

Changes to legislation: Local Government Act 1972, Part II is up to date with all changes known to be in force on or before 19 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) View outstanding changes

SCHEDULES

SCHEDULE 29 **E+W+S**

ADAPTATION, MODIFICATION AND AMENDMENT OF ENACTMENTS

PART II E+W+S

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”.
- (5) ^{F1}

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- X1** The text of Sch. 29 paras. 9(2)–19, 21–45 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

- F1** Sch. 29 para. 9(5) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

Marginal Citations

- M1** 1908 c. 36.

- ^{X2}10 (1) ^{F2}

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X2 The text of Sch. 29 paras. 9(2)–19, 21–45 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Textual Amendments

F2 Sch. 29 para. 10(1) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

11 ^{F3}

Textual Amendments

F3 Sch. 29 para. 11 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), **Sch. 1 Pt 3**

Ancient monuments

12 ^{F4}

Textual Amendments

F4 Sch. 29 para. 12 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

Betting and gaming

13 ^{F5}

Textual Amendments

F5 Sch. 29 para. 13 repealed (1.9.2007) by Gambling Act 2005 (c. 19), ss. 356, 358, **Sch. 17** (with ss. 352, 354); S.I. 2006/3272, **art. 2**

Caravan sites

^{X3}14 In section 23 of the ^{M2}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

M2 1960 c. 62.

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Celluloid and cinematograph film

- ^{X4}15 In section 9 of the ^{M3}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

- M3** 1922 c. 35.

Children and young persons

- 16 ^{F6}

Textual Amendments

- F6** Sch. 29 para. 16 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

Coast protection

- ^{X5}17 (1) In section 20 of the ^{M4}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) ^{F7}

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.

Textual Amendments

- F7** Sch. 29 para. 17(2) repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

Marginal Citations

- M4** 1949 c. 74.

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Consumer protection

^{F8}18 (1)

^{F9}(2)

Textual Amendments

F8 Sch. 29 para. 18(1) repealed by [Consumer Protection Act 1987 \(c. 43, SIF 109\)](#), s. 48(3), **Sch. 5**

F9 Sch. 29 para. 18(2) repealed by [Consumer Safety Act 1978 \(c. 38\)](#), s. 10(1), **Sch. 3**

Explosives

^{X6}19 In section 67 of the ^{M5}Explosives Act 1875 for paragraph (3) there, 7. 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

M5 1875 c. 17.

Gas

20 ^{F10}(1)

(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.

[^{F11}(3) Sub-paragraph (2) above does not apply in relation to Wales.]

Textual Amendments

F10 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**

F11 Sch. 29 para. 20(3) inserted (1.4.1996) by 1994 c. 19, s. 66(5), **Sch. 15 para. 66** (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 4, **Sch. 2**

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Modifications etc. (not altering text)

C1 “Sch. 3 to that Act” means Sch. 3 to the [Gas Act 1965 \(c. 36\)](#)

^{F12}21

Textual Amendments

F12 [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 ^{M6}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 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)

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

M6 [1916 c. 13.](#)

23 (1) In section 2 of the ^{M7}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”.

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- (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)

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

M7 1939 c. 44.

^{F13}24, 25.

Textual Amendments

F13 Sch. 27 paras. 24, 25 repealed by [Land Drainage Act 1976 \(c. 70, SIF 73:1\)](#), s. 117(3), **Sch. 8**

Land registration

26 ^{F14}

Textual Amendments

F14 Sch. 29 para. 26 repealed (13.10.2003) by [Land Registration Act 2002 \(c. 9\)](#), ss. 135, 136(2), **Sch. 13** (with s. 129, [Sch. 12 para. 1](#)); [S.I. 2003/1725, art. 2](#) (and expressed to be repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), s. 1(1), {[Sch. 1 Pt. 10 Group 1](#)})

Licensing of Places of entertainment

^{F15}27

Textual Amendments

F15 Sch. 29 para. 27 repealed by [Local Government \(Miscellaneous Provisions\) Act 1982 \(c. 30, SIF 81:1\)](#), s. 47, **Sch. 7 Pt. I**

^{x7}28 At the end of section 25 of the ^{M8}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.”

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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

M8 1969 c. 10.

F16²⁹

Textual Amendments

F16 Sch. 27 para. 29 repealed by [New Towns Act 1981 \(c. 64, SIF 123:3\)](#), s. 81, [Sch. 13](#)

Nurses agencies

[**F17**^{X8}³⁰ In section 2 of the ^{M9}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 ”.]

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.

Textual Amendments

F17 Sch. 29 para. 30 repealed (1.1.2003 (E.) and otherwise *prosp.*) by [2000 c. 14](#), ss. 117(2), 122, [Sch. 6](#); [S.I. 2001/4150](#), [art. 3\(4\)](#) as amended by [S.I. 2002/1790](#), [art. 3](#) and [S.I. 2002/2001](#), [art. 4](#) (subject to transitional provisions in [S.I. 2001/4150](#) [art. 4](#) as amended by [S.I. 2002/1493](#), [art. 6](#))

Marginal Citations

M9 1957 c. 16.

Offices, shops and railway premises

X9³¹ In section 88 of the ^{M10}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

X9 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

M10 1963 c. 41.

Petroleum spirit

^{X10}32 In section 2(1)(c) of the ^{M11}Petroleum (Consolidation) Act 1928 for the words “the district council” there shall be substituted the words “ the county council ”.

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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

M11 1928 c. 32.

Pharmacy and poisons

^{F18}33

Textual Amendments

F18 Sch. 29 para. 33 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. X Gp. 1.

Plant health

^{X11}34 In section 5 of the ^{M12}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

X11 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 1967 c. 8.

Police

35 ^{F19}

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Textual Amendments

F19 Sch. 29 para. 35 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

Post and telegraph offices

^{F20}36

Textual Amendments

F20 Sch. 29 para. 36 repealed (26.3.2001) by 2000 c. 26, s. 127(6), Sch. 9; S.I. 2001/1148, art. 2(2), Sch. Table (with art. 34)

^{F21}37

Textual Amendments

F21 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

^{F22}38

Textual Amendments

F22 Sch. 29 para. 38 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. x Gp. 1.

^{F23}39

Textual Amendments

F23 Sch. 27 para. 39 repealed by Pastoral Measure 1983 (No. 1, SIF 21:4), s. 39, Sch. 9

Registration services

^{X12}40 In section 57(4) of the ^{M13}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

M13 1949 c. 76.

- ^{x13}41 (1) In sections 5(1), 10(1) and 13(1) of the ^{M14}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) ^{F24}
- (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 ”.

Editorial Information

X13 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.

Textual Amendments

F24 Sch. 29 para. 41(2) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\), s. 1\(1\)](#), {Sch. 1 Pt. 17 Group 10}

Marginal Citations

M14 1953 c. 37.

Riding establishments

- ^{x14}42 In section 6(4) of the ^{M15}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

M15 1964 c. 70.

Shops

^{F25}43

Textual Amendments

F25 Sch. 29 para. 43 repealed (1.12.1994) by 1994 c. 40, s. 81, Sch. 17; S.I. 1994/3037, arts. 2, 3(e)(iv)

Social services

- ^{X15}44 (1) In sections 47(12) ^{F26}. . . of the ^{M16}National Assistance Act 1948, for the words “county boroughs and county districts” there shall be substituted the words “districts and London boroughs and the Common Council of the City of London”.
- (2) ^{F27}
- (3) In section 46(4) of the ^{M17}London Government Act 1963 for the words “county borough” there shall be substituted the words “London borough”.
- (4) In section 5(6) of the ^{M18}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

X15 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.

Textual Amendments

F26 Words repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), s. 78, Sch. 3

F27 Sch. 29 para. 44(2) repealed (26.5.2008) by The Consumer Protection from Unfair Trading Regulations 2008 (S.I. 2008/1277), reg. 30(3), {Sch. 4 Pt. 1}; (with reg. 28(2)(3))

Marginal Citations

M16 1948 c. 29.
M17 1963 c. 33.
M18 1970 c. 42.

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War memorials

45 F28

Textual Amendments
F28 Sch. 29 para. 45 repealed (22.7.2004) by Statute Law (Repeals) Act 2004 (c. 14), s. 1(1), {Sch. 1 Pt. 10 Group 1}

F29 46

Textual Amendments
F29 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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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

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

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