
STATUTORY INSTRUMENTS

1995 No. 1772

**The Durham (Borough of Darlington)
(Structural Change) Order 1995**

PART II

LOCAL GOVERNMENT REORGANISATION IN DURHAM

Fire services

6.—(1) In this article—

“the 1947 Act” means the Fire Services Act 1947(1); and

“the relevant area” means the area comprising Durham (as constituted on and after the reorganisation date) and Darlington.

(2) Darlington shall, subject to any combination scheme under the 1947 Act, become the area of a fire authority for the purposes of that Act.

(3) For the purposes of the making of a combination scheme with respect to the relevant area before the reorganisation date in accordance with section 10 of the 1947 Act (power to make schemes in advance of alterations to local government areas), section 5(2) of that Act shall have effect, in relation to that area, as if—

(a) in paragraphs (a) and (d) of that subsection, for “the constituent authorities”, wherever those words occur, there were substituted “the council of the county of Durham”; and

(b) in paragraphs (e) and (f) of that subsection, for “any of the constituent authorities” there were substituted “the council of the county of Durham”.

(4) Section 10 of the 1947 Act shall have effect, in relation to the relevant area, as if after the word “but” there were inserted the words “, except so far as it relates to the constitution of an authority as the fire authority for the combined area constituted by the scheme and the performance by that authority of any functions necessary for bringing the scheme into full operation on that date,”.

(1) 1947 c. 41; section 10 of this Act is amended by paragraph 2 of Schedule 3 to the Local Government Act 1992.