. 28 Sch. 14 para. 3(2)(a)(ii)
- s. 98(8A) added by 1989 c. 42 Sch. 11 para. 56
- s. 98(8A) word substituted by 2007 c. 28 Sch. 14 para. 3(2)(b)
- s. 98(8A)(d) word repealed by 1999 c. 29 Sch. 34 Pt. 8 (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(8A)(f) and word inserted by 1999 c. 29 Sch. 29 para. 30 (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(8A)(f) substituted by 2017 c. 3 Sch. 2 para. 58 (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(8A)(eza)(ezb) inserted by 2009 c. 20 Sch. 6 para. 50 (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(8A)(ezc) inserted by 2023 c. 55 Sch. 4 para. 64 (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(8A)(aa) inserted by 1994 c. 19 s. 66(6)Sch. 16 para. 57(4)
- s. 98(8A)(ea) inserted by 2007 c. 28 Sch. 13 para. 36(3) (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(8A)(ea) omitted by 2015 c. 20 Sch. 13 para. 6(14)(b) (This amendment not applied to legislation.gov.uk. The insertion of s. 98(8A) by 1989 c. 42, Sch. 11 para. 56 is still prospective.)
- s. 98(10) inserted by 2016 c. 22 s. 209(3)
- s. 100(1)(1A) substituted for s. 100(1) by 1989 c. 42 Sch. 11 para. 57
- s. 100(1)(a) amended by 1999 c. 29 Sch. 29 para. 32 (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)
- s. 100(1)(a) words inserted by 1994 c. 19 s. 66(6)Sch. 16 para. 57(6) (This amendment not applied to legislation.gov.uk. Sch. 16 para. 57(6) repealed (19.11.1998) without ever being in force by 1998 c. 43, s. 1(1), Sch. 1 Pt. X Group 5)
- s. 100(1)(a) words inserted by 2009 c. 20 Sch. 6 para. 52 (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)
- s. 100(1)(a) words substituted by 2007 c. 28 Sch. 13 para. 36(5) (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)
- s. 100(1)(a) words substituted by 2007 c. 28 Sch. 14 para. 3(3)(a)
- s. 100(1)(a) words substituted by 2015 c. 20 Sch. 13 para. 6(14)(d) (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)

- s. 100(1)(a) words substituted by [2017 c. 3 Sch. 2 para. 60](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)
- s. 100(1)(a) words substituted by [2023 c. 55 Sch. 4 para. 66](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)
- s. 100(1A) words substituted by [S.I. 2009/1941 Sch. 1 para. 46\(3\)\(b\)](#) (This amendment not applied to legislation.gov.uk. The insertion of s. 100(1)(1A) by 1989 c. 42, Sch. 11 para. 57 is still prospective.)
- s. 100(1ZA)(1ZB) inserted by [2007 c. 28 Sch. 14 para. 3\(3\)\(b\)](#)
- s. 134(1B) inserted by [2023 c. 55 s. 171\(2\)](#)
- s. 134(3C) inserted by [2023 c. 55 Sch. 16 para. 2\(5\)](#)
- s. 134(6)(7) inserted by [2023 c. 55 Sch. 16 para. 2\(11\)](#)
- s. 134A inserted by [2023 c. 55 s. 171\(3\)](#)
- s. 135(4A)-(4C) inserted by [2023 c. 55 s. 171\(6\)](#)
- s. 135(7) inserted by [2023 c. 55 Sch. 16 para. 3\(3\)](#)
- s. 149(1A) inserted by [2023 c. 55 s. 174\(2\)\(a\)](#)
- s. 149(2A) inserted by [2023 c. 55 s. 174\(2\)\(c\)](#)
- s. 149(3A) inserted by [2023 c. 55 s. 174\(2\)\(e\)](#)
- s. 149(4A) inserted by [2023 c. 55 s. 174\(2\)\(f\)](#)
- s. 149A inserted by [2023 c. 55 s. 174\(3\)](#)
- Sch. 26 para. 1A inserted by [2023 c. 55 s. 178\(1\)\(b\)](#)
- Sch. 28 Pt. 3 para. 6 words substituted by [2003 c. 21 Sch. 17 para. 52\(2\)\(c\)](#) (This amendment not applied to legislation.gov.uk. The words purported to be substituted do not appear in the text)
- Sch. 28 Pt. 3 para. 6 words substituted by [2003 c. 21 Sch. 17 para. 52\(2\)\(d\)](#) (This amendment not applied to legislation.gov.uk. The words purported to be substituted do not appear in the text)
- Sch. 28 Pt. 3 para. 13 words substituted by [2003 c. 21 Sch. 17 para. 52\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The words purported to be substituted do not appear in the text)
- Sch. 28 Pt. 3 para. 16 words substituted by [2003 c. 21 Sch. 17 para. 52\(2\)\(a\)](#) (This amendment not applied to legislation.gov.uk. The words purported to be substituted do not appear in the text)
- Sch. 29 Pt. 1 para. 1 inserted by [2023 c. 55 s. 174\(4\)\(a\)](#)
- Sch. 29 Pt. 1 para. 3 inserted by [2023 c. 55 s. 174\(4\)\(c\)](#)
- Sch. 29 Pt. 1 para. 5 inserted by [2023 c. 55 s. 174\(4\)\(e\)](#)
- Sch. 29 Pt. 1 para. 2 words in Sch. 29 Pt. 1 renumbered as Sch. 29 Pt. 1 para. 2 by [2023 c. 55 s. 174\(4\)\(b\)](#)
- Sch. 29 Pt. 1 para. 4 words in Sch. 29 Pt. 1 renumbered as Sch. 29 Pt. 1 para. 4 by [2023 c. 55 s. 174\(4\)\(d\)](#)
- Sch. 31 para. 8(2A) inserted by [2023 c. 55 s. 179\(1\)\(b\)](#)