



Local Government Act 1972

CHAPTER 70

LOCAL GOVERNMENT ACT 1972

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- 4 The boundary dividing the borough of Whitley Bay referred to...
- 5 The boundary in the parish of Harraton referred to in...
- 6 The boundary dividing the parishes of East Harptree, West Harptree,...
- 7 The boundary dividing the parish of Wexham referred to in...
- 8 The boundary dividing the parish of Christchurch East referred to...
- 9 The boundary dividing the parish of Sopley referred to in...
- 10 The boundary dividing the parish of Herringfleet referred to in...
- 11 The boundary dividing the parish of Corton referred to in...
- 12 The boundary dividing the parish of Horley referred to in...

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- 1 The following areas shall be parishes, that is to say—...
- 2 (1) The part of the existing parish of Bold in...
- 3 The parts of the existing parishes of Birtley, Harraton and...
- 4 Paragraphs 1 to 3 above shall not prevent any existing...

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- 1 (1) The English Commission shall consult the councils of existing...
- 2 (1) The Secretary of State shall by order give effect...
- 3 The constitution of an area as a parish under this...
- 4 In this Part of this Schedule “borough” does not include...

SCHEDULE 2 — Constitution and Membership of Greater London Council and London Borough Councils

Part I

Constitution

- 1 (1)

Chairman and mayor

- 2 (1) The . . . mayor of a London borough...

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Election of chairman and mayor

3 (1) The election of the . . . mayor shall...

4

Power of mayor of London borough to appoint deputy

5 (1) The mayor of a London borough may appoint a...

Modifications of preceding provisions

5A Where a London borough council are operating executive arrangements which...

5B Where a London borough council are operating executive arrangements which...

5C (1) The council shall consist of an elected mayor, a...

5D Paragraphs 2(1) and 2(5) above shall have effect as if...

5E Paragraph 2 above shall have effect as if the following...

5F Paragraphs 2(2) to (4) and 3 above shall have effect...

5G Paragraph 2(5) above shall have effect as if it provided...

5H Paragraph 5 above shall have effect as if for sub-paragraphs...

5I Paragraphs 5(4) above shall have effect as if for the...

Term of office and retirement of councillors

6 (1) . . . London borough councillors shall be elected...

Electoral divisions and wards

7 (1) Subject to the following provisions of this paragraph, for...

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Part II

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Division of non-metropolitan counties into districts

1 (1) The English Commission shall as soon as practicable after...

County and district councillors

2 Elections of councillors of the new principal councils shall be...

3 (1) For the purpose of any election of such councillors...

4 (1) Of the district councillors elected under paragraph 2 above...

First elections and meetings of new councils

5 (1) At the first elections of councillors for a new...

6 (1) For the purpose of taking and receiving delivery of...

7 (1) The first meeting of each new principal council shall...

8 (1) Until the completion of the election of a chairman...

9 The Secretary of State may himself exercise a committee's power...

Parish councillors

10 (1) Until provision is made to the contrary under Part...

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Qualification for membership of local authority

- 11 For the purposes of section 79 above, in its application...

Suspension of elections

- 12 (1) No election of councillors of an existing county, borough...
13 (1) The provisions of this paragraph shall apply in relation...
14 In the case of a parish constituted under Part V...

Annual meetings

- 15 In the year 1973 the annual meeting of a borough...
16 In that year the annual meeting of the council of...
17 In the year 1974— (a) it shall not be necessary...

Supplementary

- 18 In this Schedule “relevant year of election” means—

SCHEDULE 4 — Local Government Areas in Wales

PART I — COUNTIES

PART II — COUNTY BOROUGHS

PART III — THE PRESERVED COUNTIES AND THEIR AREAS

Part IV

- 1 The boundaries of the new local government areas shall be...
2 Any such boundary defined on the map annexed to any...

Schedule 5 — Establishment of New Principal Councils

Election of councillors

- 1 The elections of councillors of the new principal councils which...

Electoral divisions

- 2 (1) For the purpose of any election of such councillors,...

First elections of new councils

- 3 (1) At the first elections of councillors for each new...

Declarations of acceptance of office

- 4 (1) For the purpose of taking and receiving delivery of...

First meetings of new principal councils

- 5 (1) The first meeting of each new principal council shall...
6 (1) Until the completion of the election of a chairman...
7 If he is requested to do so, the Secretary of...

Qualification for membership

- 8 For the purposes of section 79 above, in its application...

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Suspension of elections

- 9 (1) In this paragraph “council” means a county or district...

Appropriate transition committee

- 10 In this Schedule, “appropriate transition committee” means the committee established...

Qualification for membership of local authority

- 11 For the purposes of section 79 above, in its application...

Suspension of elections

- 12 (1) No election of councillors of an existing county, borough,...

Annual meetings

- 13 In the year 1973 the annual meeting of a borough...
14 In the year 1974 it shall not be necessary for...

Supplemental

- 15 In this Schedule “relevant year of election” means—

SCHEDULE 6 —

SCHEDULE 7 — Constitution and Proceedings of the Local Government Boundary Commission for England

- 1 (1) The Commission shall be a body corporate consisting of...
2 There shall be paid to each member of the Commission...
3 (1) The Secretary of State may appoint, to assist and...
4 At any meeting of the Commission three shall be the...
5 All acts done at a meeting of the Commission shall,...
6 Subject to the preceding provisions of this Schedule and to...

Officers and servants, remuneration and expenses

- 7 (1) The Secretary of State may appoint a secretary to...
8 The expenses of the Commission including— (a) the salaries, fees...

Proof of documents

- 9 (1) Every document purporting to be an instrument made or...

SCHEDULE 8 — Constitution and Proceedings of the Local Government Boundary Commission for Wales

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2
3
4
5
6

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Officers and servants, remuneration and expenses

- 7
- 8

Proof of documents

- 9

SCHEDULE 9 — Initial Review of Electoral Arrangements in England

- 1 As soon as practicable after the first election of councillors...
- 2 The provisions of Part IV of this Act shall apply...
- 3 As soon as practicable after the last order has been...
- 4 The provisions of Part IV of this Act shall apply...

SCHEDULE 10 — Initial Reviews in Wales

Special community reviews

- 1 As soon as practicable after 1st April 1974 the Welsh...
- 2 In conducting the special community review the Welsh Commission shall...
- 3 In considering whether to formulate proposals under paragraph 1 or...
- 4 If in conducting the special community review the Welsh Commission...
- 5 In conducting the special community review the Welsh Commission shall...
- 6 Without prejudice to any direction given by the Secretary of...
- 7 On receipt of a report under paragraph 6 above the...
- 8 If in relation to any area the Secretary of State...
- 9 The following provisions of this Act, that is to say,...

Review of electoral arrangements for districts, etc.

- 10 As soon as practicable after the completion of the special...
- 11 For the purposes of paragraph 10 and section 55(2) above...
- 12 The provisions of Part IV of this Act shall apply...

Review of electoral arrangements for counties

- 13 As soon as practicable after the last order has been...
- 14 The provisions of Part IV of this Act shall apply...

Supplemental

- 15 Nothing in this Schedule shall be construed as empowering the...

SCHEDULE 11 — Rules to be Observed in Considering Electoral Arrangements

Counties

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Welsh counties and county boroughs

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Districts and London boroughs

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Parishes and communities

4 (1) This paragraph applies to the consideration . . . ,...

5

SCHEDULE 12 — Meetings and Proceedings of Local Authorities

Part I — PRINCIPAL COUNCILS

- 1 (1) A principal council shall in every year hold an...
- 2 (1) A principal council may in every year hold, in...
- 3 (1) An extraordinary meeting of a principal council may be...
- 4 (1) Meetings of a principal council shall be held at...
- 4A (1) The Secretary of State may by order amend paragraph...
- 5 (1) At a meeting of a principal council the chairman,...
- 6 Subject to paragraph 45 below, no business shall be transacted...
- 6ZA (1) A relevant police and crime commissioner may attend, speak...

Part IA — JOINT AUTHORITIES AND INNER LONDON EDUCATION AUTHORITY

- 6A (1) Paragraph 1 above applies to a joint authority ,...
- 6B The other provisions of Part I of this Schedule other...

Part II — PARISH COUNCILS

- 7 (1) A parish council shall in every year hold an...
- 8 (1) A parish council shall in every year hold, in...
- 9 (1) An extraordinary meeting of a parish council may be...
- 10 (1) Meetings of a parish council shall be held at...
- 11 (1) At a meeting of a parish council the chairman...
- 12 Subject to paragraph 45 below, no business shall be transacted...
- 13 (1) Unless otherwise provided by the council's standing orders the...

Part III — PARISH MEETINGS

- 14 (1) The parish meeting of a parish shall assemble annually...
- 15 (1) A parish meeting may be convened by—
- 16 The chairman of a parish council shall be entitled to...
- 17 (1) In a parish having a separate parish council the...
- 18 (1) Subject to the provisions of this Act, each local...
- 19 (1) Minutes of the proceedings of a parish meeting, or...
- 20 (1) Subject to the provisions of this Act, in a...
- 21 (1) Any ballot boxes, fittings and compartments provided for
parliamentary...
- 22 If any person, in a poll consequent on a parish...

Part IV — COMMUNITY COUNCILS

- 23 (1) A community council shall in every year hold an...
- 24 (1) A community council may in every year hold, in...
- 25 (1) An extraordinary meeting of a community council may be...
- 26 (1) Meetings of the community council and its committees and...
- 26ZA (1) As soon as reasonably practicable after a meeting of...
- 26A (1) This paragraph applies where a community council has been...
- 27 (1) At a meeting of a community council the chairman...
- 27A (1) This paragraph applies in respect of a meeting or...
- 28 Subject to paragraph 45 below, no business shall be transacted...
- 29 (1) The manner of voting at meetings of a community...
- 29A (1) This paragraph applies where— (a) a meeting of a...

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

Part V — COMMUNITY MEETINGS

- 30 (1) Where there is a community council for a community,...
- 30A A community meeting may also be convened at any time...
- 30B (1) Where a group of individuals assert that they have...
- 30C (1) For the purposes of paragraph 30B(1), each community council...
- 30D (1) Where a principal council or a community council has...
- 30E (1) The public notice required by paragraph 30D(2) above must...
- 31 The chairman of a community council shall be entitled to...
- 32 (1) The proceedings at a community meeting shall not commence...
- 33 (1) In a community for which there is a community...
- 34 (1) Subject to the provisions of this Act, each local...
- 35 (1) Minutes of the proceedings of a community meeting shall...
- 36 Subject to the provisions of this Act a community meeting...
- 36A (1) The Welsh Ministers may by regulations make provision for...
- 36BA principal council and a community council exercising functions in relation...
- 37 (1) Any ballot boxes, fittings and compartments provided for parliamentary...
- 38 If any person, in a poll consequent on a community...
- 38A (1) This paragraph applies to a poll (other than a...
- 38B (1) Within a period of 14 days beginning with the...

Part VI — PROVISIONS RELATING TO LOCAL AUTHORITIES GENERALLY

- 39 (1) Subject to the provisions of any enactment (including any...
- 40 The names of the members present at a meeting of...
- 41 (1) Minutes of the proceedings of a meeting of a...
- 42 Subject to the provisions of this Act, a local authority...
- 43 The proceedings of a local authority shall not be invalidated...
- 44 (1) Paragraphs 39 to 43 above (except paragraph 41(3)) shall...
- 45 Where more than one-third of the members of a local...
- 46 In this Part of this Schedule “ local authority ”...

SCHEDULE 12A — ACCESS TO INFORMATION: EXEMPT INFORMATION

PART 1 — DESCRIPTIONS OF EXEMPT INFORMATION: ENGLAND

- 1 Information relating to any individual.
- 2 Information which is likely to reveal the identity of an...
- 3 Information relating to the financial or business affairs of any...
- 4 Information relating to any consultations or negotiations, or contemplated consultations...
- 5 Information in respect of which a claim to legal professional...
- 6 Information which reveals that the authority proposes—
- 7 Information relating to any action taken or to be taken...

PART 2 — QUALIFICATIONS: ENGLAND

- 8 Information falling within paragraph 3 above is not exempt information...
- 9 Information is not exempt information if it relates to proposed...
- 10 Information which— (a) falls within any of paragraphs 1 to...

PART 3 — INTERPRETATION: ENGLAND

- 11 (1) In Parts 1 and 2 and this Part of...

PART 4 — DESCRIPTIONS OF EXEMPT INFORMATION: WALES

- 12 Information relating to a particular individual.
- 13 Information which is likely to reveal the identity of an...
- 14 Information relating to the financial or business affairs of any...

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15 Information relating to any consultations or negotiations, or contemplated consultations...

16 Information in respect of which a claim to legal professional...

17 Information which reveals that the authority proposes —

18 Information relating to any action taken or to be taken...

PART 5 — QUALIFICATIONS: WALES

19 Information falling within paragraph 14 above is not exempt information...

20 Information is not exempt information if it relates to proposed...

21 Information which — (a) falls within any of paragraphs 12...

PART 6 — INTERPRETATION: WALES

22 (1) In Parts 4 and 5 and this Part of...

No commentary — DESCRIPTIONS OF EXEMPT INFORMATION: WALES
available with id

1966275 PART 4

23 Information relating to any consultations or negotiations, or contemplated consultations...

24 Any instructions to counsel and any opinion of counsel (whether...

25 Information which, if disclosed to the public, would reveal that...

26 Any action taken or to be taken in connection with...

27 The identity of a protected informant.

No commentary — QUALIFICATIONS: WALES

available with id

1966279 PART 5

28 Information relating to a person of a description specified in...

29 Information falling within paragraph 19 above is not exempt information...

30 Information falling within paragraph 20 above is exempt information if...

31 Information falling within paragraph 21 above is exempt information if...

32 Information falling within paragraph 23 above is exempt information if...

33 Information falling within paragraph 25 above is exempt information if...

34 Information falling within any paragraph of Part 4 above is...

No commentary — INTERPRETATION: WALES

available with id

1966280 PART 6

35 (1) In Parts 4 and 5 and this Part of...

SCHEDULE 12B — Appropriate sum under section 137(4)

1 This Schedule has effect to determine for the purposes of...

2 The sum appropriate to the local authority for the financial...

3 (1) For each subsequent financial year, the sum appropriate to...

4 Before the beginning of a financial year, the appropriate person...

5 In paragraph 4 above “ the appropriate person ” means—...

6 An order under paragraph 4 above may make different provision...

7 An order under paragraph 4 above made by the Secretary...

SCHEDULE 13 — Loans and Other Financial Provisions

Part I

1–22

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

Part II — AMENDMENTS WITH RESPECT TO FINANCE AND RATING

23

The Rural Water Supplies and Sewerage Act 1944

24

Parish Councils Act 1957

25

26

27

The General Rate Act 1967

28 (1) The General Rate Act 1967 shall be amended in...

29 (1) Sections 88, 89 and 91 of the said Act...

SCHEDULE 14 — Amendment and Modification of Public Health Acts, Etc.

Part I — THE PUBLIC HEALTH ACT 1936

1 For section 1 there shall be substituted the following section—...

2 Any reference to an urban authority or rural authority shall...

3 Proviso (a) to section 7(1) shall cease to have effect....

4 Without prejudice to paragraph 2 above, the following provisions, that...

5–7

8

9 (1) For sections 87(1) and (2) there shall be substituted...

10

11

12

13, 14

15, 16

17

18 The powers conferred by Part VIII on local authorities within...

19 All directions in force under section 267(1)(c) immediately before 1st...

20 Any reference in section 278 to a local authority shall...

21 Section 321 shall cease to have effect.

22 In section 343 for the definition of contributory place there...

Part II — OTHER ENACTMENTS

Public Health Acts 1875 to 1925

23 Subject to the following provisions of this Schedule and the...

24 Paragraph 23 above shall not apply to the following enactments,...

25 (1) Subject to sub-paragraph (2) below, a local authority may...

26 The following enactments shall not extend to Greater London, that...

27 (1) The powers conferred on certain authorities by the enactments...

28 A district council or, where they are not the highway...

29 A highway authority who are not a local authority within...

30 Any reference in section 161 of the said Act of...

31 A local authority within the meaning of the Public Health...

32 So much of section 76 of the said Act of...

33 In section 16(1) of the Public Health Act 1925 the...

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

The Parish Councils Act 1957

34 In section 3(1) of the Parish Councils Act 1957, for...

The Public Health Act 1961

35 Section 16 of the Public Health Act 1961 shall cease...

36 In section 17(1) of that Act for the words “the...

37 The powers conferred on a local authority by section 34...

38, 39

40 The powers conferred on a local authority by sections 44...

41

42 The powers conferred by sections 52 to 54 of that...

43

The Local Government Act 1966

44 For section 10(1)(a) of the Local Government Act 1966 there...

45

46, 47

48

The Deposit of Poisonous Waste Act 1972

49 In section 5(1) of the Deposit of Poisonous Waste Act...

SCHEDULE 15 —

The Public Health Act 1936

1

2 In section 126(4) of that Act the words from “or...

The Water Act 1945

3 In paragraph 27 of Schedule I to the Water Act...

4 In paragraph 1 of Schedule 3 to that Act, the...

SCHEDULE 16 — Functions Under, and Amendment and Modification of,
Enactments Relating to Town and Country Planning
Part I — TOWN AND COUNTRY PLANNING ACT 1971

Structure and local plans

1–3

4–47

48

49–53

Part II — OTHER ENACTMENTS

54

The Land Compensation Act 1961

55 (1) In England, elsewhere than in Greater London , a...

56

57

Part III

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

58, 59

SCHEDULE 17 — 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...
- 2 An order under the said section 1 constituting a new...
- 3 If immediately before 1st April 1974 there is an existing...
- 3A (1) Where a National Park is wholly comprised in one...
- 3B A board reconstituted under paragraph 3 above or constituted under...
- 4 The Secretary of State may by an order under paragraph...
- 5 For every National Park for which there is no joint...
- 6 The functions of a council or councils excepted from the...
- 7 The validity of anything done or purporting to have been...
- 8 The National Park Committee for a Park comprised in two...
- 9 A National Park Committee may arrange with a district planning...
- 10 Where a joint planning board, special planning board or National...
- 11 Not less than one third (to the nearest whole number)...
- 12 The persons appointed in pursuance of paragraph 11 above shall...
- 12A (1) The members of a joint planning board, special planning...
- 13 Section 101 above shall, in its application to the discharge...
- 14 In the case of a National Park Committee for a...

National Park Officer

- 15 Every joint planning board, special planning board or National Park...
- 16 A National Park Officer appointed by a National Park Committee...
- 17 A National Park Officer appointed by a joint board or...

National Parks Plans

- 18 Every joint planning board, special planning board or National Park...
- 19 Every such board or committee established for a National Park...

Interpretation

- 20 The functions to which this Part of this Schedule applies...
- 21 In this Part of this Schedule “additional countryside functions” means...
- 21A In this Part of this Schedule “planning area”...

Construction of References to the Countryside Commission

- 21B In this Part of this Schedule, references to the Countryside...
- Part II — SURVEY OF PUBLIC PATHS, ETC.

22, 23

- 24 Where on any such survey of any area under section...
- 25 Where on any such review of any area under any...
- 26 Where a revised map and statement has been published in...
- 27 Any area to which sections 27 to 34 of the...
- 28
- 29 Where in consequence of any survey, review, further review or...
- 30 Where all such maps and statements have been prepared for...

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

31 Where the Secretary of State gives a direction under this...

32 Section 28(3) of the 1949 Act shall not apply to...

33 In this Part of this Schedule any reference to a...

Part III — 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...

Access to open country

35

35A In relation to Wales, paragraph 35 above has effect as...

36 Any county planning authority may require any other local planning...

37 The functions of a local planning authority under section 67,...

Miscellaneous

38 Section 89(2A) of the 1949 Act (treatment of derelict land)...

39 Section 90(2) of the 1949 Act (byelaws) shall cease to...

40 In section 111 of the 1949 Act (Isles of Scilly)...

41 In paragraph 1(3)(a) and 2(5) of Schedule 1 to the...

SCHEDULE 18 — AMENDMENTS OF TOWN DEVELOPMENT ACT 1952

1

2 In section 4, in subsection (1) for the words “county...

3 In section 7, for paragraphs (a) to (c) there shall...

4 In section 8(1), . . . in paragraph (c) for...

5 In section 10(3), for the words “county borough or county...

6 In section 11, for the words from “of the county”...

SCHEDULE 19 — AMENDMENTS OF ENACTMENTS RELATING TO ROAD TRAFFIC AND ABANDONED VEHICLES

PART I — THE ROAD TRAFFIC ACT 1972

1 In section 31(7), for the words “county borough or county...

2 In section 33(4), for the words “of a borough or...

3 In section 35(5), in paragraph (a) for the words from...

4 In section 38, subsection (3) shall be omitted and in...

5 In section 43(3) for the words “of a borough, of...

6 In section 196(1) in the definition of “highway authority”, the...

PART II

7–32

PART III

33–36

SCHEDULE 20 —

SCHEDULE 21 — AMENDMENTS OF ENACTMENTS RELATING TO HIGHWAYS

PART I

1–95

PART II — OTHER ENACTMENTS

96

97 At the end of section 57(3) of the National Parks...

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

98
99, 100

SCHEDULE 22 —

SCHEDULE 23 — AMENDMENTS OF ENACTMENTS CONFERRING SOCIAL
SERVICES FUNCTIONS

- 1
- 2 (1) In section 21 of the National Assistance Act in...
- 3
- 4
- 5
- 6 (1) In section 3 of the Disabled Persons (Employment) Act...
- 7
- 8
- 9 (1) In the Mental Health Act 1959, in sections 8(1),...
- 10
- 11 In section 10(1) of the Mental Health (Scotland) Act 1960,...
- 12
- 13
- 14
- 15 (1)
- 16 In section 70(1) of the Children and Young Persons Act...

SCHEDULE 24 — Amendments of Transport Act 1968, Part II

Part I — AMENDMENTS OF GENERAL APPLICATION

- 1 In section 9(1)(a) (constitution of Passenger Transport Authorities) sub-paragraph (ii)...
 - 2 In section 11 (financial duty of Passenger Transport Executives) after...
 - 3
 - 4 After section 15 there shall be inserted the following section:—...
 - 5 In section 15(1) (Executive to submit certain proposals and estimates...
 - 6 In section 16(1) (annual report prepared jointly by Authority and...
 - 7 In section 23 (directions given by the Secretary of State)...
 - 8 In Part I of Schedule 5 (constitution of Passenger Transport...
- Part II
- 9–17

SCHEDULE 25 — Amendments of Licensing Enactments

Part I — AMENDMENTS OF LICENSING ACT 1964

- 1 For subsection (1) of section 2 there shall be substituted...
 - 2
 - 3 (1) In section 66, for the words “county or county...
 - 4 (1) In section 67, for the words “county or county...
 - 5 In section 180(1)(a) for the words “county or county borough”...
 - 6 In Schedule 2. for paragraphs (a) to (c) of paragraph...
 - 7
 - 8 (1) For paragraphs I to 3 of Schedule 8 there...
 - 9 (1) In the Appendix to Schedule 8 to that Act,...
- Part II
- 10–12

SCHEDULE 26 — Cemeteries and Crematoria

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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

Discharge of functions of burial authorities

- 1 In relation to a cemetery or crematorium maintained immediately before...
- 2 Where by virtue of paragraph 1 above the functions conferred...
- 3 Section 6 of the Public Health Act 1936 (establishment of...
- 4 Where in pursuance of paragraph 2 above two or more...
- 5 In the following provisions of this Act, that is to...
- 6 Notwithstanding anything in section 150 above, a parish or community...
- 7 If the constituent local authorities of a joint committee of...
- 8 The district council or Welsh principal council in making and...
- 9 Land acquired in pursuance of paragraph 7 above shall be...

Provision and management of cemeteries

- 10 Sections 15 . . . of the Public Health Act...
- 11 (1) Subject to the provisions of any order made under...
- 12, 13
- 14 Until the first order under section 214(3) above takes effect,...

Saving, amendments and modifications of enactments

- 15 Section 214(1) above shall not affect the power to make...
- 16 In section 1 of the Burial Act 1859, for the...
- 17 In Part III of Schedule 5 to the Public Health...
- 18–23
- 24 It shall not be necessary for the Secretary of State...
- 25 A burial authority within the meaning of section 214 above...

SCHEDULE 27 —

- 1
- 2–4
- 5–10
- 11
- 12–15
- 16
- 17
- 18
- 19

SCHEDULE 28 —

SCHEDULE 28A — Amendment of laws relating to freedoms of cities and towns

Introductory

- 1 (1) This Schedule makes provision for the laws relating to...

Powers to amend law in respect of women and civil partners

- 2 (1) The purposes of this paragraph are—

Power to amend royal charters

- 3 (1) Her Majesty may by Order in Council amend the...

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Powers to amend laws established by custom

- 4 (1) A qualifying resolution may amend the law relating to...

Consequential amendments

- 5 (1) The power to make an amendment under paragraph 2(2)...
- 6 (1) Where by virtue of an amendment under paragraph 2,...

Qualifying resolutions

- 7 (1) For the purposes of this Schedule, a “qualifying resolution”...
- 8 (1) The requirements of this paragraph in relation to a...
- 9 (1) A resolution is passed in accordance with this paragraph...
- 10 In paragraphs 8 and 9 above— “eligible person ”...

Order-making powers: supplementary

- 11 (1) A statutory instrument containing an order under this Schedule...

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...
- 2 In any enactment or instrument to which paragraph 1 above...
- 3 In any enactment or instrument to which paragraph 1 above...
- 4 (1) Subject to sub-paragraph (2) below, in any enactment or...
- 5 In any enactment or instrument to which paragraph 1 above...
- 6 (1) This paragraph applies for the construction of any enactment...
- 7
- 8 The foregoing provisions of this Schedule shall have effect subject...

Part II — PARTICULAR MODIFICATIONS AND AMENDMENTS

Allotments

- 9 (1) As respects a parish in England those functions under...
- 10 (1) In section 9(1) of the Land Settlement (Facilities) Act...
- 11 In section 4 of the Small Holdings and Allotments Act...

Ancient monuments

- 12 (1) In section 21(1) of the Ancient Monuments Consolidation and...

Betting and gaming

- 13 (1) In paragraph 1(1)(a) of Schedule 2 to the Betting,...

Caravan sites

- 14 In section 23 of the Caravan Sites and Control of...

Celluloid and cinematograph film

- 15 In section 9 of the Celluloid & Cinematograph Film Act...

Children and young persons

- 16 In Schedule 2 to the Children and Young Persons Act...

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Coast protection

17 (1) In section 20 of the Coast Protection Act 1949,—...

Consumer protection

18 (1)

Explosives

19 In section 67 of the Explosives Act 1875 for paragraph...

Gas

20 (1)

21

House to house and street collections

22 In section 5 of the Police, Factories, &c (Miscellaneous Provisions)...

23 (1) In section 2 of the House to House Collections...

24, 25

Land registration

26

Licensing of Places of entertainment

27

28 At the end of section 25 of the Mines and...

29

Nurses agencies

30 In section 2 of the Nurses Agencies Act 1957, in...

Offices, shops and railway premises

31 In section 88 of the Offices, Shops and Railway Premises...

Petroleum spirit

32 In section 2(1)(c) of the Petroleum (Consolidation) Act 1928 for...

Pharmacy and poisons

33

Plant health

34 In section 5 of the Plant Health Act 1967, for...

Police

35 In section 18 of the Police (Scotland) Act 1967, for...

Post and telegraph offices

36

Changes to legislation: Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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](#)

37

Redistribution of seats

38

39

Registration services

40 In section 57(4) of the Marriage Act 1949, for the...

41 (1) In sections 5(1), 10(1) and 13(1) of the Registration...

Riding establishments

42 In section 6(4) of the Riding Establishments Act 1964 in...

Shops

43

Social services

44 (1) In sections 47(12) . . . of the National...

War memorials

45 Section 2 of the War Memorials (Local Authorities' Powers) Act...

46

SCHEDULE 30 — Repeals

Changes to legislation:

Local Government Act 1972 is up to date with all changes known to be in force on or before 17 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 :

- s. 79 savings for the effects of the amendment by 2022 c. 37, Sch. 8 paras. 3-5 by [S.I. 2023/1406 reg. 1718](#)
- s. 80(1)(a) modified by [2021 asc 1 Sch. 6 para. 2\(1\)](#)
- s. 101(2) applied by 1981 c. 64, s. 7B (as inserted) by [2023 c. 55 s. 175\(2\)](#)
- s. 113(4) words omitted by [2012 c. 7 Sch. 14 para. 45](#)
- s. 116 modified by [2021 asc 1 Sch. 6 para. 2\(2\)](#)
- s. 138C(1)(s) words substituted by [2023 c. 55 Sch. 8 para. 1](#)
- s. 138C(2)(c) words substituted by [2023 c. 55 Sch. 8 para. 1](#)
- s. 236(3)-(8) applied (with modifications) by [S.I. 2020/1297 art. 44\(3\)\(4\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1297 was withdrawn following a request from the Department of Transport dated 9th August 2021 which followed the decision of the High Court of Justice to quash this Order in the judgement dated 2nd August 2021 (High Court of Justice — Planning Court — The Queen (on the application of Save Stonehenge World Heritage Site) v. Secretary of State for Transport — Case No. CO/4844/2020))
- s. 236(11) applied (with modifications) by [S.I. 2020/1297 art. 44\(3\)\(4\)](#) (This amendment not applied to legislation.gov.uk. S.I. 2020/1297 was withdrawn following a request from the Department of Transport dated 9th August 2021 which followed the decision of the High Court of Justice to quash this Order in the judgement dated 2nd August 2021 (High Court of Justice — Planning Court — The Queen (on the application of Save Stonehenge World Heritage Site) v. Secretary of State for Transport — Case No. CO/4844/2020))
- s. 250(2)-(5) applied by 1981 c. 69 Sch. 13A para. 10(1)(2) (as inserted) by [2015 c. 20 Sch. 7 para. 6](#)
- s. 250(2)-(5) applied by 1981 c. 69 Sch. 14A para. 16(1)(2) (as inserted) by [2015 c. 20 Sch. 7 para. 7](#)
- s. 250(2)-(5) power to apply conferred by 1991 c. 56, s. 39F(6) (as inserted) by [2021 c. 30 s. 78\(7\)](#)

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. 80(3B) omitted by [2021 asc 1 Sch. 2 para. 1\(3\)\(c\)](#)
- s. 101(6ZA) inserted by [2023 c. 55 Sch. 12 para. 2](#)
- s. 123(2C) inserted by [2023 c. 55 s. 75](#)
- s. 131(2)(n) and word inserted by [2023 asc 3 Sch. 13 para. 16](#)