

Status: Point in time view as at 01/02/1991.

Changes to legislation: Local Government Act 1972, Part II is up to date with all changes known to be in force on or before 24 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 29

ADAPTATION, MODIFICATION AND AMENDMENT OF ENACTMENTS

PART II

PARTICULAR MODIFICATIONS AND AMENDMENTS

Allotments

- 9 (1) As respects a parish in England those functions under the Allotments Acts 1908 to 1950 which, apart from this paragraph, would be exercisable both by the district council and the parish council or parish meeting shall not be exercisable by the district council.
- ^{X1}(2) In section 34 of the ^{M1}Small Holdings and Allotments Act 1908, in subsection (1), for the words from “submit to the council” to the words “partly situate” there shall be substituted the words “prepare and carry into effect”.
- ^{X1}(3) In subsection (2) of that section, for the words from “no county council” to the words “being made” there shall be substituted the words “Upon such a scheme being carried into effect”.
- ^{X1}(4) In section 39(7) of that Act, for the word “county”, wherever occurring, there shall be substituted the word “district”.
- ^{X1}(5) In section 52(3) of that Act, after the word “county” there shall be inserted the words “or district”.

Editorial Information

- X1** The text of Sch. 29 paras. 9(2)–19, 21–45 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M1** 1908 c. 36.

- ^{X2}¹⁰ (1) In section 9(1) of the ^{M2}Land Settlement (Facilities) Act 1919, for the word “county” there shall be substituted the word “district”.
- (2) In section 12(1) and in section 17 of that Act, for the word “county” there shall be substituted the word “district”.

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Editorial Information

- X2** The text of Sch. 29 paras. 9(2)–19, 21–45 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

- M2** 1919 c. 59.

- 11 In section 4 of the ^{M3}Small Holdings and Allotments Act 1926, for the word “county”, wherever occurring, there shall be substituted the word “ district ”.

Modifications etc. (not altering text)

- C1** The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

- M3** 1926 c. 52.

Ancient monuments

- 12 (1) In section 21(1) of the ^{M4}Ancient Monuments Consolidation and Amendment Act 1913 after the word “and”, where it first occurs, there shall be inserted the words “ district and of every London ”.
- (2) In the Schedule to the ^{M5}Field Monuments Act 1972, in paragraph 3, for the words from “borough, including” onwards there shall be substituted the words “ district or London borough ”.

Modifications etc. (not altering text)

- C2** The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

- M4** 1913 c. 32.
M5 1972 c. 43.

Betting and gaming

- 13 (1) In paragraph 1(1)(a) of Schedule 2 to the ^{M6}Betting, Gaming and Lotteries Act 1963 for the words “county, county borough or London borough” there shall be substituted

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the words “ district or London borough and the Common Council of the City of London ”.

(2) In Schedule 3 to that Act, in paragraphs 5(2)(a)(i) and 6(2)(b), for the words “county district” there shall be substituted the word “ county ”; . . . ^{F1}

Textual Amendments

F1 Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

Modifications etc. (not altering text)

C3 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M6 [1963 c. 2.](#)

Caravan sites

^{x3}14 In section 23 of the ^{M7}Caravan Sites and Control of Development Act 1960 for the words “rural district council”, wherever occurring there shall be substituted the words “ district council ”.

Editorial Information

X3 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M7 [1960 c. 62.](#)

Celluloid and cinematograph film

^{x4}15 In section 9 of the ^{M8}Celluloid & Cinematograph Film Act 1922, in the definition of “local authority” for the words following “means” there shall be substituted the words “ the council of a county or London borough or the Common Council of the City of London ”.

Editorial Information

X4 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M8 [1922 c. 35.](#)

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Children and young persons

- 16 In Schedule 2 to the ^{M9}Children and Young Persons Act 1969, in paragraph 6, for the words “Part X of that Act” there shall be substituted the words “ Part VIII of the Local Government Act 1972 ” and for the words “section 219(c)” there shall be substituted the words “ section 154(1) ”.

Modifications etc. (not altering text)

- C4** The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

- M9** 1969 c. 54.

Coast protection

- ^{X5}17 (1) In section 20 of the ^{M10}Coast Protection Act 1949,—
- (a) in subsections (1) to (4), for the words “county district”, wherever occurring, there shall be substituted the words “ maritime district ”;
 - (b) in subsection (5), for the words “county borough” there shall be substituted the word “ district ”.
- (2) In section 21(2) of that Act, for the words “the Seaford Urban District Council” there shall be substituted the words “ a district council. ”

Editorial Information

- X5** The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

- M10** 1949 c. 74.

Consumer protection

- ^{F2}18 (1)
- ^{F3}(2)

Textual Amendments

- F2** Sch. 29 para. 18(1) repealed by [Consumer Protection Act 1987 \(c. 43, SIF 109\)](#), s. 48(3), **Sch. 5**
- F3** Sch. 29 para. 18(2) repealed by [Consumer Safety Act 1978 \(c. 38\)](#), s. 10(1), **Sch. 3**

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Explosives

^{X6}19 In section 67 of the ^{M11}Explosives Act 1875 for paragraph (3) there, shall be substituted the following:—

“(3) Outside Greater London, the council of a county ; and”
and paragraph (5) of that section shall be omitted.

Editorial Information

X6 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M11 1875 c. 17.

Gas

20 (1) ^{F4}

(2) Every application for a certificate under Schedule 3 to that Act with regard to planning permission for the carrying out of controlled operations shall, outside Greater London, be made to the district planning authority, but shall be dealt with by the local planning authority who would have dealt with an application for planning permission for the carrying out of those operations, and the district planning authority shall, as soon as may be after they have received any application for such a certificate which falls to be dealt with by the county planning authority, send the application to the latter.

Textual Amendments

F4 Sch. 29 para. 20(1) 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**

Modifications etc. (not altering text)

C5 “Sch. 3 to that Act” means Sch. 3 to the Gas Act 1965 (c. 36)

^{F5}21

Textual Amendments

F5 Sch. 29 para. 21 repealed by Endowments and Glebe Measure 1976 (No. 4, SIF 21:8), s. 47(4), **Sch. 8**

House to house and street collections

22 In section 5 of the ^{M12}Police, Factories, &c (Miscellaneous Provisions) Act 1916, in subsection (1) for the words “A police authority” there shall be substituted the words “Each of the authorities specified in subsection (IA) below” and for the

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words “the police” there shall be substituted the word “their”, and at the end of that subsection there shall be inserted the following subsection:—

“(1A) The authorities referred to in subsection (1) above are—

- (a) the Common Council of the City of London,
- (b) the police authority for the Metropolitan Police District, and
- (c) the council of each district;

but any regulations made by a district council under that subsection shall not have effect with respect to any street or public place which is within the Metropolitan Police District as well as within the district.”

Modifications etc. (not altering text)

C6 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M12 1916 c. 13.

23 (1) In section 2 of the ^{M13}House to House Collections Act 1939, in subsection (1), for the word “police”, in the first place where it occurs, there shall be substituted the word “licensing” and the word “police”, in the second place where it occurs, shall be omitted.

(2) After that subsection there shall be inserted the following subsection:—

“(1A) In this section “licensing authority” means—

- (a) in relation to the City of London, the Common Council;
- (b) in relation to the Metropolitan Police District, the Commissioner of Police for the Metropolis ; and
- (c) in relation to a district exclusive of any part thereof within the Metropolitan Police District, the district council.”

(3) In that section, in the proviso to subsection (2) and in subsections (3), (4) and (6), for the word “police”, wherever it occurs, there shall be substituted the word “licensing”.

(4) In section 4(2)(e) of that Act the word “police” shall be omitted.

(5) In section 9 of that Act, in subsection (2), for the words from “said Commissioner” to the end of the subsection there shall be substituted the words “Commissioner of Police for the Metropolis by virtue of his being a licensing authority within the meaning of section 2 of this Act”.

Modifications etc. (not altering text)

C7 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M13 1939 c. 44.

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F⁶24, 25.

Textual Amendments

F6 Sch. 27 paras. 24, 25 repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), s. 117(3), Sch. 8

Land registration

26 F⁷(1)

(2) In section 120 of that Act, subsections (4) and (5) (which become unnecessary in view of section 67 of this Act) shall be omitted.

Textual Amendments

F7 Sch. 29 para. 26(1) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

Modifications etc. (not altering text)

C8 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Licensing of Places of entertainment

F⁸27

Textual Amendments

F8 Sch. 29 para. 27 repealed by Local Government (Miscellaneous Provisions) Act 1982 (c. 30, SIF 81:1), s. 47, Sch. 7 Pt. I

X⁷28 At the end of section 25 of the ^{M14}Mines and Quarries (Tips) Act 1969 there shall be added the following subsection—

“(6) Where, by virtue of Part VI of the Local Government Act 1972, a district council incurs any such expenditure as is referred to in subsection (1), grants under this section may be made to the district council and references to a local authority shall be construed accordingly.”

Editorial Information

X7 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M14 1969 c. 10.

F⁹29

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Textual Amendments

F9 Sch. 27 para. 29 repealed by [New Towns Act 1981 \(c. 64, SIF 123:3\)](#), s. 81, [Sch. 13](#)

Nurses agencies

- 30 In section 2 of the ^{M15}Nurses Agencies Act 1957, in subsection (1), for the words following “in relation to”, in the second place where they occur, there shall be substituted the words “a non-metropolitan county or London borough, the council of that county or borough, and in relation to a metropolitan district, the council of that district”.

Modifications etc. (not altering text)

C9 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M15 [1957 c. 16](#).

Offices, shops and railway premises

- ^{x8}31 In section 88 of the ^{M16}Offices, Shops and Railway Premises Act 1963, for the words “county borough” and the word “borough” there shall in each case be substituted the word “ district ”.

Editorial Information

X8 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M16 [1963 c. 41](#).

Petroleum spirit

- ^{x9}32 In section 2(1)(c) of the ^{M17}Petroleum (Consolidation) Act 1928 for the words “the district council” there shall be substituted the words “ the county council ”.

Editorial Information

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Marginal Citations

M17 1928 c. 32.

Pharmacy and poisons

- 33 In section 29 of the ^{M18}Pharmacy and Poisons Act 1933, in the definition of “local authority” the words “and as respects a county borough the council of the borough” shall be omitted.

Modifications etc. (not altering text)

C10 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M18 1933 c. 25.

Plant health

- ^{X10}34 In section 5 of the ^{M19}Plant Health Act 1967, for subsection (3) there shall be substituted the following subsection:—
- “(3) The local authorities for the purposes of this Act shall be the councils of non-metropolitan counties, metropolitan districts and London boroughs and the Common Council of the City of London”.

Editorial Information

X10 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M19 1967 c. 8.

Police

- 35 In section 18 of the ^{M20}Police (Scotland) Act 1967, for the word “Cumberland”, wherever occurring, there shall be substituted the word “Cumbria”.

Modifications etc. (not altering text)

C11 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

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Marginal Citations

M20 [1967 c. 77.](#)

Post and telegraph offices

- 36 In section 51 of the ^{M21}Post Office Act 1953, in subsection (2) for the words “borough or urban district” there shall be substituted the words “London borough”, and the words “or district”, in both places where they occur, shall be omitted ; and in subsection (3) of that section the word “rural”, in each place where it occurs, the word “contributory”, in the first place where it occurs, and the words from “and any expenses” to the end of the subsection shall be omitted.

Modifications etc. (not altering text)

C12 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M21 [1953 c. 36.](#)

^{F10}37

Textual Amendments

F10 [Sch. 27 para. 37](#) repealed by [Wildlife and Countryside Act 1981 \(c. 69, SIF 4:5\)](#), s. 74(3), [Sch. 17 Pt. II](#)

Redistribution of seats

- 38 In paragraph 4(1)(a) of Schedule 2 to the ^{M22}House of Commons (Redistribution of Seats) Act 1949 sub-paragraphs (ii) and (iv) shall be omitted.

Modifications etc. (not altering text)

C13 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M22 [1949 c. 66.](#)

^{F11}39

Textual Amendments

F11 [Sch. 27 para. 39](#) repealed by [Pastoral Measure 1983 \(No. 1, SIF 21:4\)](#), s. 39, [Sch. 9](#)

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Registration services

- ^{x11}40 In section 57(4) of the ^{M23}Marriage Act 1949, for the words following “the certified copy” there shall be substituted the words “and that sum shall be reimbursed to the superintendent registrar—
- (a) in the case of a registration district in the City of London, the Inner Temple and the Middle Temple, by the Common Council of the City of London ;
 - (b) in any other case, by the council of the non-metropolitan county, metropolitan district or London borough in which his registration district is situated”.

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Marginal Citations

M23 1949 c. 76.

- ^{x12}41 (1) In sections 5(1), 10(1) and 13(1) of the ^{M24}Registration Service Act 1953, for the words “county and county borough”, wherever occurring, there shall be substituted the words “ non-metropolitan county and metropolitan district ”.
- (2) In sections 6(1) and (3), 7(3), 10(1) and (3), 13(2)(a) and (c) and (3)(b), 14(1), (2) and (5), 18(2), (4) and (5) and 21(1) of that Act, for the words “county or county borough” there shall be substituted the words “ non-metropolitan county or metropolitan district ”.
- (3) In section 9(1) of that Act, for the words from “clerk of the county council” to the words “or county borough” there shall be substituted the words “ proper officer of the non-metropolitan county or metropolitan district ”.
- (4) In sections 9(2) and 13(2)(h) and (3)(b) of that Act, for the words “clerk of the county council or town clerk of the county borough” there shall be substituted the words “ proper officer of the non-metropolitan county or metropolitan district ”.
- (5) In section 20(b) of that Act, for the words “clerks of county councils, town clerks of county boroughs” there shall be substituted the words “ proper officers of non-metropolitan counties and metropolitan districts ”.
- (6) In section 21(2)(b) of that Act, for the words “county borough” in both places where they occur, there shall be substituted the words “ metropolitan district ”.

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Marginal Citations

M24 [1953 c. 37.](#)

Riding establishments

- ^{x13}42 In section 6(4) of the ^{M25}Riding Establishments Act 1964 in the definition of “local authority”, for the words “county borough” there shall be substituted the word “district ” and the words from “as respects any non-county borough” to “of the county” shall be omitted.

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Marginal Citations

M25 [1964 c. 70.](#)

Shops

- 43 In section 73 of the ^{M26}Shops Act 1950, in subsection (1), for the words from “as respects any municipal borough” to the end of the subsection there shall be substituted the words— “ as respects any London borough, the council of the borough; and elsewhere, the council of the district ”.

Modifications etc. (not altering text)

C14 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

M26 [1950 c. 28.](#)

Social services

- ^{x14}44 (1) In sections 47(12) ^{F12}. . . of the ^{M27}National Assistance Act 1948, for the words “countv boroughs and county districts” there shall be substituted the words “ districts and London boroughs and the Common Council of the City of London ”.
- (2) In section 1(5) of the ^{M28}Trading Representations (Disabled Persons) Act 1958 for the words “county borough or count district or a metropolitan borough” there shall be substituted the words “ other than a metropolitan county, or of a district or London borough ”.

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- (3) In section 46(4) of the ^{M29}London Government Act 1963 for the words “county borough” there shall be substituted the words “London borough”.
- (4) In section 5(6) of the ^{M30}Local Authority Social Services Act 1970, for the words “section 59 of the Local Government Act 1933” there shall be substituted the words “section 80 of the Local Government Act 1972”.

Editorial Information

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Textual Amendments

F12 Words repealed by [Public Health \(Control of Disease\) Act 1984 \(c. 22, SIF 100:1\)](#), s. 78, **Sch. 3**

Marginal Citations

- M27** 1948 c. 29.
M28 1958 c. 49.
M29 1963 c. 33.
M30 1970 c. 42.

War memorials

- 45 Section 2 of the ^{M31}War Memorials (Local Authorities’ Powers) Act 1923 (limit on expenditure on war memorials) shall cease to have effect.

Modifications etc. (not altering text)

C15 The text of Sch. 29 paras. 9(2)–19, 21–45 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.

Marginal Citations

- M31** 1923 c. 18.

^{F13}46

Textual Amendments

F13 Sch. 27 para. 46 repealed by [Employment Act 1989 \(c. 38, SIF 43:1\)](#), s. 29(4), **Sch. 7 Pt. II**

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