



London Government Act 1963

1963 CHAPTER 33

An Act to make provision with respect to local government and the functions of local authorities in the metropolitan area; to assimilate certain provisions of the Local Government Act 1933 to provisions for corresponding purposes contained in the London Government Act 1939; to make an adjustment of the metropolitan police district; and for connected purposes. [31st July 1963]

Textual Amendments

F1 Words of enactment omitted under authority of [Statute Law Revision Act 1948 \(c. 62\), s. 3](#)

Modifications etc. (not altering text)

- C1 Act extended by [Local Government Act 1972 \(c. 70\), s. 146\(1\)\(b\)](#)
- C2 Functions of Minister of Transport now exercisable by Secretary of State: [S.I. 1970/1681](#)
- C3 Act amended by [Elections \(Northern Ireland\) Act 1985 \(c. 2, SIF 42\), s. 4](#)
- C4 Act amended by [S.I. 1986/1081, reg. 51\(6\)](#) and [S.I. 1986/1091, reg. 51\(6\)](#)

PART I

LOCAL GOVERNMENT IN AND AROUND GREATER LONDON

Modifications etc. (not altering text)

C5 [Pt. I \(ss. 1-4\)](#) applied (18.12.1996) by [1996 c. 61, s. 3, Sch. 3 para. 4\(5\)](#)

1 London boroughs.

- (1) There shall be established new administrative areas, to be known as London boroughs, which shall comprise the areas respectively described (by reference to existing administrative areas) in column 2 of Part I of Schedule 1 to this Act; and in this . . .
F2 Act—

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (a) any reference to an inner London borough shall be construed as a reference to one of the London boroughs numbered from 1 to 12 in the said Part I;
- (b) any reference to an outer London borough shall be construed as a reference to one of the London boroughs numbered from 13 to 32 in the said Part I.
- (2) If in the case of any London borough, on representations in that behalf made to the Privy Council by the Minister, Her Majesty by the advice of Her Privy Council thinks fit to grant a charter of incorporation of the inhabitants of that borough, Her Majesty may by that charter—
- (a) make provision with respect to the name of the borough; and
- (b) subject to the provisions of this Act, make any provision such as may be made by virtue of section 131 of the ^{M1}Local Government Act 1933 by a charter granted under Part VI of that Act;
- and any charter which purports to be granted in pursuance of the Royal prerogative and this subsection shall be deemed to be valid and within the powers of this Act and Her Majesty’s prerogative and the validity thereof shall not be questioned in any legal proceeding whatever.
- (3) In the case of any London borough whose inhabitants are not incorporated by such a charter as is referred to in the last foregoing subsection, provision for their incorporation shall be made by the Minister by order (hereafter in this Act referred to as an “incorporation order”) which may include any such provision as is mentioned in paragraph (a) or (b) of that subsection.
- (4) ^{F3}
- (5) Before the Minister makes as respects a London borough either representations under subsection (2) of this section for the grant of a charter or an incorporation order under subsection (3) thereof, the Minister or, as may be appropriate, the Secretary of State shall cause such notices to be given and such, if any, inquiries to be held with respect to the matters to be dealt with by the charter or order as may appear to the Minister or, as the case may be, the Secretary of State to be expedient.
- (6) The ^{M2}Municipal Corporations Act 1882 shall apply to every London borough . . . ^{F2}, the expression “borough” when used in relation to local government in any enactment whether passed before or after this Act . . . ^{F4} shall except where the context otherwise requires (and except in particular in the expressions “county borough” and “non-county borough”) include a London borough; . . . ^{F4}
- (7) ^{F3}

Textual Amendments

- F2** Words repealed by [Interpretation Act 1978 \(c. 30, SIF 115:1\)](#), s. 25(1), **Sch. 3**
- F3** [Ss. 1\(4\)\(7\), 2\(2\)\(3\), 3, 6](#) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**
- F4** Words repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. 1 Pt. XII**

Modifications etc. (not altering text)

- C6** [Pt. I \(ss. 1-4\)](#) applied (18.12.1996) by [1996 c. 61, s. 3](#), **Sch. 3 para. 4(5)**

Marginal Citations

- M1** [1933 c. 51](#).
- M2** [1882 c. 50](#).

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2 Greater London and the Greater London Council.

(1) The area comprising the areas of the London boroughs, the City and the Temples shall constitute an administrative area to be known as Greater London.

(2) F5

(4) F6

Textual Amendments

F5 Ss. 1(4)(7), 2(2)(3), 3, 6 repealed by Local Government Act 1972 (c. 70), Sch. 30

F6 S. 2(4) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

Modifications etc. (not altering text)

C7 Pt. I (ss. 1-4) applied (18.12.1996) by 1996 c. 61, s. 3, Sch. 3 para. 4(5)

3 F7

Textual Amendments

F7 Ss. 1(4)(7), 2(2)(3), 3, 6 repealed by Local Government Act 1972 (c. 70), Sch. 30

4 General provisions as to exercise in Greater London of existing local authority functions.

(1) Subject to any provision to the contrary effect made by, or by any instrument made under, this Act or any other Act passed during the same session as this Act . . .^{F8}, and without prejudice to any express provision so made, the provisions of this section (being provisions designed to confer on the councils of London boroughs as respects their boroughs and on the Common Council as respects the City the functions exercisable by the councils of county boroughs as respects their boroughs or by the existing London county council as respects the metropolitan boroughs or, as the case may be, the City) shall have effect as from 1st April 1965 as respects any enactment (hereafter in this section referred to as an “existing enactment”) contained in any public general Act passed before this Act or in any other such Act passed during the same session as this Act.

(2) Subject to subsection (7) of this section, where any existing enactment refers to, or to the councils of, county boroughs, then—

(a) if it also refers in the same context to, or to the councils of, metropolitan boroughs, any reference in that enactment in that context to, or to the council of, a metropolitan borough shall be construed as a reference to, or to the council of, a London borough;

(b) if it also refers (or, but for section 3 (1) (b) of this Act, would have referred) in the same context to the London county council (whether expressly or by virtue of a reference to councils of counties) but not to councils of metropolitan boroughs, any reference in that enactment in that context to a county borough or the council thereof shall be construed as including a reference to a London borough or the council thereof and, where that enactment extends to the City

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but does not refer to the Common Council, as including also a reference to the City or the Common Council.

- (3) Any reference in any existing enactment which, by virtue of any other existing enactment passed subsequently thereto, falls to be construed as a reference to authorities of a particular class shall be deemed for the purposes of subsection (2) of this section to be a reference to authorities of that class.
- (4) Any existing enactment to the effect that any provision does not apply or refer, or applies or refers only, to the administrative county of London or to that county other than the City or other than the City and the Temples shall have effect as if it provided that the provision in question does not apply or refer, or, as the case may be, applies or refers only, to Greater London other than the outer London boroughs, or other than those boroughs and the City, or other than those boroughs, the City and the Temples, as the case may be.
- (5) Where, under any existing enactment which by virtue of subsection (4) of this section applies to Greater London other than the outer London boroughs or other than those boroughs and the City with or without the Temples, any functions were exercisable immediately before 1st April 1965 as respects a metropolitan borough by the London county council or by the council of that borough or as respects the City by the London county council, those functions shall be exercisable as respects an inner London borough by the council of that borough or, as the case may be, as respects the City by the Common Council.
- (6) In any existing enactment which by virtue of subsection (4) of this section applies to the outer London boroughs but not to the rest of Greater London, any reference to, or to the council of, a county borough shall be construed as including a reference to, or to the council of, an outer London borough.
- (7) Without prejudice to any exclusion by virtue of subsection (1) of this section and to any amendment of the enactment in question by or under any subsequent provision of this Act, subsection (2) of this section shall not apply to any existing enactment contained in—
 - (a) the ^{M3}Local Government Act of 1888, ^{M4}1929, ^{M5}1933 or ^{M6}1958; or
 - (b) the enactments to which section 40 of this Act applies or would apply but for the proviso to subsection (4) of that section; or
 - (c) ^{F9}
 - (d) any enactment relating to rating and valuation in England and Wales; or
 - (e) the ^{M7}Town and Country Planning Act 1962; or
 - (f) any of the Acts amended by Schedule 5, 6, 8 or 13 to this Act;

and this section shall not apply to any enactment contained in an Act passed with respect only to the whole or part of the existing county of London.

Textual Amendments

F8 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

F9 [S. 4\(7\)\(c\)](#) repealed by [Parliamentary Constituencies Act 1986 \(c. 56, SIF 89\)](#), ss. 8, 9(2), [Sch. 4](#)

Modifications etc. (not altering text)

C8 [Pt. I](#) (ss. 1-4) applied (18.12.1996) by [1996 c. 61, s. 3, Sch. 3 para. 4\(5\)](#)

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Marginal Citations

- M3 1888 c. 41.
- M4 1929 c. 17.
- M5 1933 c. 51.
- M6 1958 c. 55.
- M7 1962 c. 38.

5 Delegation of functions in Greater London.

- (1) ^{F10}
- (2) The Common Council and the council of any London borough which is adjacent to the City may agree together for the discharge by that borough council, as agent for the Common Council, of such of the functions of the Common Council as may be specified in the agreement.
- (3) Without prejudice to any other provision of this or any other Act, any of [^{F11}the following authorities], that is to say, . . . ^{F12} the London borough councils [^{F11} the Common Council, . . . ^{F13}^{F14}, an authority established by Part I, II, III, IV, or V of the Waste Regulation and Disposal (Authorities) Order 1985] and the London Fire and Civil Defence Authority] may, for the better performance of their respective functions, agree with any one or more of the others of [^{F11}those authorities] and any other local authority within the meaning of the ^{M8}Local Government Act 1933 whose area is contiguous with any part of Greater London for—
- (a) the undertaking by one party for another of any administrative, clerical, professional, scientific or technical services;
 - (b) the use or maintenance by one party of any vehicle, plant, equipment or apparatus of another party and, if it appears convenient, the services of any staff employed in connection therewith;
 - (c) the carrying out of works of maintenance by one party in connection with land or buildings for the maintenance of which another party is responsible,
- on such terms as may be agreed between them; and in this subsection the expression “maintenance” includes minor renewals, improvements and extensions.

Textual Amendments

- F10** S. 5(1) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)
- F11** Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 84, [Sch. 14 Pt. II para. 40\(a\)](#)
- F12** Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)
- F13** Words repealed by [Education Reform Act 1988 \(c. 40, SIF 41:1\)](#), ss. 231(7), 235(6), 237(2), [Sch. 13 Pt. I](#)
- F14** Words inserted by virtue of [S.I. 1985/1884, art. 10, Sch. 3 para. 5](#) which provides that s. 5(3) of the [London Government Act 1963 \(c. 33\)](#) shall have effect as if after the words “the Inner London Education Authority” the following words were inserted “, an authority established by Part I, II, III, IV or V of the Waste Regulation and Disposal (Authorities) Order 1985”

Modifications etc. (not altering text)

- C9** S. 5 saved by [Local Government Act 1972 \(c. 70\)](#), [ss. 101\(14\)](#), 112(6), 201(5)
- C10** S. 5(3) restricted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 91, [Sch. 15 para. 1](#)
- C11** S. 5(3) extended by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 57(7), [Sch. 13 para. 16](#)

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Marginal Citations
M8 1933 c.51.

6 F15

Textual Amendments
F15 Ss. 1(4)(7), 2(2)(3), 3, 6 repealed by Local Government Act 1972 (c. 70), Sch. 30

7 F16

Textual Amendments
F16 S. 7 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

8
(1) F17
(2) F18

Textual Amendments
F17 S. 8(1) repealed by Parliamentary Constituencies Act 1986 (c. 56, SIF 89), ss. 8, 9(2), Sch. 4
F18 S. 8(2) repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), Sch. 1 Pt. XII

PART II

ROAD TRAFFIC, HIGHWAYS AND MOTOR VEHICLES

9 General duty of Greater London Council with respect to road traffic and abolition of London Traffic Area and Traffic Advisory Committee.

(1) F19
(3) F20
(4) F19

(6) The London Traffic Area and the London and Home Counties Traffic Advisory Committee shall cease to exist; and any reference in the ^{M9}Road Traffic Act 1960, . . .
F21 . . . F22 —
(a) to the London Traffic Area; or
(b) F23, to an area comprising the metropolitan police district and the City of London, shall be construed as a reference to Greater London.

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Textual Amendments

- F19** S. 9(1)(2)(4)(5) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**
- F20** Ss. 9(3), 10–13, 14(5) repealed by Road Traffic Regulation Act 1967 (c. 76), s. 110(2), Sch. 7 Pt. I, **Sch. 8**
- F21** Words repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. X**
- F22** Words repealed by Road Traffic Act 1972 (c. 20), **Sch. 9 Pt. I**
- F23** Words repealed by Transport Act 1980 (c. 34, SIF 107:1), s. 69, **Sch. 9 Pt. I**

Marginal Citations

- M9** 1960 c. 16.

10— **F24**
13.

Textual Amendments

- F24** Ss. 9(3), 10–13, 14(5) repealed by Road Traffic Regulation Act 1967 (c. 76), s. 110(2), Sch. 7 Pt. I, **Sch. 8**

14 Other road traffic functions in Greater London.

- (1) **F25**
- (5) **F26**
- (6) In the ^{M10}Road Traffic Act 1960 —
- (a) **F27**
- (b) **F28**
- (c) **F29**
- (d) **F30**
- (e) **F29**

Textual Amendments

- F25** S. 14(1)–(4) repealed by Highways Act 1980 (c. 66, SIF 59), s. 343(3), **Sch. 25**
- F26** Ss. 9(3), 10–13, 14(5) repealed by Road Traffic Regulation Act 1967 (c. 76), s. 110(2), Sch. 7 Pt. I, **Sch. 8**
- F27** S. 14(6)(a) repealed by Road Traffic Act 1972 (c. 20), **Sch. 9 Pt. I**
- F28** S. 14(6)(b) repealed by Road Traffic Regulation Act 1967 (c. 76), s. 110(2), Sch. 7 Pt. I, **Sch. 8**
- F29** S. 14(6)(c)(e) repealed by Road Traffic Act 1972 (c. 20), **Sch. 9 Pt. I**
- F30** S. 14(6)(d) repealed by Transport Act 1980 (c. 34, SIF 107:1), s. 69, **Sch. 9 Pt. I**

Modifications etc. (not altering text)

- C12** Functions of London Transport Board now transferred to London Transport Executive or the company designated under Transport (London) Act 1969 (c. 35), s. 16(2) or to both the Executive and the designated company subject to the provisions of that Act: Transport (London) Act 1969 (c. 35), s. 17, **Sch. 3**.

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Marginal Citations
M10 1960 c. 16.

15 F31

Textual Amendments
F31 S. 15 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. X

16— F32
18.

Textual Amendments
F32 Ss. 16–18 repealed by Highways Act 1980 (c. 66, SIF 59), s. 343(3), Sch. 25

19 Modifications to Public Utilities Street Works Act 1950.

- (1) The ^{M11}Public Utilities Street Works Act 1950 shall have effect subject to the modifications hereafter specified in this section.
- (2) F33
- (3) In section 35(2), for the words “the administrative county of London” there shall be substituted the words “Greater London”.
- (4) In paragraph I (b) of Schedule 7, for the words “conferred on the London County Council” there shall be substituted the words “in default of their execution by the undertakers conferred”.
- (5) F34
- (6) In paragraph 6 of Schedule 7, for the word “London” there shall be substituted the words “any part of London other than an outer London borough”.

Textual Amendments
 F33 S. 19(2) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17
 F34 S. 19(5) repealed by Local Government Act 1972 (c. 70), Sch. 30

Modifications etc. (not altering text)
 C13 The text of s. 19(3)(4)(6) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations
 M11 1950 c. 39.

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20 F35

Textual Amendments

F35 S. 20 repealed by [Vehicle and Driving Licences Act 1969 \(c. 27\)](#), [Sch. 3](#)

PART III

HOUSING AND PLANNING

Housing

21 F36

Textual Amendments

F36 S. 21 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), ss. 3, 6, [Sch. 1](#)

22 F37

Textual Amendments

F37 S. 22 repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

23 Transfer of land held for housing purposes.

(1) F38

(2) On 1st April 1965 there shall vest in the council of each London borough all land which immediately before that date was held for the purposes of functions as such a local authority as aforesaid—

- (a) by any council to whom section 3 (1) (b) of this Act applies whose area falls wholly within that London borough;
- (b) in the case of land within the London borough, by the Chigwell urban district council.

(3) The Minister shall if so requested by both the parties concerned, or if so requested by one of those parties may after consultation with the other of those parties, or if he thinks fit after consultation with both parties may without any such request, by order provide for the transfer—

- (a) F38
- (b) from . . . F39 the council of a London borough to the local authority . . . F39 for the purposes of the ^{M12}Housing Act 1957 or to a housing association of any housing accommodation for the time being vested in that council, being, . . . F39 housing accommodation outside that borough;

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and any such order shall include such terms as may have been agreed between the two parties concerned or, in default of such agreement, determined by the Minister and provision for arbitration as to the value of the property transferred; and in the case of an order may by virtue of paragraph (b) of this subsection—

- (i) the said terms may include the retention by the transferor of a right to nominate tenants to the transferred accommodation and, where such a right is retained, provision for the payment of contributions by the transferor to the transferee; and
- (ii) the order shall be subject to annulment in pursuance of a resolution of either House of Parliament.

[^{F40}(4) The Minister may at any time after 1st April 1965 require any London borough to submit to him a programme for any transfers of housing accommodation vested in that borough such as are mentioned in subsection (3)(b) of this section which they propose to make and have not yet made.]

(5) References in this section to land or housing accommodation shall be construed as including references to any other property held in connection therewith and any rights or liabilities attaching thereto.

(6) ^{F41}

Textual Amendments

F38 S. 23(1)(3)(a) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

F39 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

F40 S. 23(4) substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 2, 16, **Sch. 8 para. 12(2)**

F41 S. 23(6) repealed by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), **Sch. 11 Pt. I**

Marginal Citations

M12 [1957 c. 56](#).

24— ^{F42}
29.

Textual Amendments

F42 [Ss. 24–29](#) repealed by [Town and Country Planning Act 1971 \(c. 78\)](#), **Sch. 25**

PART IV

EDUCATION AND YOUTH EMPLOYMENT SERVICE

30 Local education authorities.

- (1) As from 1st April 1965, any reference in the Education Acts 1944 to 1962 or in any other Act to the local education authority shall be construed—
 - (a) in relation to any outer London borough, as a reference to the council of that borough;

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- (b) F43
- F43
- (2) F44
- (6) F45

^{X1}(8) In section 97 of the Children and Young Persons Act 1933, in proviso (b), for the words “London County Council as local authority” there shall be substituted the words “local education authority”.

Editorial Information

X1 The text of s. 30(8) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

- F43 S. 30(1)(b) and words beginning with "and the Greater London Council" to end of subsection repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)
- F44 S. 30(2)–(5) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)
- F45 S. 30(6)(7) repealed by [Local Government \(Termination of Reviews\) Act 1967 \(c. 18\)](#), s. 2(b)

31 Primary, secondary and further education in Greater London.

- (1) F46
- (2) F47
- (4) F48

(5) As from 1st April 1965 it shall be the duty of the local education authority for any area in Greater London to maintain, and that authority shall not ^{F49}except in accordance with ^{F50}the Education Acts 1944 to 1980]] or subsection (6) of this section cease to maintain, any county or voluntary school maintained immediately before that date by the former local education authority for that area, being a school which is situated in that area or of which that former local education authority were, or in case of dispute are determined by the Minister of Education to have been, the main user immediately before that date.

(6) Any authority who . . . ^{F51} are, . . . ^{F51}, the local education authority for any area in Greater London may agree with any other local education authority for the maintenance by that other authority of any school which under subsection (5) of this section would otherwise fall to be maintained by the first-mentioned authority.

(7) In the case of any school maintained immediately before 1st April 1965 by a local education authority who in consequence of this Act will not continue to maintain it on and after that date—

- (a) F52
- (b) any direction of the local education authority under section 22 of the said Act of 1944 and any agreed syllabus of religious instruction under section 29 of that Act, being a direction or syllabus in force immediately before that date, shall continue in force on and after that date until replaced by a further direction under the said section 22 or, as the case may be, by the adoption of a new syllabus under the said section 29.

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- (8) F53
- (9) F54
- (10) F55

Textual Amendments

F46 S. 31(1) repealed by [Education Reform Act 1988](#) (c. 40, SIF 41:1), ss. 231(7), 235(6), 237(2), **Sch. 13 Pt. II**

F47 S. 31(2)(3) repealed by [Education Act 1980](#) (c. 20, SIF 41:1), s. 38(6), **Sch. 7**

F48 S. 31(4) repealed by [Education Reform Act 1988](#) (c. 40, SIF 41:1), ss. 231(7), 235(6), 237(2), **Sch. 13 Pt. II**

F49 Words substituted by [Education Act 1968](#) (c. 17), **Sch. 1 para. 8**

F50 Words substituted by [Education Act 1980](#) (c. 20, SIF 41:1), s. 16(4), **Sch. 3 para. 10**

F51 Words repealed by [Local Government Act 1985](#) (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

F52 S. 31(7)(a) repealed by [Education \(No. 2\) Act 1986](#) (c. 61, SIF 41:1), s. 67(6), **Sch. 6 Pt. I**

F53 S. 31(8) repealed by [Education \(No. 2\) Act 1986](#) (c. 61, SIF 41:1), ss. 51(12), 66, 67(6), **Sch. 6 Pt. I** (subject to a saving in [Education Reform Act 1988](#) (c.40, SIF 41:1), **ss. 225(1)**, 231(7), 235(6))

F54 S. 31(9) repealed by [Education Act 1980](#) (c. 20, SIF 41:1), s. 38(6), **Sch. 7**

F55 S. 31(10) repealed by [Education Reform Act 1988](#) (c. 40, SIF 41:1), ss. 231(7), 235(6), 237(2), **Sch. 13 Pt. I**

Modifications etc. (not altering text)

C14 Functions of Minister of Education now exercisable by Secretary of State for Education and Science: [S.I. 1964/490](#)

- 32**
- (1) F56
 - (7) F57

Textual Amendments

F56 S. 32(1)–(6) repealed by [National Health Service Reorganisation Act 1973](#) (c. 32), s. 57, Sch. 4 para. 103, **Sch. 5**

F57 S. 32(7) repealed by [Education Reform Act 1988](#) (c. 40, SIF 41:1), ss. 231(7), 235(6), 237(2), **Sch. 13 Pt. I**

- 33** F58

Textual Amendments

F58 S. 33 repealed by [Education Act 1980](#) (c. 20, SIF 41:1), s. 38(6), **Sch. 7**

- 34** F59

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F59 S. 34 repealed by [Employment and Training Act 1973 \(c. 50\)](#), **Sch. 4**

PART V

SEWERAGE AND TRADE EFFLUENTS

35, 36. **F60**

Textual Amendments

F60 Ss. 35, 36, 37(1)(3)(4), 38, 39 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

37 **Application of enactments relating to sewerage and sewage disposal.** ^{X2}

(1) **F61**

(2) The provisions of Part III of the said Schedule 9 shall, except so far as the contrary intention appears, have effect in all parts of the sewerage area of the Greater London Council (being provisions reproducing, with modifications designed amongst other things to enable them to operate in that area or to bring them into conformity with this Act or the enactments mentioned in the foregoing subsection, provisions of Part II of the ^{M13}Public Health (London) Act 1936 and other enactments relating to sewerage, sewage disposal and drainage in the administrative county of London which do not correspond to any enactments mentioned in that subsection but which it is expedient to apply to that area).

(3) **F61**

Editorial Information

X2 S. 37: "the said Schedule 9" means Sch. 9 to this Act

Textual Amendments

F61 Ss. 35, 36, 37(1)(3)(4), 38, 39 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

Marginal Citations

M13 1936 c. 50.

38, 39. **F62**

Textual Amendments

F62 Ss. 35, 36, 37(1)(3)(4), 38, 39 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

*Changes to legislation: There are currently no known outstanding effects
for the London Government Act 1963. (See end of Document for details)*

PART VI

APPLICATION OF PUBLIC HEALTH ACTS AND RELATED ACTS

40 General application of Public Health Acts.

- (1) The enactments to which this section applies shall apply or, as the case may be, continue to apply throughout Greater London as they apply elsewhere in England and Wales, but those enactments shall have effect subject to the provisions of subsection (2) of this section and to the modifications specified in Part I of Schedule 11 to this Act.
- (2) Subject to any provision to the contrary in the said Part I, . . . ^{F63}, the local authority and the urban sanitary authority for the purposes of the said enactments shall—
 - (a) for a London borough, be the council of the borough;
 - (b) for the City, be the Common Council; and
 - (c) for the Inner Temple and the Middle Temple, be the Sub-Treasurer and the Under-Treasurer thereof respectively.
- (3) The provisions of Part II of Schedule 11 to this Act shall have effect in Greater London (being provisions reproducing, with modifications designed to bring them into conformity with this Act or the enactments to which this section applies, certain provisions of the ^{M14}Public Health (London) Act 1936 and certain other enactments having effect only in the administrative county of London).
- (4) This section applies to the following enactments:—
 - (a) the Public Health Acts 1875 to 1925;
 - (b) the ^{M15}Public Health Act 1936;
 - (c) ^{F64}
 - (e) the ^{M16}Clean Air Act 1956;
 - (f) ^{F65}
 - (g) ^{F66}
 - (h) the ^{M17}Public Health Act 1961;
 - [^{F67}(i) the Registered Homes Act 1984;]

Provided that this section shall not apply to any enactment applied by or mentioned in section 37, 38, 44 or 58 of, or Schedule 9 or 10 to, this Act, except that it applies to sections 1 (2) and 90 and Part XII of the Public Health Act 1936 so far as relating to other enactments to which this section applies.

Textual Amendments

- F63** Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**
- F64** [S. 40\(4\)\(c\)\(d\)](#) repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), 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, **Sch. 27 Pt. I**
- F65** [S. 40\(4\)\(f\)](#) repealed by [Nursing Homes Act 1975 \(c. 37, SIF 113:3\)](#), s. 22, **Sch. 3**
- F66** [S. 40\(4\)\(g\)](#) repealed by [Control of Pollution Act 1974 \(c. 40\)](#), s. 109(2), **Sch. 4**
- F67** [S. 40\(4\)\(i\)](#), which was added by [Nursing Homes Act 1975 \(c. 37, SIF 113:1\)](#), s. 22(1), **Sch. 1 para. 7**, substituted by [Registered Homes Act 1984 \(c. 23, SIF 113:3\)](#), s. 57, **Sch. 1 para. 3**

Marginal Citations

- M14** 1936 c. 50.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

M15 1936 c. 49.

M16 1956 c. 52.

M17 1961 c. 64.

41 **F68**

Textual Amendments

F68 S. 41 repealed by [Public Health \(Control of Disease\) Act 1984 \(c. 22, SIF 100:1\)](#), s. 78, [Sch. 3](#)

42 Medical officers of health and public health inspectors for the City, etc.

- (1) The provisions of sections 106, 108, 110, 115 and 116 of the ^{M18}Local Government Act 1933 relating to medical officers of health and public health inspectors shall apply to the City, the Inner Temple and the Middle Temple, and accordingly in those sections, so far as they apply to such officers and inspectors, references to a borough and to a borough council or a local authority shall be construed as including references to the City, the Inner Temple and the Middle Temple and to the Common Council, the Sub-Treasurer of the Inner Temple and the Under-Treasurer of the Middle Temple respectively.
- (2) The provisions of the said sections 106, 115 and 116 relating to medical officers of health and public health inspectors shall also apply to the port health district of the Port of London, and accordingly in those sections, so far as they apply to such officers and inspectors, references to a borough and to a borough council or a local authority shall also be construed as including references to that district and to the port health authority therefor respectively.

Marginal Citations

M18 1933 c. 51.

43 Modifications of London Building Acts.

- (1) Without prejudice to the application to any part of Greater London by section 40 of this Act of any enactments relating to building control and to buildings and structures, but subject to any order under section 84 of this Act, the relevant provisions of the London Building Acts shall continue to have effect in Greater London other than the outer London boroughs, and Part II of the Act of 1939 and any regulations thereunder and any other relevant provisions of the London Building Acts which relate to the said Part II shall, notwithstanding anything in section 4 of the Act of 1930, extend to the outer London boroughs; and—
 - (a) the Greater London Council shall have the functions of the London county council under all the aforementioned provisions; and
 - (b) the councils of the inner London boroughs and, in the case of provisions which extend to the outer London boroughs, the councils of the outer London boroughs shall have the functions of metropolitan boroughs under the said provisions.

Status: *Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.*

Changes to legislation: *There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- (2) In accordance with the foregoing subsection, in the relevant provisions of the London Building Acts and any byelaws and regulations made thereunder—
- (a) for references to London or the administrative county of London there shall be substituted references to Greater London other than the outer London boroughs;
 - (b) for references to the London county council there shall be substituted references to the Greater London Council, except that for references to instruments of any description made by, or resolutions of, the London county council there shall be substituted references to instruments of that description made by, or resolutions of, that county council or the Greater London Council;
 - (c) for references to the council of a metropolitan borough there shall be substituted references to the council of an inner London borough or, in the case of a provision which extends to the outer London boroughs, references to the council of any London borough, and references to a local authority shall be construed accordingly;
 - (d) for references to the London Building Acts or the provisions of those Acts there shall be substituted references to the relevant provisions of those Acts, and for references to the Act of 1930, 1935 or 1939 (other than references to a specified provision thereof) there shall be substituted references to so much of the said relevant provisions as are contained in that Act.
- (3) F69
- (5) In this section “the relevant provisions of the London Building Acts” means—
- (a) the London Building Acts 1930 to 1939, except the provisions repealed by the next following subsection;
 - (b) sections 6 and 7 of the ^{M19}London County Council (General Powers) Act 1954, and section 3 of that Act so far as it relates to those sections;
 - (c) sections 5 to 13 of, and Schedules 1 and 2 to, the ^{M20}London County Council (General Powers) Act 1955, and section 3 of that Act so far as it relates to those sections and Schedules;
 - (d) section 62 of the ^{M21}London County Council (General Powers) Act 1956; and
 - (e) sections 15 to 17 of the ^{M22}London County Council (General Powers) Act 1958, and sections 3 and 13 of that Act so far as they relate to the said sections 15 to 17;
- and references to the ^{M23}Acts of 1930 ^{M24M25}, 1935 and 1939 shall be construed as references respectively to the London Building Act 1930, the London Building Act (Amendment) Act 1935 and the London Building Acts (Amendment) Act 1939.
- (6) The following provisions of the London Building Acts 1930 to 1939 shall cease to have effect, that is to say—
- ^{X3}(a) Parts II and 111 and sections 51 to 53 of the Act of 1930 ;
 - ^{X3}(b) section 4(1)(a) of the Act of 1935 ;
 - (c) sections 128 to 131 and 156 of the Act of 1939, and section 148 of that Act so far as it relates to other provisions of the London Building Acts 1930 to 1939 repealed by this subsection.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Editorial Information

- X3** The text of s. 43(6)(a)(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

- F69** S. 43(3)(4) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

Modifications etc. (not altering text)

- C15** Certain functions conferred by section 43 transferred by virtue of [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 2, 16, [Sch. 8 para. 14\(2\)](#)
- C16** Certain functions of Minister of Housing and Local Government under s. 43 of this Act now exercisable by Secretary of State: [S.I. 1964/263](#), 1966/692 and 1970/1681

Marginal Citations

- M19** 1954 c. xxiv.
M20 1955 c. xxix.
M21 1956 c. lxxvii.
M22 1958 c. xxi.
M23 1930 c. clviii.
M24 1935 c. xcii.
M25 1939 c. xcvii.

44 Cemeteries and crematoria.

- (1) ^{F70}
- (4) In the Burial Acts 1852 to 1906 any reference to the Metropolis shall be construed as a reference to Greater London; and in those Acts in their application to Greater London—
- (a) any reference to a parish (not being a reference which is to be taken as a reference to an ecclesiastical parish) shall, without prejudice to section 68 (5) of the ^{M26}Rating and Valuation Act 1925, as amended by paragraph 13 of Schedule 15 to this Act, be construed as a reference to a London borough or the City, as the case may be; and
- (b) any reference to a burial board shall be construed as a reference to the council of a London borough or the Common Council, as the case may be.
- (5) Notwithstanding anything in section 7 of the ^{M27}Burial Act 1900 and without prejudice to section 3 of the ^{M28}Public Health (Interments) Act 1879, the provisions of sections 27 to 31 of the ^{M29}Cemeteries Clauses Act 1847 shall, so far as applicable, continue to apply to the City of London Cemetery, but the foregoing provisions of this subsection shall not affect the right of the incumbent of any ecclesiastical parish in the City to perform funeral services in respect of his own parishioners.
- (6) The provision made by an order under section 84 of this Act may include provision that a burial ground provided under the Burial Acts 1852 to 1906 for any area the whole or part of which is included in a London borough, or a cemetery provided by virtue of the said Act of 1879 for any such area, shall be treated as if it were provided for the whole of that borough or, if the area is included partly in one and partly in another borough, as if it were provided for the whole of one or both of those boroughs.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

(7) F70

Textual Amendments

F70 Ss. 44(1)–(3)(7), 45(1)(2) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

Marginal Citations

M26 1925 c. 90.

M27 1900 c. 15.

M28 1879 c. 31.

M29 1847 c. 65.

PART VII

FUNCTIONS AS TO HEALTH AND WELFARE SERVICES AND OTHER MATTERS

45 (1) F71

(3) F72

(4) F73

(5) F74

^{X4}(6) In section 79(1) of the said Act of 1946, in the definition of “local authority”, for the words “metropolitan borough” there shall be substituted the words “London borough, the Greater London Council”; . . . F75

(7) F76

Editorial Information

X4 The text of s. 45(6) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

F71 Ss. 44(1)–(3)(7), 45(1)(2) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

F72 S. 45(3) repealed by [National Health Service Reorganisation Act 1973 \(c. 32\)](#), s. 57, **Sch. 5**

F73 S. 45(4) repealed and superseded by [Health Service and Public Health Act 1968 \(c. 46\)](#), s. 65(1)–(4), **Sch. 4**

F74 S. 45(5) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

F75 Words repealed by [National Health Service Reorganisation Act 1973 \(c. 32\)](#), s. 57, **Sch. 5**

F76 Ss. 45(7), 46(1)(2) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

46 **Accommodation and welfare of disabled and old persons, etc.**

(1) F77

(3) F78

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

(4) The functions of the council of a [^{F79}London borough] under section 47 of the said Act of 1948 (which relates to the removal to suitable premises of persons in need of care and attention) . . . ^{F80} shall, as respects the Inner Temple and the Middle Temple, be exercisable by the Sub-Treasurer and the Under-Treasurer thereof respectively, and those persons shall be included among the appropriate authorities specified in sections 47 (12) . . . ^{F80} of that Act.

(5) ^{F81}

Textual Amendments

- F77** Ss. 45(7), 46(1)(2) repealed by Local Government Act 1972 (c. 70), **Sch. 30**
- F78** S. 46(3) repealed and superseded by Health Services and Public Health Act 1968 (c. 46), s. 65(1)–(4), **Sch. 4**
- F79** Words substituted by Local Government Act 1972 (c. 70), **Sch. 29 para. 44(3)**
- F80** Words repealed Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, **Sch. 3**
- F81** Ss. 46(5)–(8), 47(1)(3) repealed by Local Government Act 1972 (c. 70), **Sch. 30**

47 Children authorities.

(1) ^{F82}

(2) Section 96 (4) of the ^{M30}Children and Young Persons Act 1933 shall not apply to expenses incurred by the Common Council . . . ^{F83}

(3) ^{F82}

(4) ^{F84}

Textual Amendments

- F82** Ss. 46(5)–(8), 47(1)(3) repealed by Local Government Act 1972 (c. 70), **Sch. 30**
- F83** Words repealed by Local Authority Social Services Act 1970 (c. 42), **Sch. 3**
- F84** S. 47(4) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

Marginal Citations

- M30** 1933 c. 12.

48 Fire authorities.

(1) ^{F85}

(3) The ^{M31}Metropolitan Fire Brigade Act 1865 shall have effect as if references to the Metropolitan Board of Works were . . . ^{F86} references to the metropolis were references to Greater London other than the outer London boroughs.

Textual Amendments

- F85** S. 48(1)(2) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**
- F86** Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Marginal Citations
M31 1865 c. 90.

49 F87

Textual Amendments
F87 S. 49 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

50 Explosives and petroleum-spirit.

(1) Subject to subsection (3) of this section, the council of a London borough shall be the local authority for the borough for the purposes of the ^{M32}Explosives Acts 1875 ^{M33} and 1923 and the ^{M34}Fireworks Act 1951.

(2) F88

(3) Subsections (1) . . . ^{F89} of this section shall not affect the jurisdiction exercisable in any harbour wholly or partly in Greater London by a harbour authority within the meaning of the Explosives Act 1875 or, as the case may be, the Petroleum (Consolidation) Act 1928.

Textual Amendments
F88 S. 50(2) repealed by London Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17
F89 Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

Marginal Citations
M32 1875 c. 17.
M33 1923 c. 17.
M34 195 c. 58.

51 Shops, etc.

(1) The council of a London borough shall as respects the borough, and the Common Council shall as respects the City, be the local authority for the purposes of the ^{M35}Offices, Shops and Railway Premises Act 1963, . . . ^{F90}; and accordingly—

(a) in the definition of “local authority” in section 90(1) of that Act, for the words “or a county district, the council of a metropolitan borough” there shall be substituted the words “a London borough or a county district”; . . . ^{F91}

(b) ^{F91}

(2) The said Act of 1963 shall be further amended as follows—

(a) in section 41(1) for the words “administrative county of London” there shall be substituted the word “inner London boroughs, the City of London, the Inner Temple and the Middle Temple”;

(b) in section 41(3) for the words “administrative county of London” there shall be substituted the words “inner London boroughs, the City of London, the inner Temple or the Middle Temple”;

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (c) in section 52(3)(a) after the word “ county” there shall be inserted the words “ or the Greater London Council” ;
 - (d) in section 52(5) for the words “ administrative county of London” there shall be substituted the word “ Greater London” .
- (3) No order shall be made under section 54 of the ^{M36}Shops Act 1950 other than an order revoking, either generally or as respects a specified area, a previous order under that section; and, in relation to any area outside the City and the Temples, the power of making such an order under that section shall be exercisable by the council of the London borough in which that area falls, and references in subsections (2) to (4) of that section and in any order made thereunder to the London county council shall be construed as references to that borough council.
- (4) Until finally repealed as respects all classes of premises and for all purposes by the said Act of 1963—
- (a) section 72(2) of the Shops Act 1950 shall have effect throughout Greater London as originally enacted and not as amended by section 18 of the ^{M37}London County Council (General Powers) Act 1958;
 - (b) the definition of “sanitary authority” in section 74(1) of the Shops Act 1950 shall have effect as if for the words from “means” onwards there were substituted the words “means the council of a borough or an urban or rural district or, as respects the City of London, the Common Council”.

Textual Amendments

F90 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

F91 [S. 51\(1\)\(b\)](#) and word “and” immediately preceding it repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

Modifications etc. (not altering text)

C17 The text of s. 51(2) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M35 [1963 c. 41](#).

M36 [1950 c. 28](#).

M37 [1958 c. xxi](#).

52 ^{X5}**Licensing of theatres, public entertainments etc.**

(1) ^{F92}

(2) ^{F93}

(3) Schedule 12 to this Act shall have effect with respect to the licensing of the public entertainments referred to in that Schedule in Greater London . . . ^{F94}

Editorial Information

X5 Unreliable margin note

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

- F92** S. 52(1) repealed by [Theatres Act 1968 \(c. 54\)](#), **Sch. 3**
- F93** S. 52(2) repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\)](#), ss. 24, **Sch. 3**
- F94** Words repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\)](#), s. 24, **Sch. 3**

Modifications etc. (not altering text)

- C18** [S. 52](#): functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of [S.I. 2000/2853, reg. 2\(1\)](#), **Sch. 1**

53

- (1) **F95**
- (2) **F96**

Textual Amendments

- F95** [S. 53\(1\)](#) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**
- F96** [S. 53\(2\)\(3\)](#) repealed by [Betting, Gaming and Lotteries \(Amendment\) Act 1971 \(c. 26\)](#), **Sch.**

54 Food, drugs, markets and animals.

- (1) **F97**
- (2) **F98**
- (3) For the purposes of the [^{F99}Animal Health Act 1981]—
 - (a) subject to paragraph (b) of this subsection, the council of a London borough shall be the local authority for the borough;
 - (b) for the purpose of the provisions of that Act relating to imported animals, the Common Council shall be the local authority in and for the whole of Greater London.
- (4) **F100**

Textual Amendments

- F97** [S. 54\(1\)](#) repealed by [Food Safety Act 1990 \(c. 16, SIF 53:1, 2\)](#), ss. 54, 59(1)(4), Sch. 3 para. 2, **Sch. 5**
- F98** [S. 54\(2\)](#) repealed by [Agriculture \(Miscellaneous Provisions\) Act 1972 \(c. 62\)](#), **Sch. 6**
- F99** Words substituted by [Animal Health Act 1981 \(c. 22, SIF 4:4\)](#), s. 96(1), **Sch. 5 para. 5**
- F100** [S. 54\(4\)](#) repealed by [Food Act 1984 \(c. 30, SIF 53:1\)](#), ss. 134, 136, **Sch. 11**

55 Smallholdings, allotments, etc.

- (1) **F101**
- (2) **F102**
- (3) **F103**
- (4) In its application to an inner London borough, section 23 of the ^{M38}Small Holdings and Allotments Act 1908 shall have effect as if—

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (a) in subsection (1) for the word “shall” wherever it occurs there were substituted the word “may”; and
 - (b) subsection (2) were omitted;
- and in section 20 of the ^{M39}Allotments Act 1922 for the words “Metropolitan borough” there shall be substituted the words “outer London borough”.

Textual Amendments

- F101** S. 55(1) repealed by [Agriculture Act 1970 \(c. 40\)](#), **Sch. 5 Pt. III**
- F102** S. 55(2) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**
- F103** S. 55(3) repealed by [Agriculture \(Miscellaneous Provisions\) Act 1972 \(c. 62\)](#), **Sch. 6**

Marginal Citations

- M38** 1908 c. 36.
- M39** 1922 c. 51.

56 **F104**

Textual Amendments

- F104** S. 56 repealed by [Public Libraries and Museums Act 1964 \(c. 75\)](#), **Sch. 3**

57
(1) **F105**
(2) **F106**

Textual Amendments

- F105** Ss. 57(1), 58(2)(3) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**
- F106** S. 57(2) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

58
[^{F107}(1) The Open Spaces Act 1906, except section 14, shall have effect as if the London borough councils . . . ^{F108}were included among the local authorities to whom it applies.]
(2) **F109**

Textual Amendments

- F107** S. 58(1) substituted by [Local Government, Planning and Land Act 1980 \(c. 65, SIF 81:1, 2\)](#), s. 1(3), **Sch. 3 para. 11**
- F108** Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**
- F109** Ss. 57(1), 58(2)(3) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

59 **The Green Belt.**
(1) **F110**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

(2) In the said Act of 1938—

- ^{X6}(a) in section 2(1), in the definition of “the area”, for the words from “London” onwards there shall be substituted the words “and Surrey, and Greater London”;
- (b) ^{F110}
- (c) the expression “contributing local authority” in relation to any land in relation to which, if this Act had not been passed, any existing council to whom section 3 (1) (b) of this Act applies would have been such an authority, shall, . . . ^{F111}, include the London borough council whose area includes the whole or any part of the area of that existing council;
- (d) ^{F112}
- ^{X6}(e) in section 17(7) for the words “county or borough or district or parish” there shall be substituted the words “area”.

Editorial Information

X6 The text of s. 59(2)(a)(e) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

F110 S. 59(1)(2)(b) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

F111 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

F112 S. 59(1)(d) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

60 Functions under National Parks and Access to the Countryside Act 1949.

- (1) ^{F113}
- (5) The provisions of Part V of the said Act of 1949 with respect to access agreements and access orders and section 90 of that Act shall not apply to the inner London boroughs or the City; . . . ^{F114}
- (6) ^{F115}

Textual Amendments

F113 S. 60(1)–(4) repealed by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), s. 74(3), **Sch. 17 Pt. II**

F114 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

F115 S. 60(6) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

61 Functions under Town Development Act 1952. ^{X7}

- (1) ^{F116}
- (3) It shall be the duty of the Greater London Council—
 - (a) to implement, or complete the implementation of, any undertaking given before 1st April 1965 with the approval of the Minister—

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- (i) under section 4, 10(3) or 19(3) of the said Act of 1952 (including the said section 4 as extended by section 34(2) of the ^{M40}Housing Act 1961) by any council to whom section 3(1)(b) of this Act applies; or
 - (ii) under the said section 4 (as extended as aforesaid) by the Hertfordshire, Essex, Kent or Surrey county council in a case where the undertaking was in respect of development relieving congestion in any area falling within Greater London;
- (b) to take or complete any action which was agreed to be taken by any council to whom section 3(1)(b) of this Act applies in pursuance of an agreement made before 1st April 1965, being an agreement made with the authority of the Minister under section 8(1) of the said Act of 1952 or an agreement such as is referred to in section 8(2) of that Act;
- and the Greater London Council shall have the like rights under any agreement to which paragraph (b) of this subsection applies as the council whose liabilities thereunder they assume by virtue of that paragraph.
- (4) References in subsection (3) of this section to an undertaking given or action agreed to be taken by any council shall be construed as including references to any undertaking or action which, having regard to the established practice of that council, should properly be deemed to have been so given or to have been so agreed to be taken; and any dispute as to the existence or extent of any duty, right or liability of the Greater London Council by virtue of the said subsection (3) or as to whether or not any particular undertaking or action should properly be deemed as aforesaid shall be referred to and determined by the Minister.
- (5) Any action authorised by an order under section 9 of the said Act of 1952 to be taken by any council to whom section 3(1)(b) of this Act applies may be taken by the Greater London Council; and that Council shall have the like liabilities and rights in connection with any obligation with respect to that action imposed by the order as the council originally authorised by the order to take that action.

Editorial Information

X7 S. 61: "the said Act of 1952" means [Town Development Act 1952 \(c. 54\)](#)

Textual Amendments

F116 Ss. 61(1)(2), 62(1)(b)(f)(4) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

Marginal Citations

M40 1961 c. 65.

62 Miscellaneous local authority functions.

- (1) The London borough councils and (where not already so) the Common Council shall be local authorities for the purposes of the following enactments—
- (a) the ^{M41}Canals Protection (London) Act 1898, which shall extend to the whole of Greater London;
 - (b) F117
 - (c) F118
 - (d) F119
 - (e) the ^{M42}Riding Establishments Act 1939;

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(f) F117

(2) Schedule 14 to this Act shall have effect with respect to the discharge in Greater London and the adjoining areas of functions with respect to land drainage and flood prevention and other functions under the enactments therein mentioned.

(3) F120

(4) F117

(5) F121

Textual Amendments

- F117 Ss. 61(1)(2), 62(1)(b)(f)(4) repealed by Local Government Act 1972 (c. 70), **Sch. 30**
- F118 S. 62(1)(c) repealed by Poisons Act 1972 (c. 66), s. 13(1), **Sch. 2**
- F119 S. 62(1)(d) repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. VII**
- F120 S. 62(3) repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), **Sch. 1 Pt. XII**
- F121 S. 62(5) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

Marginal Citations

- M41 1898 c. 16.
- M42 1939 c. 56.

PART VIII

RATING AND VALUATION AND ASSOCIATED MATTERS

63 Rating and valuation.

(1) F122

(2) The enactments relating to rating and valuation in England and Wales shall have effect subject to the modifications thereof specified in Schedule 15 to this Act, . . . F123

(a) F122

Textual Amendments

- F122 S. 63 (1)(2)(a)–(c) repealed by General Rate Act 1967 (c. 9), **Sch. 14 Pt. I**
- F123 Word repealed by General Rate Act 1967 (c. 9), **Sch. 14 Pt. I**

64, 65. F124

Textual Amendments

- F124 Ss. 64, 65 repealed by Statute Law (Repeals) Act 1975 (c. 10), **Sch. Pt. VIII**

66 F125

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F125 S. 66 repealed by [Local Government Finance Act 1988 \(c. 41, SIF 81:1\)](#), s. 149, **Sch. 13 Pt. I**

67 **F126**

Textual Amendments

F126 S. 67 repealed by [S.I. 1990/776](#), art. 3, **Sch. 1**

68 Financial provisions applicable to the Common Council.

- (1) **F127**
- (2) The Common Council may for the purposes of any enactment borrow money under the City of London Sewers Acts 1848 to 1897 in accordance with the provisions of those Acts or of any other Acts regulating the mode of borrowing money by the Council.
- (3) In any enactment passed after 1st August 1958 and applying or subsequently applied to the Common Council any reference to the general rate fund of a local authority or any description of local authority shall, except where the context otherwise requires, be construed in relation to the Council as a reference to the general rate of the City.
- (4) The foregoing provisions of this section apply to the Common Council as local authority, as police authority and as port health authority.
- (5) In this section any reference to any enactment includes a reference to any instrument made under an enactment and any reference to any enactment or instrument includes a reference to any enactment or instrument contained in or made under this Act, or passed or made after this Act.

Textual Amendments

F127 S. 68(1) repealed (subject to savings in [S.I. 1990/777](#), reg. 4(1), Sch. 2) by [Local Government Act 1988 \(c. 41, SIF 81:1\)](#), ss. 117(2), 149, **Sch. 13 Pt. I**

69, 70. **F128**

Textual Amendments

F128 Ss. 69, 70, 74 repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

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PART IX

MISCELLANEOUS AND GENERAL

Common services

71, 72. F129

Textual Amendments

F129 Ss. 71, 72 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

73 **Publicity for amenities of Greater London.**

- (1) [^{F130}Any of the London borough councils and the Common Council may, for the purpose of giving publicity to the amenities and advantages of their respective areas—]
- (a) enter into and carry into effect agreements for the purpose with any person approved by the Minister;
 - (b) make reasonable contributions towards the expenses incurred by any such person in giving effect to any such agreement;
 - (c) incur reasonable expenditure on the use of suitable media of advertising;
 - (d) incur reasonable expenditure on the establishment and maintenance of office accommodation for the dissemination of information relating to [^{F131}their respective areas].

(2) F132

Textual Amendments

F130 Words substituted by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 16 para. 1**

F131 Words substituted by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 16 para. 1**

F132 S. 73(2) repealed by Local Government, Planning and Land Act 1980 (c. 65, SIF 81:1, 2), s. 194, **Sch. 34 Pt. XVI**

Modifications etc. (not altering text)

C19 S. 73 amended by Local Government Act 1972 (c. 70), **s. 144(4)**

C20 S. 73 excluded by Greater London Council (General Powers) Act 1978 (c. xiii), **s. 8**

Miscellaneous

74 F133

Textual Amendments

F133 Ss. 69, 70, 74 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

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75 Compensation for injury to or death of officers.

- (1) Any of the following councils, that is to say, . . . ^{F134} the London borough councils and the Common Council, may pay compensation—
 - (a) to any of their officers who sustains an injury in the course of his employment; or
 - (b) to the widow or widower or child of any of their officers who, in the course of his employment, dies or sustains an injury resulting in death.
- (2) Any compensation payable under this section may be paid either—
 - (a) by way of a lump sum; or
 - (b) by way of periodical payments of such amounts and payable at such times and for such periods as the council in question may from time to time determine having regard to all the circumstances of the case.
- (3) The payment of compensation under this section shall not affect any right or claim to damages or compensation which an officer of any of the councils aforesaid or his widow or widower or child may have against any person other than that council or, except so far as may be agreed when the compensation is granted, against that council.
- ^{F135}(4) This section shall apply to . . . ^{F136}[^{F137}, an authority established by Part I, II, III, IV or V of the Waste Regulation and Disposal (Authorities) Order 1985] the London Fire and Civil Defence Authority as it applies to the councils mentioned in subsection (1) of this section.]

Textual Amendments

F134 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

F135 [S. 75\(4\)](#) inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 84, [Sch. 14 Pt. II para. 40\(b\)](#)

F136 Words “the Inner London Education Authority and” repealed by [Education Reform Act 1988 \(c. 40, SIF 41:1\)](#), ss. 231(7), 235(6), 237(2), [Sch. 13 Pt. I](#)

F137 Words inserted by virtue of [S.I. 1985/1884, art. 10, Sch. 3 para. 5](#) which provides that [s. 75\(4\)](#) of the [London Government Act 1963 \(c. 33\)](#) shall have effect as if after the words “the Inner London Education Authority” the following words were inserted “, an authority established by Part I, II, III, IV or V of the Waste Regulation and Disposal (Authorities) Order 1985”

76 Adjustment to metropolitan police district.

- (1) As from 1st April 1965, the metropolitan police district shall consist of the following areas, that is to say—
 - (a) Greater London, excluding the City of London, the Inner Temple and the Middle Temple;
 - ^{F138}(b) in the county of Essex, in the district of Epping Forest—
the area of the former urban district of Chigwell the parish of Waltham Abbey;
 - (c) in the county of Hertfordshire—
in the borough of Broxbourne, the area of the former urban district of Cheshunt the district of Hertsmere
in the district of Welwyn Hatfield, the parish of Northaw;
 - (d) in the county of Surrey—
in the borough of Elmbridge, the area of the former urban district of Esher

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the boroughs of Epsom and Ewell and Spelthorne
in the district of Reigate and Banstead, the area of the former urban district of
Banstead;]

and section 16 of, and Schedule 4 to, the ^{M43}Police Act 1946 shall cease to have effect.

- (2) This section and the Metropolitan Police Acts 1829 to 1959 may be cited together as the Metropolitan Police Acts 1829 to 1963 and this section shall be construed as one with those Acts.

Textual Amendments

F138 S. 76(1)(b)–(d) substituted by S.I. 1974/482

Modifications etc. (not altering text)

C21 S. 76: power to amend conferred (1.4.1995 subject to arts. 4(2)–(8), 5 of the commencing S.I.) by 1964 c. 48, 21C(2)(a) (as substituted (1.4.1995) by 1994 c. 29, s. 14); S.I. 1994/3262, art. 4(1), **Sch.**

Marginal Citations

M43 1946 c. 46.

77 **F139**

Textual Amendments

F139 S. 77 repealed by Superannuation Act 1972 (c. 11), s. 29(4), **Sch. 8**

78 **F140**

Textual Amendments

F140 S. 78 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

79 **F141**

Textual Amendments

F141 S. 79 repealed by Local Land Charges Act 1975 (c. 76, SIF 98:2), s. 19(1), **Sch. 2**

80 **Compulsory registration of title in and around Greater London.**

- (1) Notwithstanding anything in section 120 of the ^{M44}Land Registration Act 1925, the registration of title to land shall continue at all times on and after 1st April 1965 to be compulsory on sale—

- (a) in any part of Greater London in which immediately before that date such registration was so compulsory; and

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- (b) in the areas comprised in the existing urban districts of Potters Bar, Staines and Sunbury-on-Thames.
- (2) Her Majesty may by Order in Council declare as respects any other part of Greater London specified in the Order that registration of title to land is to be compulsory on sale on and after such date as may be so specified; . . . ^{F142}.
- (3) Nothing in any Order under subsection (2) of this section shall render compulsory the registration of the title to an incorporeal hereditament or to mines and minerals apart from the surface, or to corporeal hereditaments parcel of a manor and included in the sale of a manor as such.
- (4) As soon as the registration of title to land has become compulsory on sale in the whole of Greater London as for the time being constituted at any time on or after 1st April 1965, any area which subsequently becomes part of Greater London shall be deemed to be included in an Order under subsection (2) of this section.
- (5) The registration of title to land shall continue to be compulsory on sale in any area by virtue of subsection (1) (a), (2) or (4) of this section notwithstanding that the area in question ceases to be part of Greater London.
- (6) Section 123 of the said Act of 1925 (which relates to the effect of that Act in areas where registration is compulsory) shall have effect as if the provisions of subsection (1) of this section were contained in an Order in Council; and section 124 of that Act (which provides that Part XI of that Act shall bind the Crown) shall have effect as if this section were included in the said Part XI.

Textual Amendments

F142 Words repealed by [Land Registration Act 1966 \(c. 39\)](#), [Sch.](#)

Marginal Citations

M44 [1925 c. 21](#).

81 Charities in Greater London.

- (1) ^{F143}
- (9) As from 1st April 1965—
- (a) ^{F144}
- (b) the said sections 10 and 11 shall apply to the City as if it were a London borough and the Common Council were the council of that borough;
- (c) in Schedule 3 to that Act any reference to the county of London shall be construed as a reference to Greater London.
- (10) ^{F145}

Textual Amendments

F143 [S. 81\(1\)–\(8\)](#) repealed (but not so as to alter the charity trustees of any charity) by [Education Act 1973 \(c. 16\)](#), s. 1(4), [Sch. 2 Pt. I](#)

F144 [S. 81\(9\)\(a\)](#) repealed by [Education Reform Act 1988 \(c. 40, SIF 41:1\)](#), ss. 231(7), 235(6), 237(2), [Sch. 13 Pt. I](#)

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F145 S. 81(10) repealed by Education Act 1973 (c. 16), **Sch. 2 Pt. I**

Modifications etc. (not altering text)

C22 “the said sections 10 and 11” means sections 10 and 11 of the Charities Act 1960 (c. 58) and “that Act” is the said Charities Act 1960 (c. 58)

General

82 **F146**

Textual Amendments

F146 S. 82 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

83 Other adaptations of enactments.

- (1) As from 1st April 1965, the enactments specified in Schedule 17 to this Act shall have effect subject to the provisions of that Schedule, being provisions necessary or expedient in consequence of other provisions of this Act.
- (2) Her Majesty may at any time, whether before or after 1st April 1965, 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 1965 make such further modifications of any enactment contained in any other public general Act passed before 1st April 1965 (not being an Act passed with respect only to the whole or part of the existing county of London) as may appear to Her to be necessary to make that enactment apply—
 - (a) in relation to Greater London . . . ^{F147} as it applies in relation to . . . ^{F147} a county (or a particular county to which section 3 (1) (b) of this Act applies); or
 - (b) in relation to a London borough or the council thereof or, as the case may be, in relation to the City or the Common Council, as it applies in relation to, or to the council of, a county borough (or a particular county borough to which the said section 3 (1) (b) applies); or
 - (c) in relation to a London borough or the council thereof as it applies in relation to, or to the council of, a metropolitan borough (or a particular metropolitan borough),

or, in the case of an enactment conferring on the London county council power to appoint members of any body, to make that power exercisable by some body appearing to Her to be representative of all or any of the councils of the London boroughs and the Common Council . . . ^{F148}; but no such Order shall be made unless a draft thereof has been laid before, and approved by a resolution of, each House of Parliament.

Textual Amendments

F147 Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

F148 Words repealed by Education Reform Act 1988 (c. 40, SIF 41:1), ss. 231(7), 235(6), 237(2), **Sch. 13 Pt. I**

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Modifications etc. (not altering text)

C23 S. 83 extended by [Building Act 1984 \(c. 55, SIF 15\)](#), s. 132, [Sch. 5 para. 3\(c\)](#)

84 Supplementary and transitional provision.

- (1) The Minister or any appropriate Minister may at any time, whether before or after 1st April 1965, by order, which shall be subject to annulment in pursuance of a resolution of either House of Parliament, 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 Greater London or any authority therein or any other area or authority affected by Part I of this Act;and nothing in any other provision of this Act shall be construed as prejudicing the generality of this subsection.
- (2) Any such order 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—
 - (i) any council affected by Part I of this Act; or
 - (ii) any two or more bodies who include such a council;
 - (c) for applying, amending or repealing or revoking, with or without savings, any Act passed or any instrument under an Act made before 1st April 1965;
 - (d) for requiring the council of any London borough, with a view to securing that the introduction of a general rate of uniform amount per pound of rateable value throughout the borough is gradual, to make and levy during a limited period beginning on 1st April 1965 differential rates determined by reference to the circumstances of the existing rating areas and parts of such areas included in the borough;
 - (e) for any of the matters specified in section 148(1)(a) to (h) and (2) of the ^{M45}Local Government Act 1933;
 - (f) for anything duly done before 1st April 1965 by any authority in the exercise of functions which on and after that date become functions of some other authority to be deemed as from that date to have been duly done by that other authority, and for any instrument made before that date, if or so far as it was made in the exercise of those functions, to continue in force on and after that date until varied or revoked in the exercise of those functions by that other authority.
- (3) The provision which may be made by virtue of paragraph (e) of the last foregoing subsection shall include the making, in relation to any association mentioned in ^{F149}section 121 of the Reserve Forces Act 1980], of the like provision as may be made in relation to a public body under section 148(1)(a) to (h) of the ^{M46}Local Government Act 1933, including provision for continuing in existence any such association and the area for which it is established or authorising the establishment of any such association under the ^{F149}said Act of 1980] for the whole or any part of Greater London

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and in either case for the appointment of a president and vice-president of any such association.

- (4) Notwithstanding anything in the foregoing provisions of this section, the Minister shall not make an order under this section (or this section as extended by section 87 of this Act) affecting any Act or instrument applying only to the City (with or without the Temples) or to things or persons connected therewith except after consultation with the Common Council.
- (5) Section 151 of the said Act of 1933 (which relates to financial adjustments by agreement between public bodies affected by any alteration of areas or authorities made by an order under Part VI of that Act) shall apply for the purposes of this Act as if the reference to such an order included a reference to any provision of, or of any instrument made under, this Act.
- (6) ^{F150}

Textual Amendments

F149 Words substituted by [Reserve Forces Act 1980 \(c.9, SIF 7:2\)](#), s. 157(1), **Sch. 9 para. 8(a)(b)**

F150 S. 84(6) repealed by [Administration of Justice Act 1964 \(c. 42\)](#), **Sch. 5**

Modifications etc. (not altering text)

C24 S. 84 extended by [Public Health \(Control of Disease\) Act 1984 \(c. 22, SIF 100:1\)](#), ss. 77, 79, **Sch. 1**, para. 5 and by [Building Act 1984 \(c.55, SIF 15\)](#), s. 132, **Sch. 5 para. 3(c)**

Marginal Citations

M45 1933 c. 51.

M46 1933 c. 51.

85 Transfer and compensation of officers.

- (1) Any order under section . . . ^{F151} 84 of this Act 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, the holder of any place, situation or employment and who is affected by any provision of, or of any instrument made under, this Act, and shall contain provisions for the protection of the interests of such persons.
- (2) In the case of any person who on 31st March 1965 is in the employment of one or more local authorities who are or include a council to whom section 3 (1) (b) of this Act applies, being employment which, or which in the aggregate, is wholtime employment, the Minister 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 3 (1) (b), that person would apart from the order cease on 1st April 1965 to be in employment which, or which in the aggregate, would be wholtime employment by one or more local authorities, that person is transferred on 1st April 1965 to the employment of such local authority as may be specified in or determined under the order.
- (3) The provision required by subsection (1) or (2) of this section . . . ^{F152} shall include such provision with respect to any person who is transferred under this Act . . . ^{F152} from the employment of one authority to that of another 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 of new terms and

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conditions of employment, he enjoys terms and conditions of employment not less favourable than those 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 he enjoyed immediately before the date of transfer.

(4) The appropriate Minister shall by regulations make provision for the payment by such authority as may be prescribed by or determined under the regulations, but subject to such exceptions or conditions as may be so prescribed, 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 place, situation 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 . . . ; and any such regulations—

- (a) may 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; and
- (b) shall be subject to annulment in pursuance of a resolution of either House of Parliament.

(5) F153

Textual Amendments

- F151** Words repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**
- F152** Words repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\)](#), s.3, [Sch. 1 Pt. I, Sch. 3 paras. 1, 2, 4, 6](#)
- F153** [S. 85\(5\)](#) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

Modifications etc. (not altering text)

- C25** [S. 85\(4\)](#) amended by [Pensions \(Increase\) Act 1971 \(c. 56\)](#), s. 5(1), [Sch. 2 paras. 23, 33, 52, 55](#)

86 F154

Textual Amendments

- F154** [S. 86](#) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

87 Local Acts and instruments in and around Greater London.

(1) Subject to the provisions of this Act and any Act passed after this Act and before 1st April 1965 and of any order under section 84 of this Act or this section, any local statutory provision to which this section applies and which is not continued in force by any other provision of this Act shall—

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- (a) notwithstanding the changes of administrative areas and abolition of local authorities effected by Part I of 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 that date 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, including in particular—
 - (i) in the case of a Greater London statutory provision, the substitution for any reference to an existing county borough, metropolitan borough or county district situated wholly or partly within Greater London or the council thereof of a reference to so much of the London borough or boroughs as comprise that existing borough or district or any part thereof or, as the case may be, the council of that London borough or the councils of those London boroughs;
 - (ii) in the case of an urban district statutory provision, the substitution for any reference to the county of Middlesex or the council thereof of a reference to the county in which the district in question is included by virtue of this Act or, as the case may be, the council of that county;
 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) F155

- (8) This section applies to any local statutory provision in force immediately before 1st April 1965 and not expressly repealed or revoked by this Act, being a provision—
 - (a) applying to any part of the relevant area or to things or persons connected with a part of the relevant area; or
 - (b) conferring on an existing local authority abolished by this Act functions the exercise of which is not restricted to a part of Greater London or to things or persons connected therewith; or
 - (c) applying to the urban district of Potters Bar, Staines or Sunbury-on-Thames or to things or persons connected with one of those districts.

(9) In this section—

“the relevant area” means Greater London except that—

- (a) in relation to sewerage and sewage disposal, it includes so much of any county district as is in the sewerage area of the Greater London Council;
- (b) in relation to land drainage, flood prevention and the like matters, it includes so much of any county district as is in the London excluded area within the meaning of Schedule 14 to this Act;

“Greater London statutory provision” means any statutory provision to which this section applies, being a provision mentioned in subsection (8)(a) or (b) of this section;

“local authority” means the council of a county, county borough, metropolitan borough or county district or the Common Council or any joint committee, joint board, joint authority or other combined body all the members of which are representatives of any such council;

“urban district statutory provision” means any statutory provision to which this section applies, being a provision mentioned in subsection (8)(c) of this section.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F155 S. 87(2)–(7) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

Modifications etc. (not altering text)

C26 S. 87(8)(a) amended by [Greater London Council \(General Powers\) Act 1967 \(c. xx\)](#), s. 13

88 General provision as to inquiries.

- (1) Any Minister may cause a local inquiry to be held for the purpose of any of his functions under this Act in any case where there is no duty and no power apart from this section to hold an inquiry.
- (2) Section 290 (2) to (5) of the ^{M47}Local Government Act 1933 (which subsections relate to the giving of evidence at inquiries and the payment of costs) shall apply to any local inquiry caused to be held for the purposes of this Act by any Minister as if that Minister were a department for the purposes of that section, but shall not apply to any such inquiry so far as some other provision with respect to the subject-matter of those subsections is applicable to that inquiry by virtue of any other enactment.

Marginal Citations

M47 1933 c. 51.

89 Interpretation.

- (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 with respect to any matter, means the Minister in charge of any government department concerned with that matter; but the validity of any order or regulation purporting to be made 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;

“the City” means the City of London;

“the Common Council” means the Common Council of the City of London;

“county” means an administrative county;

..... ^{F156}

“existing” in relation to a local government area or authority, means that area or authority as it existed immediately before the passing of this Act;

“functions” includes powers and duties;

..... ^{F157}

“land” includes land covered by water and any interest or right in, to or over land;

“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 the existing county of London or a provision of an instrument made under any such local or public general

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Act or of an instrument in the nature of a local enactment made under any other Act;

F158

“Minister” includes the Board of Trade;

“the Minister” means the Minister of Housing and Local Government;

“Port of London” means the port of that name established for the purposes of the enactments relating to customs or excise [^{F159}together with all such waters between the seaward limit of the port as so established and imaginary straight lines drawn from latitude 51° 37’ 00” north, longitude 00° 57’ 19” east (Foulness Point in the county of Essex) to latitude 51° 46’ 05” north, longitude 01° 20’ 32” east (Gunfleet Old Lighthouse) and thence to latitude 51° 26’ 36” north, longitude 01° 25’ 30” east and thence to latitude 51° 24’ 55” north, longitude 00° 54’ 21” east (Warden Point in the county of Kent) as are for the time being within the territorial waters of Her Majesty’s dominions.]

“relevant year of election” means the first year of election occurring after the first Order in Council is made after the passing of this Act under the ^{M48}House of Commons (Redistribution of Seats) Act 1949 giving effect to a report of the Boundary Commission for England under that Act with respect to the parliamentary constituencies situated wholly or partly in Greater London; and for the purposes of this definition “year of election” means the year 1967 or any third year thereafter;

“sewerage area of the Greater London Council” has the meaning assigned to it by section 39 of this Act;

“the Temples” means the Inner Temple and the Middle Temple.

- (2) 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.
- (3) References in any other Act to any enactment modified by this Act shall, except when the context otherwise requires, be construed as a reference to that enactment as so modified.

Textual Amendments

F156 Definition repealed by [Statute Law \(Repeals\) Act 1976 \(c. 16\), s. 1, Sch. 1 Pt. IX](#)

F157 Definition repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\), ss. 1, 102, Sch. 17](#) and by [Education Reform Act 1988 \(c. 40, SIF 41:1\), ss. 231\(7\), 235\(6\), 237\(2\), Sch. 13 Pt. I](#)

F158 Definition of “metropolitan road” repealed by [Transport \(London\) Act 1969 \(c. 35\), Sch. 6](#)

F159 Words added by [City of London \(Various Powers\) Act 1965 \(c. xxxix\), s. 31](#)

Modifications etc. (not altering text)

C27 Functions of Board of Trade now exercisable by Secretary of State concurrently with Board of Trade: [S.I. 1970/1537](#)

C28 Functions of Minister of Housing and Local Government now exercisable by Secretary of State: [S.I. 1970/1681](#)

Marginal Citations

M48 [1949 c. 66.](#)

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

90 Orders, rules and regulations.

Any power to make orders, rules or regulations conferred by this Act on any Minister shall be exercisable by statutory instrument, and any power to make an order under any provision of this Act shall include power to make an order varying or revoking any order previously made under that provision.

Modifications etc. (not altering text)

C29 S. 90 extended by [Local Government \(Miscellaneous Provisions\) Act 1982 \(c. 30, SIF 81:1\)](#), [s. 42\(4\)](#)

91 Expenses.

- (1) There shall be defrayed out of moneys provided by Parliament—
 - (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.
- (2) Any sums received by any Minister under this Act shall be paid into the Exchequer.

92 **F160**

Textual Amendments

F160 S. 92 repealed by [House of Commons Disqualification Act 1975 \(c. 24\)](#), [Sch. 3](#) and [Northern Ireland Assembly Disqualification Act 1975 \(c. 25\)](#), s. 5(2), [Sch. 3 Pt. I](#)

93 Repeals and savings.

- (1) **F161**
- (2) Without prejudice to section 38(1) of the ^{M49}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 order under section 82, 83, 84, 85 or 87 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.
- (3) Nothing in this Act shall affect the boundary of the area for the supply of electricity . . . ^{F162} of any Area Board within the meaning of the ^{M50}Electricity Act 1947 . . . ^{F162}.
- (4) Nothing contained in, or done by virtue of, any provision of this Act other than section 84(2)(b) or paragraph 35 of Schedule 4 shall affect the functions of the conservators of any common.
- (5) Any enabling provision contained in this Act shall be deemed to be in addition to, and not in derogation of, any powers exercisable by Her Majesty by virtue of Her Royal prerogative.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F161 S. 93(1) repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

F162 Words repealed by Gas Act 1972 (c. 60), **Sch. 8**

Marginal Citations

M49 1889 c. 63.

M50 1947 c. 54.

94 Short title, commencement and extent.

- (1) This Act may be cited as the London Government Act 1963.
- (2) The following provisions of this Act shall not come into force until 1st April 1965, that is to say, Parts II, III, and V to VIII other than sections 17(6), 48(2), 62(4), 66, 69, and 70.
- (3) Except for section 4(4) . . . ^{F163} of this Act . . . ^{F163}, the provisions of this Act other than this subsection shall not extend to Scotland; and as from 1st April 1965 in paragraph 8 of Schedule 6 to the ^{M51}Valuation and Rating (Scotland) Act 1956 for the words “the Administrative County of London” there shall be substituted the words “Greater London other than the outer London boroughs”.
- (4) ^{F163}, the provisions of this Act. ^{F163} shall not extend to Northern Ireland.

Textual Amendments

F163 Words repealed by House of Commons Disqualification Act 1975 (c. 24), **Sch. 3** and Northern Ireland Assembly Disqualification Act 1975 (c. 25), s. 5(2), **Sch. 3 Pt. I**

Marginal Citations

M51 1956 c. 60.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 1.

THE LONDON BOROUGHS

PART I

Areas etc. of the London boroughs

1	2	3
Reference number of London borough	Area by reference to existing administrative areas	Initial number of councillors on Greater London Council
1	The metropolitan boroughs of Westminster, Paddington and St. Marylebone.	4
2	The metropolitan boroughs of Hampstead, Holborn and St. Pancras.	3
3	The metropolitan boroughs of Finsbury and Islington.	3
4	The metropolitan boroughs of Hackney, Shoreditch and Stoke Newington.	3
5	The metropolitan boroughs of Bethnal Green, Poplar and Stepney.	2
6	The metropolitan borough of Greenwich and so much of the metropolitan borough of Woolwich as lies south of the boundary referred to in paragraph 1 of Part II of this Schedule.	3
7	The metropolitan boroughs of Deptford and Lewisham.	4
8	The metropolitan boroughs of Bermondsey, Camberwell and Southwark.	4

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9	The metropolitan borough of Lambeth and so much of the metropolitan borough of Wandsworth as lies east of the boundary referred to in paragraph 2 of Part II of this Schedule.	4
10	The metropolitan borough of Battersea and so much of the metropolitan borough of Wandsworth as lies west of the boundary referred to in paragraph 2 of Part II of this Schedule.	4
11	The metropolitan boroughs of Fulham and Hammersmith.	3
12	The metropolitan boroughs of Chelsea and Kensington.	3
13	The boroughs of Chingford, Leyton and Walthamstow.	3.
14	The borough of Ilford, the borough of Wanstead and Woodford, so much of the borough of Dagenham as lies north of the boundary referred to in paragraph 3 of Part II of this Schedule, and so much of the urban district of Chigwell as lies south of the boundary referred to in paragraph 4 of the said Part II.	3
15	The borough of Romford and the urban district of Hornchurch.	3
16	So much of the borough of Barking as lies east of the boundary referred to in paragraph 5 of Part II of this Schedule, and so much of the borough of Dagenham as lies south of the boundary referred to in paragraph 3 of the said Part II.	2
17	The county boroughs of East Ham and West Ham, so much of the borough of Barking as lies west of the boundary referred to in paragraph 5 of	3

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	Part II of this Schedule and so much of the metropolitan borough of Woolwich as lies north of the boundary referred to in paragraph 1 of the said Part II.	
18	The boroughs of Bexley and Erith, the urban district of Crayford, and so much of the urban district of Chislehurst and Sidcup as lies north of the boundary referred to in paragraph 6 of Part II of this Schedule.	3
19	The boroughs of Beckenham and Bromley, the urban districts of Orpington and Penge, and so much of the urban district of Chislehurst and Sidcup as lies south of the boundary referred to in paragraph 6 of Part II of this Schedule.	4
20	The county borough of Croydon and the urban district of Coulsdon and Purley.	4
21	The borough of Beddington and Wallington, the borough of Sutton and Cheam and the urban district of Carshalton.	2
22	The boroughs of Mitcham and Wimbledon and the urban district of Merton and Morden.	2
23	The borough of Kingston-upon-Thames, the borough of Malden and Coombe and the borough of Surbiton.	2
24	The boroughs of Barnes, Richmond and Twickenham.	2
25	The borough of Brentford and Chiswick, the borough of Heston and Isleworth, and the urban district of Feltham.	3
26	The borough of Uxbridge, the urban district of Hayes and Harlington, the urban district	3

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	of Ruislip-Northwood, and the urban district of Yiewsley and West Drayton.	
27	The boroughs of Acton, Ealing and Southall	4
28	The boroughs of Wembley and Willesden	4
29	The borough of Harrow	3
30	The boroughs of Finchley and Hendon, and the urban districts of Barnet, East Barnet and Friern Barnet.	4
31	The boroughs of Hornsey, Tottenham and Wood Green.	3
32	The boroughs of Edmonton, Enfield and Southgate.	3

PART II

Definition of certain boundaries

- 1 The boundary between the London boroughs numbered 6 and 17 respectively in Part I of this Schedule in the existing metropolitan borough of Woolwich shall be the line for the time being of the centre of the navigable channel of the River Thames at low water.
- 2 The boundary between the London boroughs numbered 9 and 10 respectively in the said Part I in the existing metropolitan borough of Wandsworth shall be such as the Minister may by order determine on or near the general line of Hazelbourne Road, Cavendish Road, the railway between Balham and Streatham Common stations and the railway between Streatham and Mitcham Junction stations.
- 3 The boundary between the London boroughs numbered 14 and 16 respectively in the said Part I in the existing borough of Dagenham shall be such as the Minister may by order determine on or near the general line of Billet Road.
- 4 The boundary of the London borough numbered 14 in the said Part I in the existing urban district of Chigwell shall be a line beginning where the eastern boundary of the railway from Ilford to Woodford crosses the existing urban district boundary and running northwards along that eastern boundary to the southern edge of the footway on the south side of Manor Road, thence north-eastwards along that southern edge to the eastern boundary of No. 251 Manor Road, thence south-eastwards along that eastern boundary and in a straight line in continuation thereof to the northern boundary of the London county council's Hainault estate, thence north-eastwards along that northern boundary to the western edge of the footway on the western side of Romford Road, and thence south-eastwards along that western edge to the point where it crosses the existing urban district boundary.
- 5 The boundary between the London boroughs numbered 16 and 17 respectively in the said Part I in the existing borough of Barking shall be such as the Minister may

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by order determine on or near the general line of the River Roding and Barking Creek.

6 The boundary between the London boroughs numbered 18 and 19 respectively in the said Part I in the existing urban district of Chislehurst and Sidcup shall be such as the Minister may by order determine on or near the general line of route A.20.

PART III

1—8. F164

Textual Amendments

F164 Sch. 1 Pt. III repealed by Local Government Act 1972 (c. 70), Sch. 30

SCHEDULE 2

. . . . F165

Textual Amendments

F165 Sch. 2 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

SCHEDULE 3

Section 8

PARLIAMENTARY AND LOCAL GOVERNMENT
ELECTIONS IN AND AROUND GREATER LONDON

1—15. F166

Textual Amendments

F166 Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), Sch. 30

16 F167

Textual Amendments

F167 Sch. 3 Pt. I para. 16 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s.206, Sch. 9 Pt. II

17—20. F168

Textual Amendments

F168 Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), Sch. 30

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

21 **F169**

Textual Amendments

F169 Sch. 3 Pt. II para. 21 repealed by Parliamentary Constituencies Act 1986 (c. 56, SIF 89), ss. 8, 9(2), **Sch. 4**

22—24. **F170**

Textual Amendments

F170 Sch. 3 Pt. II paras. 22–24 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

PART III

MODIFICATIONS OF REPRESENTATION OF THE PEOPLE ACT 1949

25, 26. **F171**

Textual Amendments

F171 Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

27 **F172**

Textual Amendments

F172 Sch. 3 Pt. III paras. 27, 32, 33, 35 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

28—30. **F173**

Textual Amendments

F173 Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

31—33. **F174**

Textual Amendments

F174 Sch. 3 Pt. III paras. 27, 32, 33, 35 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

34 **F175**

Textual Amendments

F175 Sch. 3 para. 34 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

35 F176

Textual Amendments

F176 Sch. 3 Pt. III paras. 27, 32, 33, 35 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

36 F177

Textual Amendments

F177 Sch. 3 para. 36 repealed by Representation of the People Act 1969 (c. 15), **Sch. 3 Pt. I**

SCHEDULE 4

. F178

Textual Amendments

F178 Sch. 4 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

SCHEDULE 5

. F179

Textual Amendments

F179 Sch. 5 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. X**

SCHEDULE 6

. F180

Textual Amendments

F180 Sch. 6 repealed by Highways Act 1980 (c. 66, SIF 59), s. 43(3), **Sch. 25**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

SCHEDULE 7

F181

. . .

Textual Amendments

F181 Sch. 7 repealed by Transport (London) Act 1969 (c. 35), Sch. 6

SCHEDULE 8

F182

. . .

Textual Amendments

F182 Sch. 8 repealed by Housing (Consequential Provisions) Act 1985 (c. 71, SIF 61), s. 3, Sch. 1 Pt. I

SCHEDULE 9

MODIFICATION AND RE-ENACTMENT AS FROM 1ST APRIL 1965
OF ENACTMENTS RELATING TO SEWERAGE AND DRAINAGE

PART I

1—4. F183

Textual Amendments

F183 Sch. 9 Pt. I, Pt. II paras. 1—4, 7—10, 12—16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10—12 repealed by Water Act 1973 (c. 37), Sch. 9

PART II

^{M52}SPECIFIC MODIFICATIONS OF SEWERAGE PROVISIONS OF PUBLIC HEALTH ACT 1936

Marginal Citations

M52 1936 c. 49.

1—4. F184

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F184 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

5 **F185**

Textual Amendments

F185 Sch. 9 Pt. II para. 5 repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

6 **F186**

Textual Amendments

F186 Sch. 9 Pt. II para. 6 repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), 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, **Sch. 27 Pt. I**

7–10. **F187**

Textual Amendments

F187 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

11 In section 30 the reference to Part II of the Public Health Act 1936, and in section 31 the reference to the foregoing provisions of the said Part II, shall be construed as including references to Part III of this Schedule.

12–16. **F188**

Textual Amendments

F188 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

17 In the provisions of Part XII mentioned in section 37 (1) of this Act any reference to the ^{M53}Public Health Act 1936 shall include a reference to Part V of this Act (including Part III of this Schedule).

Marginal Citations

M53 1936 c. 49.

18 **F189**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments
F189 Sch. 9 Pt. II para. 18 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

19 **F190**

Textual Amendments
F190 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by Water Act 1973 (c. 37), Sch. 9

PART III

^{M54}PROVISIONS REPRODUCED FROM PART II OF PUBLIC HEALTH (LONDON) ACT 1936

Marginal Citations
M54 1936 c. 50.

Construction, maintenance and operation of sewers, etc.

- 1 (1) For the purpose of exercising their functions under the enactments mentioned in section 37 (1) of this Act, the Greater London Council may construct a public sewer—
 - (a) in, under or over any street, or in or under any cellar or vault below any street;
 - (b) in, on or over any land not forming part of a street; and
 - (c) in, under or over the bed, banks or shores of the River Thames.
- (2) Where the Greater London Council propose in the exercise of their powers under this paragraph to construct a sewer which will cross or interfere with any watercourse or works vested in, or under the control of, a land drainage authority other than the Council or the council of a London borough or county district, they shall before adopting plans for the construction of the sewer give notice of their proposals to that authority; and if that authority within twenty-eight days of the giving of the notice to them serve on the Greater London Council notice of objection to the proposals, the Council shall not proceed with the proposals unless all objections so made are withdrawn or the Minister after a local inquiry has approved the proposals with or without modification.
- (3) [^{F191}Section 29(1) of the Land Drainage Act 1976] (which requires the consent of a river authority to the erection, alteration or repair of structures in, over or under watercourses) shall not apply to any work executed under this paragraph.
- (4) The foregoing provisions of this paragraph shall not be construed as exempting the Council from compliance with any relevant requirement imposed by or by virtue of section 279 or any other provision of Part XII of the ^{M55}Public Health Act 1936 or by or by virtue of the ^{M56}Public Utilities Street Works Act 1950.

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (5) Except where notice has to be given by the Greater London Council in pursuance of sub-paragraph (2) of this paragraph or of any requirement mentioned in sub-paragraph (4) thereof, no notice need be given by them of any exercise of the powers conferred by this paragraph.

Textual Amendments

F191 Words substituted by [Land Drainage Act 1976 \(c. 70, SIF 73:1\)](#), s. 117(2), [Sch. 7 para. 3](#)

Marginal Citations

M55 1936 c. 49.

M56 1950 c. 39.

- 2 (1) Where any sewer or part of a sewage disposal works vested in the Greater London Council interrupts or will interrupt communications between any premises and any other land or between several parts of the same premises, the Greater London Council may construct such bridges, arches, roads, passages or culverts as they think appropriate for restoring or preserving those communications or may instead pay such compensation to the owners and occupiers of the premises affected as may be agreed with them or as may be just.
- (2) Without prejudice to any duty imposed on them by any other enactment, any bridges, arches, roads, passages or culverts constructed in pursuance of this paragraph shall be maintained by the Greater London Council.
- 3 No works under or over the main navigable channel of the River Lee shall be executed by the Greater London Council in pursuance of the enactments mentioned in section 37 (1) of this Act or in pursuance of this Part of this Schedule, unless—
- (a) in the case of any work under the navigation, the top of the work is at least twelve feet below high water, Trinity standard, and
 - (b) in the case of any work over any part of the navigation, the soffit of the work is at least eight feet six inches above high water, Trinity standard, with a clear span over the river, inclusive of the towing path thereof, of at least fifty-four feet:
- Provided that the British Waterways Board, upon the application of the Greater London Council, may allow a variation of the said dimensions or any of them.
- 4 (1) Notwithstanding anything in sections 30, 31 and 331 of the ^{M57}Public Health Act 1936, the Greater London Council—
- (a) may cause storm water to be discharged from any sewer or pumping station for the time being vested in them into Channelsea river or Abbey creek or both, at any point in the London borough numbered 17 in Part I of Schedule 1 to this Act south of the bridge carrying Abbey road over that river or, as the case may be, that creek; and
 - (b) may permit any storm water discharged under this paragraph into the said river or creek to flow thence into Bow Creek and thence into the River Thames:

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Provided that the Greater London Council—

- (i) shall cause the storm water to be discharged only at such times and in such manner as may be necessary to prevent the flooding of places and premises within the sewerage area of the Greater London Council; and
 - (ii) shall take all steps to avoid, so far as practicable, the creation of any nuisance in Channelsea river or Abbey creek by reason of the exercise of the powers of the Council under this paragraph.
- (2) The Greater London Council shall, at the request of the British Waterways Board, cause to be removed at the expense of the Council, by dredging or otherwise to the reasonable satisfaction of the engineer of the said Board, any deposit on the bed of Channelsea river or Abbey creek caused by, or arising from, the discharge by the Council of storm water into the said river or creek under this paragraph.

Any dispute arising, under this sub-paragraph between the Greater London Council and the British Waterways Board shall be determined by an arbitrator, who shall, in default of agreement, be appointed by the Minister of Transport on the application of either party to the dispute.

(3) F192

Textual Amendments
F192 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), [Sch. 9](#)

Marginal Citations
M57 1936 c. 49.

F193
5

Textual Amendments
F193 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), [Sch. 9](#)

F194
6

Textual Amendments
F194 Sch. 9 Pt. III para. 6 repealed by S.I. 1987/798, reg. 3(3), [Sch. 4 Pt. I](#)

F195
7, 8.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F195 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

9 The Greater London Council or the council of an inner London borough may, so far as may be necessary for the execution in the sewerage area of the Council or in that borough, as the case may be, of any works by that council under the enactments mentioned in section 37 (1) of this Act or under this Part of this Schedule, close or stop up any street.

F196

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10—12.

Textual Amendments

F196 Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

F197

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13—15.

Textual Amendments

F197 Sch. 9 Pt. III paras. 13–15 repealed by [Building Act 1984 \(c. 55, SIF 15\)](#), ss. 133(2), 134, 135, **Sch. 7**

Miscellaneous

16 It shall be the duty of the council of a London borough or county district, the Common Council, the Sub-Treasurer or the Under-Treasurer, as the case may be, to cleanse every grating and gully in the borough, district, City, Inner Temple or Middle Temple, as the case may be, which satisfies all the following conditions, that is to say—

- (a) it is vested in, or under the control of, the Greater London Council; and
- (b) it is situate in a street which is not a metropolitan road; and
- (c) it communicates with a sewer vested in the Greater London Council.

17 (1) The council of a London borough or county district may serve on the owner or occupier of any land abutting on a street vested in, or repairable by, the council a notice requiring him within the period of twenty-eight days beginning with the service of the notice to carry out such works on the land as may be specified in the notice for preventing soil or refuse from the land from entering any sewer or gully in the street in such quantities as to choke up the sewer or gully.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (2) If any person fails to comply with the requirements of a notice under this paragraph, he shall be liable to a fine not exceeding [^{F198}five pounds][^{F198}£200] and to a further fine not exceeding twenty shillings for every day on which the failure continues after conviction.
- (3) Any person aggrieved by the requirements of any such notice may appeal to a magistrates' court.

Textual Amendments

F198 “£200” substituted with effect in Greater London for “five pounds” by virtue of [Greater London Council \(General Powers\) Act 1983 \(c. iii\)](#) s. 3, Sch.

- 18 (1) If any person—
- (a) knowingly erects or places any building, wall, bridge, fence, obstruction or encroachment in, on, over or under any sewer vested in the Greater London Council or in the council of an inner London borough; or
 - (b) obstructs, fills in or diverts any sewer or drain vested in or under the control of, the Greater London Council or the council of an inner London borough, without the previous consent in writing of the council in whom the sewer or drain is vested or by whom it is controlled, then, without prejudice to any other proceedings which may be taken against him, that council—
 - (i) may recover from him, as a debt due from him to the council, a penalty not exceeding [^{F199}twenty pounds][^{F199}£200], and a further penalty not exceeding five pounds for every day on which the contravention continues after notice thereof has been served on him by the council; and
 - (ii) may demolish and remove the building, wall, bridge, fence, obstruction or encroachment, and execute any works necessary for re-opening, restoring, repairing or reinstating the sewer or drain, as the case may be, and may recover from the offender the expenses incurred by the council in so doing.
- (2) Nothing in this paragraph shall prevent or impede the maintenance, repair or renewal of any building or works under which a sewer or drain has been constructed, so however that the building or works shall not injure or obstruct the sewer or drain.
- [^{F200}(3) Nothing in this paragraph applies to the erection of a building or extension of a building if section 18 of the Building Act 1984 would apply if plans of that building or extension were, in accordance with building regulations, deposited with a local authority.]

Textual Amendments

F199 “£200” substituted with effect in Greater London for “twenty pounds” by virtue of [Greater London Council \(General Powers\) Act 1983 \(c. iii\)](#) s. 3, Sch.

F200 Sch. 9 Pt. III para. 18(3) added by S.I. 1987/798, reg. 3(2), [Sch. 3 para. 2](#)

- 19 If any person—

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (a) removes, demolishes or otherwise interferes with any sewer or part of a sewer vested in the Greater London Council or in the council of a London borough or county district, without the previous consent in writing of the council concerned; or
 - (b) wilfully damages any sewer, bank, defence, wall, penstock, grating, gully, side entrance, tide valve, flap, work or thing vested in the Greater London Council or in the council of a London borough or county district; or
 - (c) does anything by reason of which the drainage of the sewerage area of the Greater London Council or any part thereof may be obstructed or damaged,
- the council concerned may, without prejudice to any other proceedings which may be taken against that person, recover from him, as a debt due from him to the council, a penalty not exceeding twenty pounds, and also the amount of the expenses incurred by that council in repairing, restoring or reinstating the sewer or other work or thing removed, demolished, interfered with, damaged or obstructed, as the case may be.
- 20 (1) Every person found in, or attempting to enter, any sewer vested in the Greater London Council or in the council of a London borough or county district without the permission of the council in whom the sewer is vested, shall be liable to a fine not exceeding [^{F201}level 1 on the standard scale].
- (2) Any person found in, or attempting to enter, any such sewer as aforesaid without the permission of the council in whom it is vested may be removed from the sewer by an officer of that council, and in the event of the name and address of that person not being known the officer may detain him and hand him over to a police constable.

Textual Amendments

F201 Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), ss. 38, 46

- 21 Without prejudice to the generality of the enactments relating to the acquisition of land by local authorities, the Greater London Council and the council of a London borough or county district may—
- (a) purchase, or procure the removal of the whole or any part of, any structure, apparatus or other thing which interrupts or impedes sewerage or drainage, and purchase any land which it may be necessary or expedient to purchase for the purpose of preventing the obstruction of sewerage or drainage;
 - (b) purchase or take on lease the whole or any part of any stream or spring of water or any rights therein which it appears to them necessary to acquire and use for the purpose of cleansing sewers and drains or for any other purposes of Part II of the ^{M58}Public Health Act 1936 or this Part of this Schedule;
 - (c) purchase or take on lease any land which the council consider it advisable to purchase or take on lease for the purpose or drawing or obtaining water from springs or by sinking of wells, and for making and providing reservoirs, tanks, aqueducts, water-courses and other works, or for any other purpose connected with the works for obtaining such supply of water as aforesaid:

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Provided that nothing in this paragraph shall authorise any council to use any works executed by them under Part II of the Public Health Act 1936 or this Part of this Schedule, or permit such works to be used, for the purpose of carrying water by supply pipes into any house or factory for domestic manufacturing or commercial purposes.

Marginal Citations

M58 1936 c. 49.

SCHEDULE 10

. . . F202

Textual Amendments

F202 Sch. 10 repealed by [Water Act 1973 \(c. 37\)](#), [Sch. 9](#)

SCHEDULE 11

Section 40.

MODIFICATION AND RE-ENACTMENT AS FROM 1ST
APRIL 1965 OF PROVISIONS OF PUBLIC HEALTH ACTS

PART I

MODIFICATIONS

Modifications etc. (not altering text)

C30 Sch. 11 Pt. I saved by [Local Government Act 1972 \(c. 70\)](#), [s. 180\(1\)](#)

GENERAL MODIFICATIONS

- 1 Subject to the provisions of this Schedule, any reference in the enactments to which section 40 of this Act applies to the council of a county borough shall be construed as including a reference to the council of a London borough, the Common Council, the Sub-Treasurer of the Inner Temple and the Under-Treasurer of the Middle Temple.
- 2 Subject as aforesaid, and without prejudice to the foregoing paragraph, any reference in the said enactments to the district of a local authority or urban authority shall be construed as including a reference to a London borough, the City, the Inner Temple and the Middle Temple and any reference to a borough or urban district

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

shall be construed as including a reference to the City, the Inner Temple and the Middle Temple.

3—10. F203

Textual Amendments

F203 Sch. 11 Pt. I paras. 3–10, 15 repealed by Local Government Act 1972 (c. 70), Sch. 30

M59 THE PUBLIC HEALTH ACT 1936

Marginal Citations

M59 1936 c. 49.

11 Subject to the provisions of the Public Health Act 1936 . . . F204 and this Schedule, in any district in Greater London the duty imposed by section 1(1) of carrying the said Act of 1936 into execution shall, so far as relating to the enactments to which section 40 of this Act applies, be the duty of the local authority for that district.

Textual Amendments

F204 Words repealed (E.W.) by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), s. 78, Sch. 3 and also expressed as repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

12 F205

Textual Amendments

F205 Sch. 11 Pt. I para. 12 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

13 Section 51 shall in its application to Greater London have effect as if any reference to a water closet included a reference to a urinal and as if that section required the occupier of every building in or in connection with which a urinal is provided to cause the urinal to be supplied with flushing apparatus.

14 F206

Textual Amendments

F206 Sch. 11 Pt. 1 paras. 14, 16 repealed by Control of Pollution Act 1974 (c. 40), s. 109(2), Sch. 4

15 F207

Textual Amendments

F207 Sch. 11 Pt. I paras. 3–10, 15 repealed by Local Government Act 1972 (c. 70), Sch. 30

16 F208

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F208 Sch. 11 Pt. 1 paras. 14, 16 repealed by Control of Pollution Act 1974 (c. 40), s. 109(2), **Sch. 4**

17 Byelaws made under section 81 with respect to Greater London may include provision for preventing the occurrence of nuisances from ice, salt, offal, carrion, fish or other matter as well as nuisance from the matters therein mentioned.

18 (1) Byelaws made under section 82(1) with respect to Greater London may make the like provision for the removal or carriage by water of faecal or offensive or noxious matter or liquid as may be made with respect to the removal or carriage thereof through the streets and may provide that any receptacle or any ship or other vessel used for the purpose shall be properly constructed and covered so as to prevent the escape of any such matter or liquid and so as to prevent any nuisance arising therefrom.

^{x8}(2) In section 82(2) for the words from “a regulation” onwards there shall be substituted the words “an order under section 34 of the Road Traffic Act 1960 or section 10 (1) of the London Government Act 1963, and the order shall prevail”.

Editorial Information

X8 The text of Sch. 11 Pt. I paras. 18(2), 27, 31, 33 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

19 **F209**

Textual Amendments

F209 Sch. 11 Pt. I para. 19 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

20 **F210**

Textual Amendments

F210 Sch. 11 Pt. I para. 20 repealed by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(2), **Sch. 16 Pt. III**

21 **F211**

Textual Amendments

F211 Sch. 11 Pt. I para. 21 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, **Sch. 7**

22 **F212**

Textual Amendments

F212 Sch. 11 Pt. I paras. 22, 25 repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, **Sch. 3**

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23 In section 266(1)(i) the references to a land drainage authority shall include references to the Greater London Council.

24 In Part XII—

- (a) any reference to the Public Health Act 1936 shall include a reference to section 41 of this Act and this Schedule;
- (b) any reference to a council shall be construed as including a reference to the Sub-Treasurer of the Inner Temple and the Under-Treasurer of the Middle Temple, except that any reference in any provision of Part XII to the clerk or any officer or authorised officer of the council shall, in relation to the Inner Temple or the Middle Temple, be construed as a reference to an officer authorised by the Sub-Treasurer or the Under-Treasurer, as the case may be, to act for the purposes of that provision;
- (c) any reference to a local authority or the district of a local authority shall, so far as relating to any enactment under which the Greater London Council has functions, be construed as a reference to that Council or Greater London as the case may be.

25 F213

Textual Amendments

F213 Sch. 11 Pt. I paras. 22, 25 repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, Sch. 3

M60 THE WATER ACT 1945

Marginal Citations

M60 1945 c. 42.

26 F214

Textual Amendments

F214 Sch. 11 Pt. I para. 26 repealed by Water Act 1989 (c. 15, SIF 130), 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, Sch. 27 Pt. I

27 In section 59 (1)—

- (a) at the end of the definition of “district” there shall be inserted the words “and includes the Inner Temple and the Middle Temple”;
- (b) in the definition of “local authority” after the words “county borough” there shall be inserted the words “London borough” and for the words “or the council of a metropolitan borough” there shall be substituted the words “the Sub-Treasurer of the Inner Temple or the Under-Treasurer of the Middle Temple” ; and
- (c) in the definition of “local enactment” for the word “London” there shall be substituted the words “Greater London and the surrounding area”.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Modifications etc. (not altering text)

C31 The text of Sch. 11 Pt. I paras. 18(2), 27, 31, 33 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

28 **F215**

Textual Amendments

F215 Sch. 11 Pt. I para. 28 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

29 **F216**

Textual Amendments

F216 Sch. 11 Pt. I para. 29 repealed by Water Act 1989 (c. 15, SIF 130), 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, **Sch. 27 Pt. I**

^{M61}*THE CLEAN AIR ACT 1956*

Marginal Citations

M61 1956 c. 52.

30 Any reference to building byelaws and building regulations shall, in relation to Greater London other than the outer London boroughs, be construed as a reference to byelaws made by the Greater London Council or the London county council under the ^{M62}London Building Act (Amendment) Act 1935.

Marginal Citations

M62 1935 c. xcii.

31 In section 10 (1), for the words “the administrative county of London” there shall be substituted the words “Greater London or in an outer London Borough”.

Modifications etc. (not altering text)

C32 The text of Sch. 11 Pt. I paras. 18(2), 27, 31, 33 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

32 **F217**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F217 Sch. 11 para. 32 repealed by Control of Pollution Act 1974 (c. 40), s. 109(2), **Sch. 4**

M63 THE PUBLIC HEALTH ACT 1961

Marginal Citations

M63 1961 c. 64.

^{x9}33 In section 2 (3) after the word “district” there shall be inserted the words “the Common Council, the Sub-Treasurer of the Inner Temple or the Under-Treasurer of the Middle Temple”.

Editorial Information

X9 The text of Sch. 11 Pt. I paras. 18(2), 27, 31, 33 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

34—36. **F218**

Textual Amendments

F218 Sch. 11 Pt. I paras. 34—36 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, **Sch. 7**

37 **F219**

Textual Amendments

F219 Sch. 11 Pt. I para. 37 repealed by Highways Act 1980 (c. 66, SIF 59), s. 43(3), **Sch. 25**

38 **F220**

Textual Amendments

F220 Sch. 11 Pt. I para. 38 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

39 **F221**

Textual Amendments

F221 Sch. 11 Pt. I para. 39 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

40 **F222**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects
 for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F222 Sch. 11 Pt. I para. 40 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

41

F223

Textual Amendments

F223 Sch. 11 Pt. I para. 41 repealed by Statute Law (Repeals) Act 1977 (c. 18), s. 1(1), **Sch. 1 Pt. XI**

PART II

PROVISIONS REPRODUCED FROM ENACTMENTS RELATING TO PUBLIC HEALTH IN LONDON

Modifications etc. (not altering text)

C33 Sch. 11 Pt. II: power to transfer certain functions conferred by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), **ss. 7(3)(c), 8(2)**

- 1 (1) Without prejudice to sections 259 and 262 of the ^{M64}Public Health Act 1936, but subject to the following provisions of this paragraph, if a local authority consider that in any premises a pond, pool, ditch, gutter or place containing, or used for the collection of, any drainage, filth, stagnant water or other matter is likely to be prejudicial to health or a nuisance, they may by notice require the owner or occupier of the premises to drain, cleanse, cover or fill up the pond, pool, ditch, gutter or place, or to construct a proper drain for the discharge of the matter, or to execute such other works as the circumstances may require.
- (2) The local authority may contribute towards the expenses incurred by any person in complying with a notice under this paragraph.
- (3) Where any works required by a notice under this paragraph interfere with any right to the use of water, the local authority may, with the agreement of the person in whom the right is vested, acquire from him the right and any land for the benefit of which the right enures, instead of compensating him under section 278 of the Public Health Act 1936.
- (4) The provisions of Part XII of the Public Health Act 1936 with respect to appeals against, and the enforcement of, notices requiring the execution of works shall apply in relation to any notice given under this paragraph.

Marginal Citations

M64 1936 c. 49.

2, 3.

F224

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F224 Sch. 11 Pt. II paras. 2, 3 repealed by [Building Act 1984 \(c. 55, SIF 15\)](#), s. 133(2), [Sch. 7](#)

- ^{F225}4 Byelaws with respect to the construction and use of incinerators for the disposal of refuse in inner London boroughs and the City (being incinerators which are, or are in the nature of, buildings or structures or which form part of a building or structure) shall be made by the councils of those boroughs or the Common Council, as the case may be.

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 9, [Sch. 6 para. 1](#)

- 5 It shall be the duty of each local authority to enforce in their district any byelaws under paragraphs 2 to 4 of this Part of this Schedule which are in force in their district.

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 9, [Sch. 6 para. 1](#)

- 6 The council of any London borough and the Common Council may make byelaws with respect to the following operations, except when carried out by a local authority . . . ^{F226} and except so far as byelaws with respect thereto may be made under section 72 or 82 of the ^{M65}Public Health Act 1936, that is to say—
- (a) the removal of refuse from premises in the council's area;
 - (b) the conveyance of refuse by rail, road or water from loading points in that area;
 - (c) the deposit of refuse in premises in that area pending its removal or disposal.

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 9, [Sch. 6 para. 1](#)

F226 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

Marginal Citations

M65 1936 c. 49.

- 7 Any person who has in his possession or under his control any article of food which is unsound, unwholesome or unfit for human consumption may, by notice to the local authority, specifying and identifying the article, request its removal, and the local authority shall cause it to be removed as if it were trade refuse which they had undertaken to remove under section 73(1) of the Public Health Act 1936.

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 9, [Sch. 6 para. 1](#)

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

*Changes to legislation: There are currently no known outstanding effects
 for the London Government Act 1963. (See end of Document for details)*

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F227

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, **Sch. 6 para. 1**

F227 Sch. 11 Pt. II para. 8 repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, **Sch. 3**

- 9 (1) Where it appears to a local authority, being the council of a London borough or the Common Council, that any land within the area of the authority is by reason of its derelict, neglected or unsightly condition detrimental to the amenities of the neighbourhood, the authority may, after serving notice of their proposals on the owner and on the occupier of the land and subject to sub-paragraph (3) of this paragraph, execute such works and do such other things as the authority consider expedient for the purpose of restoring or improving and thereafter preserving the appearance of the land:

Provided that the works and other things which may be required to be executed or done under this paragraph shall not include the erection or maintenance of any building or the doing of anything in or upon any building, but may include the erection or maintenance of a hoarding or fence.

- (2) Any person served with a notice under the foregoing sub-paragraph may, if aggrieved by the proposal specified in the notice, appeal to a magistrates' court within the period of twenty-eight days beginning with the date of the service of the notice.
- (3) A local authority may proceed with the proposals specified in a notice under sub-paragraph (1) of this paragraph if but only if—
- (a) none of the persons on whom the notice was served has, within the said period of twenty-eight days, taken steps to implement the proposals himself or instituted an appeal against the proposals to a magistrates' court; or
 - (b) any such steps begun to be taken by any such person within that period are not completed within a reasonable time; or
 - (c) any appeal instituted within that period has been dismissed or abandoned or failed for want of prosecution.
- (4) Any expenses incurred by the local authority in removing any materials from any land in exercise of the powers conferred on them by this paragraph and the cost of selling any materials so removed may be deducted by the authority from the proceeds which they are required by section 276 of the ^{M66}Public Health Act 1936 to pay to the person to whom the materials belonged.
- (5) The foregoing provisions of this paragraph shall not be construed as prejudicing the powers exercisable by the Greater London Council under section 69 of the ^{M67}London Building Acts (Amendment) Act 1939, or by the council of an outer London borough under [^{F228}section 79 of the Building Act 1984], or by the local planning authority under section 89 of the National Parks and Access to the ^{M68}Countryside Act 1949.

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, **Sch. 6 para. 1**

F228 Words substituted by Building Act 1984 (c. 55, SIF 15), s. 133(1), **Sch. 6 para. 10**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Marginal Citations

M66 1936 c. 49.

M67 1939 c. xcvi.

M68 1949 c. 97.

- 10 Without prejudice to paragraph 24 of Part I of this Schedule, expressions used in this Part of this Schedule and the Public Health Act 1936 have the same meanings in this Part of this Schedule as in that Act.]

Textual Amendments

F225 Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, **Sch. 6 para. 1**

SCHEDULE 12

Section 52.

LICENSING OF PUBLIC ENTERTAINMENTS IN GREATER LONDON ON AND AFTER 1ST APRIL 1965

Modifications etc. (not altering text)

C34 Sch. 12 extended by Greater London Council (General Powers) Act 1978 (c. xiii), s. 3

Sch. 12 modified (20.9.2000) by 2000 c. vii, ss. 1(1), 22, **Sch. 1**

Sch. 12: functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of S.I. 2000/2853, reg. 2(1), **Sch. 1**

Music and dancing licences

- 1 (1) Subject to sub-paragraph (6) of this paragraph no ^{F229}premises in a London borough or the City of London], whether or not licensed for the sale of intoxicating liquor, shall be used for any of the following purposes, that is to say, public dancing or music and any other public entertainment of the like kind, except under and in accordance with the terms of a licence granted under this paragraph by ^{F229}the council of that borough or the Common Council, as the case may be, and that council or the Common Council is in this Schedule referred to as “the Council”].
- (2) The Council may grant to any applicant therefor and from time to time renew a licence for the use of any premises specified therein for all or any of the purposes aforesaid on such terms and conditions and subject to such restrictions as may be so specified.
- (3) Subject to the next following sub-paragraph and to paragraph 19(3) of this Schedule, a licence granted under this paragraph shall, unless previously cancelled under paragraph 8 or revoked under paragraph 10(4) of this Schedule, remain in force for one year or for such shorter period specified in the licence as the Council may think fit.
- (4) The Council may grant a licence under this paragraph in respect of such one or more particular occasions only as may be specified in the licence, and a licence granted by

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virtue of this sub-paragraph is hereafter in this Schedule referred to as an “occasional music licence”.

(5) Where a licence has been granted under this paragraph to any person, the Council may, if they think fit, transfer that licence to any other person on the application of that other person or the holder of the licence.

(6) Sub-paragraph (1) of this paragraph shall not apply to the Theatre Royal Drury Lane, the Royal Covent Garden Opera House, the Theatre Royal Haymarket . . . ^{F230} or to any entertainment lawfully held by virtue of letters patent or licence of the Crown . . . ^{F231}

[^{F232}(7) In this paragraph “premises” includes any place.]

Textual Amendments

F229 Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(a)**

F230 Words repealed by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 49(1), **Sch. 4**

F231 Words repealed by [Theatres Act 1968 \(c. 54\)](#), **Sch. 3**

F232 [Sch. 12 para. 1\(7\)](#) inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 2**

- 2 (1) An applicant for the grant or transfer of a licence under paragraph 1 of this Schedule in respect of any premises shall give to the Council . . . ^{F233} to the commissioner of police in whose district the premises are situated [^{F234}and to the London Fire and Civil Defence Authority (in this Schedule referred to as “the fire authority”)] not less than twenty-one days’ notice of his intention to make the application and furnish such particulars and give such other notices as the Council may by regulations prescribe.
- (2) An applicant for the renewal of a licence under the said paragraph 1 shall give to the Council [^{F235}and the fire authority] twenty-eight days’ notice of his intention to make the application.
- (3) In relation to an application for the grant, renewal or transfer of an occasional music licence, the two foregoing sub-paragraphs shall have effect as if for the reference to twenty-one or, as the case may be, twenty-eight days’ notice there were substituted a reference to fourteen days’ notice and as if the requirement as to notice to the commissioner of police were omitted.

Textual Amendments

F233 Word repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(b)**

F234 Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(b)**

F235 Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(c)**

VALID FROM 01/05/1998

[^{F236}2A(1) This paragraph applies where the Council by whom a licence was granted under paragraph 1 of this Schedule in respect of any premises receive a report from the commissioner of police in whose district the premises are situated—

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- (a) stating that there is a serious problem relating to the supply or use of controlled drugs at the premises or at any premises nearby which are controlled by the holder of the licence; and
 - (b) giving reasons for his view that there is such a problem.
- (2) An application for the renewal or transfer of the licence may be refused by the Council on the ground that they are satisfied that not renewing or transferring it will significantly assist in dealing with the problem.
- (3) The Council shall give the reasons for their refusal of the application to—
- (a) the holder of the licence; and
 - (b) in the case of an application for the transfer of the licence, the person to whom the licence would have been transferred if the application had been granted.
- (4) A person to whom reasons are given may make representations to the Council; and the Council shall consider any representations within the period of twenty-one days beginning with the day on which they receive them.
- (5) After considering any representations, the Council shall (unless the date of expiry of the licence has passed) either—
- (a) confirm the refusal of the application; or
 - (b) grant the application.
- (6) The Council shall have regard in exercising their functions under this paragraph to such guidance as may be issued by the Secretary of State.
- (7) In this paragraph “premises” includes any place.]

Textual Amendments

F236 Sch. 12 para. 2A inserted (1.5.1998) by 1997 c. 49, s. 2(3); S.I. 1998/1009, art. 2 (with art. 3)

- 3 The person making an application for the grant, renewal or transfer of a licence under paragraph 1 of this Schedule shall (except where the licence is for an entertainment which in the opinion of the Council is of an educational or other like character or is given for a charitable or other like purpose) on making the application pay to the Council such fee as the Council may fix . . . ^{F237}

Textual Amendments

F237 Words repealed by Local Government Act 1974 (c. 7), s. 35, Sch. 6 para. 16, Sch. 8

Indoor sports licences

- ^{F238}3A(1) Subject to sub-paragraphs (2) and (3) below, no premises in a London borough or the City of London shall be used for any entertainment which consists of any sporting event to which the public are invited as spectators (a “sports entertainment”) except under and in accordance with the terms of a licence granted under this paragraph by the Council.

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- (2) Sub-paragraph (1) above does not require a licence in respect of any occasion when the sporting event which constitutes the entertainment is not the principal purpose for which the premises are used on that occasion; but this provision does not apply in relation to a sports complex.
- (3) Sub-paragraph (1) above does not apply to a sports entertainment held in a pleasure fair.
- (4) The Council may grant to any applicant, and from time to time renew, a licence for the use of any premises specified in it for any sports entertainment on such terms and conditions and subject to such restrictions as may be so specified.
- (5) Subject to the next following sub-paragraph and to paragraph 19(3) of this Schedule, a licence granted under this paragraph shall, unless previously cancelled under paragraph 8 or revoked under paragraph 10(4) of this Schedule, remain in force for one year or for such shorter period specified in the licence as the Council think fit.
- (6) The Council may grant a licence under this paragraph in respect of such one or more particular occasions only as may be specified in the licence, and a licence granted by virtue of this sub-paragraph is hereafter in this Schedule referred to as an “occasional sports licence”.
- (7) Where a licence has been granted under this paragraph to any person the Council may if they think fit transfer that licence to any other person on the application of that other person or the holder of the licence.
- (8) In this paragraph—
- “premises” means any permanent or temporary building and any tent or inflatable structure and includes a part of a building where the building is a sports complex but does not include a part of any other building;
- “sporting event” means any contest, exhibition or display of any sport;
- “sports complex” means a building—
- (a) which provides accommodation and facilities for both those engaging in sport and spectators, and
- (b) the parts of which are so arranged that one or more sports can be engaged in simultaneously in different parts of the building; and
- “sport” includes any game in which physical skill is the predominant factor and any form of physical recreation which is also engaged in for purposes of competition or display, except dancing (in any form).]

Textual Amendments

F238 Sch. 12 paras. 3A-3C inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(1)

- [^{F239}3B(1) An applicant for the grant, renewal or transfer of a licence under paragraph 3A of this Schedule other than an occasional sports licence shall give to the Council, to the commissioner of police in whose district the premises to which the application relates are situated and to the fire authority not less than twenty-one days’ notice of his intention to make the application.

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- (2) An applicant for the grant, renewal or transfer of an occasional sports licence shall give to the Council and the fire authority not less than fourteen days’ notice of his intention to make the application.]

Textual Amendments

F239 Sch. 12 paras. 3A-3C inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(1)

- [^{F240}3C The person making an application for the grant, renewal or transfer of a licence under paragraph 3A of this Schedule shall on making the application pay to the Council such fee as the Council may fix.]

Textual Amendments

F240 Sch. 12 paras. 3A-3C inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(1)

Boxing and wrestling licences

- 4 (1) This paragraph shall apply to any boxing or wrestling entertainment (that is to say, any public contest, exhibition or display of boxing or, as the case may be, wrestling) which is provided [^{F241}wholly or mainly in the open air] in Greater London other than such an entertainment provided—
- (a) by a travelling showman at a pleasure fair;
 - (b) ^{F242}
 - (c) by members of the Boy Scouts’ Association or of any organisation constituted by the Boy Scouts’ Association in pursuance of their charter;
 - (d) by any school; or
 - (e) by a bona fide association, club, hospital or society not carried on for profit.
- (2) A boxing or wrestling entertainment to which this paragraph applies shall not be given elsewhere than at premises licensed for the purpose in accordance with the provisions of this paragraph and in accordance with the terms of that licence.
- (3) The Council may grant to any applicant therefor and from time to time renew a licence to use any premises specified therein for the purpose of a boxing or wrestling entertainment on such terms and conditions and subject to such restrictions as may be so specified.
- (4) Subject to the next following sub-paragraph and to paragraph 19 (3) of this Schedule, a licence granted under this paragraph shall, unless previously cancelled under paragraph 8 or revoked under paragraph 10 (4) of this Schedule, remain in force for one year or for such shorter period specified in the licence as the Council may think fit.
- (5) The Council may grant a licence under this paragraph in respect of such one or more particular occasions only as may be specified in the licence, and a licence granted by virtue of this sub-paragraph is hereafter in this Schedule referred to as an [^{F243}“occasional outdoor boxing or wrestling licence”].

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- (6) Where a licence has been granted under this paragraph to any person, the Council may if they think fit transfer that licence to any other person on the application of that other person or the holder of the licence.

[^{F244}(7) In this paragraph “premises” includes any place.]

Textual Amendments

- F241** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 3(a)**
- F242** [Sch. 12 para. 4\(1\)\(b\)](#) repealed by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), ss. 42(2), 49(1), [Sch. 3 para. 3\(a\)](#), **Sch. 4**
- F243** Words substituted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 3(b)**
- F244** [Sch. 12 para. 4\(7\)](#) inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 3(c)**

- 5 (1) An applicant for the grant, renewal or transfer of a licence under paragraph 4 of this Schedule other than an [^{F245}occasional outdoor boxing or wrestling licence] shall give to the Council . . . ^{F246} to the commissioner of police in whose district the premises to which the application relates are situated [^{F247}and to the fire authority] not less than twenty-one days’ notice of his intention to make the application.
- (2) An applicant for the grant, renewal or transfer of an [^{F245}occasional outdoor boxing or wrestling licence] shall give to the Council [^{F248}and the fire authority] not less than fourteen days’ notice of his intention to make the application.

Textual Amendments

- F245** Words substituted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 4**
- F246** Word repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(d)**
- F247** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(d)**
- F248** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(e)**

- 6 The person making an application for the grant, renewal or transfer of a licence under paragraph 4 of this Schedule shall on making the application pay to the Council such fee as the Council may fix . . . ^{F249}

Textual Amendments

- F249** Words repealed by [Local Government Act 1974 \(c. 7\)](#), s. 35, [Sch. 6 para. 16](#), **Sch. 8**

- [^{F250}6A Where, before the date of expiry of a licence granted under paragraph 1 [^{F251}, 3A]] or 4 of this Schedule, an application has been made for the renewal of that licence, the licence shall be deemed to remain in force notwithstanding that the date of expiry of the licence has passed, until the determination of the application by the Council or until the withdrawal of the application.

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Textual Amendments

F250 Sch. 12 paras. 6A, 6B inserted by Greater London Council (General Powers) Act 1978 (c. xiii), s. 4

F251 Words inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(2), Sch. 3 para. 5

^{F252}6B Where, before the date of expiry of a licence granted under paragraph 1 [^{F253}, 3A] or 4 of this Schedule, an application has been made for the transfer of that licence, the licence shall be deemed to remain in force (with any necessary modifications) notwithstanding that the date of expiry of the licence has passed or that the applicant for such transfer is carrying on at the premises in respect of which the licence was granted the functions to which the licence relates, until the determination of the application by the Council or the withdrawal of the application.

Textual Amendments

F252 Sch. 12 paras. 6A, 6B inserted by Greater London Council (General Powers) Act 1978 (c. xiii), s. 4

F253 Words inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(2), Sch. 3 para. 5

Transmission and cancellation of licences

7 In the event of the death of the holder of a licence granted under paragraph 1 [^{F254}, 3A] or 4 of this Schedule, then, until a legal personal representative of the deceased holder has been duly constituted, the person carrying on at the premises in respect of which the licence was granted the functions to which the licence relates shall be deemed to be the holder of the licence unless and until it is transferred to some other person.

Textual Amendments

F254 Words inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(2), Sch. 3 para. 6

8 The Council upon receiving from the holder of a licence under paragraph 1 [^{F255}, 3A] or 4 of this Schedule which is for the time being in force a written request in that behalf accompanied by the licence may cancel the licence.

Textual Amendments

F255 Words inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(2), Sch. 3 para. 6

Power to impose general terms, conditions and restrictions by regulations

9 (1) Subject to the provisions of this Schedule, the Council may make regulations prescribing generally the terms, conditions and restrictions on and subject to which licences under paragraph 1 [^{F256}, 3A] or 4 of this Schedule may be granted, renewed or transferred and, where any such regulations are made, then, without prejudice to

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the power of the Council to grant a licence on any special terms or conditions or subject to any special restrictions, every such licence shall be deemed to be granted subject to the regulations.

- (2) Prima facie evidence of any regulations under this paragraph may be given in any legal proceedings by the production of a copy purporting to be certified as a true copy by the clerk to the Council or some other officer of the Council authorised to give a certificate for the purposes of this paragraph, and no proof shall be required of the handwriting or official position or authority of any person giving such a certificate.

Textual Amendments

F256 Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 7](#)

Modifications etc. (not altering text)

C35 [Sch. 12 para. 9](#): functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of [S.I. 2000/2853, reg. 2\(1\)](#), [Sch. 1](#)

Enforcement of paragraphs 1 to 9

VALID FROM 01/05/1998

- [^{F257}9A(1) This paragraph applies where the Council by whom a licence was granted under paragraph 1 of this Schedule in respect of any premises receive a report from the commissioner of police in whose district the premises are situated—
- (a) stating that there is a serious problem relating to the supply or use of controlled drugs at the premises or at any premises nearby which are controlled by the holder of the licence; and
 - (b) giving reasons for his view that there is such a problem.
- (2) The Council may—
- (a) revoke the licence; or
 - (b) impose terms, conditions or restrictions on or subject to which it is to be held,
- on the ground that they are satisfied that to do so will significantly assist in dealing with the problem.
- (3) The Council shall give the reasons for their revocation of the licence, or the imposition of the terms, conditions or restrictions, to the holder of the licence who may make representations to the Council; and the Council shall consider any representations within the period of twenty-one days beginning with the day on which they receive them.
- (4) After considering any representations, the Council shall (unless the date of expiry of the licence has passed) either—
- (a) confirm that the licence remains revoked or continues to have effect on or subject to the terms, conditions or restrictions which have been imposed; or
 - (b) reinstate the licence or determine that it has effect free of those terms, conditions or restrictions.

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(5) The Council shall have regard in exercising their functions under this paragraph to such guidance as may be issued by the Secretary of State.

(6) In this paragraph “premises” includes any place.]

Textual Amendments

F257 Sch. 12 para. 9A inserted (1.5.1998) by 1997 c. 49, s. 2(4); S.I. 1998/1009, art. 2 (with art. 3)

10 (1) If at any premises any entertainment in respect of which a licence is required under paragraph 1 [^{F258}, 3A] or 4 of this Schedule is provided without such a licence being held in respect thereof, then—

- (a) any person concerned in the organisation or management of that entertainment; and
- (b) any other person who, knowing or having reasonable cause to suspect that such an entertainment would be so provided at those premises—
 - (i) allowed the premises to be used for the provision of that entertainment; or
 - (ii) let the premises, or otherwise made the premises available, to any person by whom an offence in connection with the entertainment has been committed,

shall be guilty of an offence.

[^{F259}(2) Subject to paragraph 11 of this Schedule, if—

- (a) any person is the holder of a licence granted under the said paragraph 1 [^{F260}, 3A] or 4, under section 21 (Licensing of public exhibitions, etc.) of the Greater London Council (General Powers) Act 1966 or under section 5 (Licensing of entertainments booking offices) of the Greater London Council (General Powers) Act 1978 in respect of any premises which have been used in contravention of any term, condition or restriction on or subject to which the licence is held; or
- (b) any other person who, knowing or having reasonable cause to suspect that the premises would be so used—
 - (i) allowed the premises to be so used; or
 - (ii) let the premises, or otherwise made the premises available, to any person who so used the premises;

he shall be guilty of an offence in respect of the contravention of each such term, condition or restriction.]

[^{F261}(3) Any person guilty of an offence under sub-paragraph (1) or (2) of this paragraph shall be liable on summary conviction

- (a) in the case of an offence to which sub-paragraph (3A) of this paragraph applies, to a fine not exceeding £20,000 or to imprisonment for a term not exceeding six months or to both;
- (b) in any other case, to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding three months or to both.

(3A) This sub-paragraph applies to

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- (a) any offence under sub-paragraph (1) of this paragraph where the entertainment provided is entertainment in respect of which a licence is required under paragraph 1 of this Schedule; and
- (b) any offence under sub-paragraph (2) of this paragraph where the licence held is a licence granted under that paragraph and the term, condition or restriction which is contravened imposes a limit on the number of persons who may be present at the entertainment,

but excluding (in each case) any offence which would not be an offence if section 3 of the ^{M69}Greater London Council (General Powers) Act 1978 (premises used for public entertainment consisting wholly or partly of human posing deemed to be premises used for public dancing) had not been enacted.]

- (4) If the holder of a licence under the said paragraph 1 [^{F262}, 3A] or 4 is convicted by virtue of sub-paragraph (2) (a) of this paragraph, then, subject to paragraph 19 of this Schedule, the Council may revoke the licence.
- [^{F263}(5) Where an offence under sub-paragraph (1) or (2) of this paragraph 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 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 that offence and shall be liable to be proceeded against and punished accordingly.
- (6) Where the affairs of a body corporate are managed by its members, sub-paragraph (5) above shall apply in relation to the acts and defaults of a member in connection with his functions of management as if he were a director of the body corporate.]

Textual Amendments

- F258** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 8](#)
- F259** [Sch. 12 para. 10\(2\)](#) substituted by [Greater London Council \(General Powers\) Act 1979 \(c. xxii\)](#), s. 3(a)
- F260** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 8](#)
- F261** [Sch. 12 para. 10\(3\)\(3A\)](#) substituted by [Entertainments \(Increased Penalties\) Act 1990 \(c. 20, SIF 45A\)](#), s. 1(1)
- F262** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 8](#)
- F263** [Sch. 12 para. 10\(5\)\(6\)](#) inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\)](#), s. 4(3)

Marginal Citations

- M69** 1978 c.xiii.

- 11 Where, in the case of any premises in respect of which a licence under paragraph 1 of this Schedule is for the time being in force, a special order of exemption on any special occasion has been granted in respect of those premises under section 107 of the ^{M70}Licensing Act 1953, no person shall be guilty of an offence under paragraph 10 (2) of this Schedule by reason only of those premises being kept open on that special occasion for any of the purposes authorised by the licence after the latest hour so authorised by not later than the hour specified in that special order as the hour for closing.

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Marginal Citations

M70 1953 c. 46.

VALID FROM 21/12/2002

[^{F264}11(A)] Sub-paragraph (2) below applies where—

- (a) a licence under paragraph 1 of this Schedule is for the time being in force in respect of any premises, and
 - (b) the Special Occasions licensing hours are (subject to any Special Occasions restriction order) added to the permitted hours in the premises.
- (2) No person shall be guilty of an offence under paragraph 10(2) of this Schedule by reason only of the premises being kept open on New Year’s Eve for any of the purposes authorised by the licence after the latest hour so authorised.
- (3) For the purposes of paragraph (2) above, “New Year’s Eve”—
- (a) does not include any time specified in a Special Occasions restriction order as not to be added to the permitted hours, but
 - (b) otherwise, includes any period immediately following New Year’s Eve during which the Special Occasions licensing hours continue.
- (4) Where, by virtue of a Special Occasions restriction order, the permitted hours together with any of the Special Occasions licensing hours to be added to them end at different times in different parts of the premises, each part shall be treated as separate premises for the purposes of this paragraph.
- (5) In this paragraph expressions used in the Regulatory Reform (Special Occasions Licensing) Order 2001 shall have the same meaning as in that Order.]

Textual Amendments

F264 Sch. 12 para. 11A inserted (21.12.2002) by [The Regulatory Reform \(Special Occasions Licensing\) Order 2002 \(S.I. 2002/3205\)](#), art. 3

- 12 (1) A police constable or any person appointed for the purpose by the Council [^{F265}or the fire authority] may at all reasonable times enter any premises in respect of which a licence under paragraph 1 [^{F266}, 3A] or 4 of this Schedule is for the time being in force at which he has reason to believe that an entertainment to which [^{F267}any] of those paragraphs applies is being or is about to be given with a view to seeing whether the provisions of this Schedule applicable to that entertainment and the terms, conditions or restrictions on or subject to which the licence is held are complied with.
- (2) A police constable or any person appointed as aforesaid may, if authorised in that behalf by a warrant granted by a justice of the peace, enter any premises in respect of which he has reason to suspect that an offence under this Schedule is being committed.
- (3) Any person who refuses to permit any such constable or person to enter or inspect any premises in accordance with the provisions of this paragraph shall for every such

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refusal be liable on summary conviction to a fine not exceeding [^{F268}level 3 on the standard scale].

Textual Amendments

- F265** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(f)**
- F266** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 9**
- F267** Word substituted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 9**
- F268** Words substituted by virtue of [Local Government \(Miscellaneous Provisions\) Act 1982 \(c. 30, SIF 81:1\)](#), s. 1(8)(b) and [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), s. 46

[^{F269}12A The provisions of paragraphs 12B and 12C of this Schedule shall have effect in Greater London other than in the outer London boroughs.]

Textual Amendments

- F269** [Sch. 12 paras. 12A-12C](#) inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\)](#), s. 4(1)

[^{F270}12B(1) Subject to sub-paragraph (2) of this paragraph, the court by or before which a person is convicted of an offence under sub-paragraph (1) or (2) of paragraph 10 of this Schedule may order any thing produced to the court, and shown to the satisfaction of the court to relate to the offence, to be forfeited and dealt with in such manner as the court may order.

(2) The court shall not order any thing to be forfeited under the foregoing sub-paragraph where a person claiming to be the owner of or otherwise interested in it applies to be heard by the court, unless an opportunity has been given to him to show cause why the order should not be made.]

Textual Amendments

- F270** [Sch. 12 paras. 12A-12C](#) inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\)](#), s. 4(1)

[^{F271}12C A constable or any person appointed for the purpose by the Council who enters any premises under the authority of a warrant granted under sub-paragraph (2) of paragraph 12 of this Schedule may seize and remove any apparatus or equipment or other thing whatsoever found on the premises which he has reasonable cause to believe may be liable to be forfeited under paragraph 12B of this Schedule.]

Textual Amendments

- F271** [Sch. 12 paras. 12A-12C](#) inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\)](#), s. 4(1)

13—16. ^{F272}

Textual Amendments

- F272** [Sch. 12 paras. 13–16, 19\(1\)\(a\)\(ii\)](#) repealed by [Theatres Act 1968 \(c. 54\)](#), **Sch. 3**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Provisional grant of licences

- 17 (1) Where application is made to the Council for the grant of a licence under . . . ^{F273}, . . . ^{F274} paragraph 1 [^{F275}, 3A] or 4 of this Schedule in respect of premises which are to be, or are in the course of being, constructed, extended or altered and the Council are satisfied that the premises would, if completed in accordance with plans deposited in accordance with the requirements of the Council, be such that the Council would grant the licence, the Council may grant the licence subject to a condition that it shall be of no effect until confirmed by the Council.
- (2) The Council shall confirm any licence granted by virtue of the foregoing subparagraph if and when they are satisfied that the premises have been completed in accordance with the plans aforesaid, or in accordance with those plans as modified with the approval of the Council, and that the licence is held by a fit and proper person.

Textual Amendments

F273 Words repealed by [Theatres Act 1968 \(c. 54\), Sch. 3](#)

F274 Words repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\), s. 24\(2\), Sch. 3](#)

F275 Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\), s. 42\(2\), Sch. 3 para. 10](#)

Variation of licences

- 18 The holder of a licence in respect of any premises—
- (a) granted under paragraph 1 [^{F276}, 3A] or 4 of this Schedule or,
- (b) ^{F277}

Textual Amendments

F276 Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\), s. 42\(2\), Sch. 3 para. 11](#)

F277 [Sch. 12 para. 18\(b\)](#) repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\), ss. 24\(2\), Sch. 3](#)

- [^{F278}18A The person making an application for the variation of a licence under paragraph 18 of this Schedule shall on making the application pay to the Council such reasonable fee as the Council may fix.]

Textual Amendments

F278 [Sch. 12 para. 18A](#) inserted by [Greater London Council \(General Powers\) Act 1986 \(c. iv\), Pt. II s. 3](#)

Appeals

- 19 (1) Any of the following persons, that is to say—
- (a) an applicant for—
- (i) the grant, renewal or transfer of a licence in respect of any premises under paragraph 1 [^{F279}, 3A] or 4 of this Schedule; or

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

(ii) **F280**

(iii) the variation of the terms, conditions or restrictions on or subject to which any such licence as aforesaid is held,

whose application is refused;

(b) the holder of any such licence as aforesaid whose licence is revoked by the Council or who is aggrieved by any term, condition or restriction on or subject to which the licence is held,

may at any time before the expiration of the period of twenty-one days beginning with the date when he is notified of the refusal of his application or revocation of his licence, or when the term, condition or restriction becomes operative with respect to his licence, as the case may be, appeal to a magistrates' court acting for the petty sessions area in which the premises are situated; and the court may make such order as it thinks fit and, subject to the next following sub-paragraph, that order shall be binding on the Council.

(2) Any person aggrieved by the order of a magistrates' court on an appeal under the foregoing sub-paragraph may appeal therefrom to a court of quarter sessions.

(3) Where any such licence as aforesaid is revoked under paragraph 10 (4) or 16 (2) of this Schedule or an application for the renewal of a licence under the said paragraph 1 [^{F279}, 3A] or 4 is refused, the licence shall be deemed to remain in force—

(a) during any period within which an appeal under this paragraph may be brought and, if such an appeal is brought within the relevant period, until the determination or abandonment of the appeal; and

(b) where such an appeal relating to such a refusal as aforesaid is successful and no further such appeal is available, until the licence is renewed by the Council.

(4) In the case of an appeal in relation to an application of which, in accordance with paragraph 2 (1) [^{F281}, 3B(1)] or 5 (1) of this Schedule, notice was required to be given to a commissioner of police, notice of that appeal shall be given to that commissioner as well as to any other person to whom it is required to be given apart from this sub-paragraph.

(5) **F282**

Textual Amendments

F279 Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 12(a)**

F280 [Sch. 12 paras. 13–16, 19\(1\)\(a\)\(ii\)](#) repealed by [Theatres Act 1968 \(c. 54\)](#), **Sch. 3**

F281 Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 12\(b\)](#)

F282 [Sch. 12 para. 19\(5\)](#) repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\)](#), ss. 24(2), **Sch. 3**

Modifications etc. (not altering text)

C36 [Sch. 12 para. 19\(2\)](#) amended with the substitution of a reference to the Crown Court for the reference to a court of quarter sessions by [Courts Act 1971 \(c. 23\)](#), s. 56(2), **Sch. 9 Pt. I**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

VALID FROM 01/05/1998

[^{F283} Interpretation]

Textual Amendments

F283 Cross-heading for Sch. 12 para. 19A inserted (1.5.1998) by 1997 c. 49, s. 2(7); S.I. 1998/1009, art. 2 (with art. 3)

[^{F284}19A In this Schedule “controlled drugs” has the same meaning as in the ^{M71}Misuse of Drugs Act 1971.]

Textual Amendments

F284 Sch. 12 para. 19A inserted (1.5.1998) by 1997 c. 49, s. 2(7); S.I. 1998/1009, art. 2 (with art. 3)

Marginal Citations

M71 1971 c. 38.

VALID FROM 01/05/1998

20 ^{F285}

Textual Amendments

F285 Sch. 12 para. 20 repealed by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), ss. 42(2), 49(1), Sch. 3 para. 13, **Sch. 4**

SCHEDULE 13

PART I

1 ^{F286}

Textual Amendments

F286 Sch. 13 Pt. I para. 1 repealed by Animal Health Act 1981 (c. 22, SIF 4:4), s. 96(2), **Sch. 6**

PART II

2—5. ^{F287}

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F287 Sch. 13 Pt. II repealed by Food Act 1984 (c. 30, SIF 53:1), s. 134, **Sch. 11**

PART III

6 **F288**

Textual Amendments

F288 Sch. 13 Pt. III para. 6 repealed by Slaughterhouses Act 1974 (c. 3), s. 47(2), **Sch. 6**

SCHEDULE 14

Section 62.

FUNCTIONS AS FROM 1ST APRIL 1965 WITH RESPECT TO LAND DRAINAGE, FLOOD PREVENTION, ETC.

1—9. **F289**

Textual Amendments

F289 Sch. 14 (except para. 10) repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), s. 117(3), **Sch. 8**

10 In the ^{M72}Water Resources Act 1963, subject to any provision made by an order under section 84 of this Act—

- (a) references to a county borough and the council thereof shall be construed as including references respectively to a London borough and the council thereof and [^{F290}the City and the Temples] and the Common Council;
- (b) without prejudice to the foregoing sub-paragraphs, references to local authorities shall be construed as including references to . . . ^{F291}, London borough councils and the Common Council;

F292

Textual Amendments

F290 Words substituted by S.I. 1971/1732

F291 Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

F292 Words repealed by Water Act 1973 (c. 37), **Sch. 9**

Marginal Citations

M72 1963 c. 38.

11—16. **F293**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments

F293 Sch. 14 (except para. 10) repealed by [Land Drainage Act 1976 \(c. 70, SIF 73:1\)](#), s. 117(3), [Sch. 8](#)

SCHEDULE 15

Sections 44 and 63.

MODIFICATIONS AS FROM 1ST APRIL 1965 OF RATING AND VALUATION ENACTMENTS

PART I

THE ^{M73}RATING AND VALUATION ACT 1925

Marginal Citations

M73 1925 c. 90.

1—4. **F294**

Textual Amendments

F294 Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

5 (1) Section 9 (1) shall not apply to Greater London.

(2) **F295**

Textual Amendments

F295 Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

6 Section 10 (1) and (2) shall not apply to the City or the Temples.

7—9. **F296**

Textual Amendments

F296 Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

10 Section 54 (1) shall not apply to the City or the Temples, but—

- (a) the accounts of the Common Council so far as they relate to the poor rate levied in the City; and
- (b) the accounts of the Sub-Treasurer of the Inner Temple or the Under-Treasurer of the Middle Temple so far as they relate to any rate in the nature of a general rate levied in the Inner Temple or the Middle Temple, as the case may be,

shall be subject to audit by a district auditor under Part X of the ^{M74}Local Government Act 1933.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Marginal Citations

M74 1933 c. 51.

11—13. F297

Textual Amendments

F297 Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by General Rate Act 1967 (c. 9), Sch. 14 Pt. I

PART II

14, 15. F298

Textual Amendments

F298 Sch. 15 Pt. II and Pt. III paras. 16, 17 repealed by General Rate Act 1967 (c. 9), Sch. 14 Pt. I

PART III

16, 17. F299

Textual Amendments

F299 Sch. 15 Pt. II and Pt. III paras. 16, 17 repealed by General Rate Act 1967 (c. 9), Sch. 14 Pt. I

^{x10}18 In section, 117 (8) of the Local Government Act 1929, for the words from “county borough” onwards there shall be substituted the words “rating area in which that parish or other area is situated, to be credited to that parish or other area”.

Editorial Information

X10 The text of Sch. 15 Pt. III paras. 18, 21 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

19, 20. F300

Textual Amendments

F300 Sch. 15 Pt. III paras. 19, 20 repealed by General Rate Act 1967 (c. 9), Sch. 14 Pt. I

^{x11}21 In section 144(1) of the said Act of 1948, in the definition of “local authority”, for the words “metropolitan borough” there shall be substituted the words “London borough”.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Editorial Information

X11 The text of Sch. 15 Pt. III paras. 18, 21 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

22—26. **F301**

Textual Amendments

F301 Sch. 15 Pt. III paras. 22–26 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

SCHEDULE 16

. . . **F302**

Textual Amendments

F302 Sch. 16 repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

SCHEDULE 17

MISCELLANEOUS MODIFICATIONS OF ENACTMENTS AS FROM 1ST APRIL 1965

^{x12}₁ In the Highways and Locomotives (Amendment) Act 1878, in section 26, for the words from the beginning to “and” where first occurring there shall be substituted the words “The council of a county or county borough may, with respect to all or any of the highways in their county or borough, and the Greater London Council, the council of a London borough or the Common Council of the City of London may, with respect to all or any of the high-ways for which they are the highway authority, make and”.

Editorial Information

X12 The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

2 The ^{M75}Local Government Act 1888 shall have effect subject to the following modifications, that is to say—
(a) section 20(3) shall apply—
(i) to the Greater London Council and Greater London; and
(ii) to the council of a London borough and their borough; and

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Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- (iii) to the Common Council and [^{F303}the City and the Temples], as it applies to a county council and their county; and any sums received by the Greater London Council by virtue of an Order under section 20 (3) by way of the proceeds of local taxation licence duties shall be applicable to general London purposes;
- (b) any powers, duties or liabilities within the City which immediately before 1st April 1965 were by virtue of section 41 (1)(b) powers, duties or liabilities of the London county council shall become powers, duties or liabilities of the Common Council.

Textual Amendments
F303 Words substituted by [S.I. 1971/1732](#)

Marginal Citations
M75 [1888 c. 41.](#)

3 **F304**

Textual Amendments
F304 [Sch. 17 para. 3](#) repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109, 110, [Sch. 7 Pt. I](#)

^{x13}4 In the Canals Protection (London) Act 1898, in section 7, for the words “the administrative county of London” there shall be substituted the words “Greater London”.

Editorial Information
X13 The text of [Sch. 17 paras. 1, 4, 6, 9\(a\), 10, 11, and 15](#) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

5 **F305**

Textual Amendments
F305 [Sch. 17 para. 5](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

^{x14}6 In the Local Government Act 1929, in section 115 (7)—
(a) for the words “the county of London” there shall be substituted the words “Greater London”;
(b) for the words “metropolitan borough” in both places where “they” occur there shall be substituted the words “London borough”.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Editorial Information

X14 The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

7 **F306**

Textual Amendments

F306 Sch. 17 para. 7 repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), **Sch. 6**

8 **F307**

Textual Amendments

F307 Sch. 17 para. 8 repealed by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), s. 34(3), **Sch. 6 Pt. I**

^{x15}9 In the Civic Restaurants Act 1947—
(a) for section I (1) (a) there shall be substituted—
“(a) in Greater London, the council of a London borough or the
Common Council of the City of London;”
(b) **F308**

Editorial Information

X15 The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

F308 Sch. 17 para. 9(b) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

^{x16}10 In section I (1) of the Prevention of Damage by Pests Act 1949—
(a) for the words “metropolitan boroughs” there shall be substituted the words
“London boroughs”;
(b) in paragraph (b) of the proviso, after the word “county” there shall be
inserted the words “or in the Greater London Council”.

Editorial Information

X16 The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

^{x17}11 In the Rag Flock and Other Filling Materials Act 1951, in section 35, for the definition of “local authority” there shall be substituted the following— “ “local

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

authority” means the council of a borough or of an urban or rural district or the Common Council of the City of London ”.

Editorial Information
X17 The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

12 F309

Textual Amendments
F309 Sch. 17 para. 12 repealed by Port of London Act 1964 (c. xxxvi), s. 16, Sch. 1 Pt. II

13 F310

Textual Amendments
F310 Sch. 17 para. 13 repealed by Local Government Act 1972 (c. 70), Sch. 30

14 F311

Textual Amendments
F311 Sch. 17 para. 14 repealed by Licensing Act 1964 (c. 26), Sch. 15

^{x18}15 In the Auxiliary Forces Act 1953, in paragraph 1 (f) of Schedule 1—
(a) sub-paragraph (i) from “including” onwards and sub-paragraph (ii) from “or, if” onwards shall be omitted;
(b) after sub-paragraph (v) there shall be inserted—
“(vi) if that area consists of or comprises the whole or any part of Greater London, a London borough or the City of London, of representatives of the Greater London Council and of the council of that borough or the Common Council, as the case may be, and, if that area consists of or comprises the whole or any part of the Inner London Education Area, of a representative of the Inner London Education Authority in addition to representatives of the Greater London Council.”

Editorial Information
X18 The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

16 F312

Textual Amendments

F312 Sch. 17 para. 16 repealed by Rent Act 1968 (c. 23), s. 117(5), Sch. 17

17 F313

Textual Amendments

F313 Sch. 17 paras. 17, 18(a)(b) repealed by Local Government Act 1972 (c. 70), Sch. 30

18 (a) F314

(c) F315

Textual Amendments

F314 Sch. 17 paras. 17, 18(a)(b) repealed by Local Government Act 1972 (c. 70), Sch. 30

F315 Sch. 17 para. 18(c) repealed by Children and Young Persons Act 1969 (c. 54), s. 72(4), Sch. 6

19 F316

Textual Amendments

F316 Sch. 17 para. 19 repealed by Rent Act 1968 (c. 23), s. 117(5), Sch. 17

20 In the ^{M76}Town and Country Planning Act 1959—

(a) the Greater London Council and the London borough councils shall be included among the authorities to whom Part II of that Act applies;

(b) F317

Textual Amendments

F317 Sch. 17 para. 20(b) repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. VII

Marginal Citations

M76 1959 c. 53.

21 (1) In the ^{M77}Caravan Sites and Control of Development Act 1960—

(a) Part I shall extend to the whole of Greater London;

^{X19}(b) in section 29 (1), in the definition of “local authority”, after the word “district” there shall be inserted the words “the Common Council of the City of London”.

(2) Subject to sub-paragraphs (3) and (4) of this paragraph, where in the case of any land in the area of the existing county of London a licence granted with or without

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*Changes to legislation: There are currently no known outstanding effects
for the London Government Act 1963. (See end of Document for details)*

conditions under section 22 of the ^{M78}London County Council (General Powers) Act 1959 was in force in relation to that land immediately before 1st April 1965, then—

- (a) until the expiration of the period of two months beginning with the date when that licence would have expired if this Act had not been passed, and
- (b) if by the expiration of that period the occupier of that land has duly made an application for a site licence in respect of that land under the said Part I, but that site licence has not yet been issued, until the date when such a site licence is first issued in respect of that land,

the licence under the said section 22 shall be deemed to be a site licence under the said Part I granted for an unlimited period, but subject to the same conditions (if any) as the licence under the said section 22, by the council of the London borough in which that land is situated.

- (3) Where in the case of any such land as aforesaid no occupier thereof at any time since the grant of the licence under the said section 22 has been entitled to the benefit of a permission for the use of the land as a caravan site granted under Part III of the ^{M79}Town and Country Planning Act of 1947 ^{M80} or of 1962 otherwise than by a development order, paragraph (b) of the last foregoing sub-paragraph shall not apply to that land but—
 - (a) if before the expiration of the period referred to in paragraph (a) of that sub-paragraph the occupier of the land duly makes an application for a site licence in respect of that land under the said Part I, then, so long as the conditions, if any, attached to the licence under the said section 22 are complied with, no offence shall be committed under section 1 of the said Act of 1960 in respect of the land at any time after the expiration of that period and before such a licence is first issued in respect of the land; and
 - (b) section 17 of the said Act of 1960 shall apply to that land as if the land were an existing site within the meaning of that Act and as if any reference in that section to the commencement of that Act were a reference to the date referred to in the said paragraph (a).
- (4) Where in the case of any such land as aforesaid such permission as aforesaid for the use of that land as a caravan site has been granted in terms such that it will expire at the end of a specified period, nothing in sub-paragraph (2) of this paragraph shall cause any licence in respect of that land under the said section 22 to continue in force after the end of that period.
- (5) In this paragraph, the expressions “caravan site” and “occupier” have the meanings respectively assigned by section 1 of the said Act of 1960.

Editorial Information

X19 The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M77 1960 c. 62.
M78 1959 c. lii.
M79 1947 c. 51.
M80 1962 c. 38.

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

- ^{x20}22 In the Factories Act 1961—
- (a) in section 42(4), for the words “outside London” there shall be substituted the words “outside Greater London or in any outer London borough”;
 - (b) in section 46(7), for the words “the Administrative County of London” there shall be substituted the words “Greater London other than the outer London boroughs” and for the words “London County Council” there shall be substituted the words “Greater London Council”.

Editorial Information

X20 The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

23 **F318**

Textual Amendments

F318 Sch. 17 para. 23 repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

24 **F319**

Textual Amendments

F319 Sch. 17 para. 24 repealed by [Licensing Act 1964 \(c. 26\)](#), [Sch. 15](#)

- ^{x21}25 In the Trustee Investments Act 1961—
- (a) in section 11(4)(a), after the word “London” there shall be inserted the words “the Greater London Council” ; and
 - (b) in paragraph 4 of Part IV of Schedule 1, in the definition of “local authority”, after the word “London” there shall be inserted the words “the Greater London Council”.

Editorial Information

X21 The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

- 26 In the ^{M81}Transport Act 1962—
- (a) **F320**
 - (b) in section 87, any reference to the administrative county of London shall be construed as a reference to Greater London other than the outer London boroughs, and in subsection (1) thereof, except in relation to proposals submitted thereunder to the Minister before 1st April 1965, the reference to the London county council shall be construed as a reference to the Greater London Council;
 - (c) **F320**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

Textual Amendments
F320 Sch. 17 para. 26(a)(c) repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), **Sch. 6**

Marginal Citations
M81 1962 c. 46.

27 In the Local Government (Records) Act 1962—
 (a) **F321**
^{x22}(b) in section 8 (1), in the definition of “local authority”, for the words “metropolitan borough” there shall be substituted the words “London borough” and after the words “county district” there shall be inserted the words “or the Greater London Council”.

Editorial Information
X22 The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments
F321 Sch. 17 para. 27(a) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

28 In the Betting, Gaming and Lotteries Act 1963—
 (a) **F322**
 (b) **F323**
 (c) in paragraph 2 of Schedule 1, paragraphs . . . **F324** 6 of Schedule 3, paragraph 9(a) of Schedule 6, and paragraph 1 (2) (a) of Schedule 7, for the words “metropolitan borough” wherever these words occur there shall be substituted the words “London Borough”.

Textual Amendments
F322 Sch. 17 para. 28(a) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**
F323 Sch. 17 para. 28(b) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**
F324 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

29 **F325**

Textual Amendments
F325 Sch. 17 para. 29 and Sch. 18 repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), **Sch. Pt. XI**

Status: Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

SCHEDULE 18

F326

. . .

Textual Amendments

F326 Sch. 17 para. 29 and Sch. 18 repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

Status:

Point in time view as at 01/02/1991. This version of this Act contains provisions that are not valid for this point in time.

Changes to legislation:

There are currently no known outstanding effects for the London Government Act 1963.