



# Local Government (Wales) Act 1994

## CHAPTER 19

### LOCAL GOVERNMENT (WALES) ACT 1994

#### PART I

##### LOCAL GOVERNMENT AREAS IN WALES

###### *The new areas and their councils*

- 1 The local government areas
- 2 Constitution of new principal councils in Wales
- 3 Establishment of new principal councils
- 4 Elections of councillors
- 5 Change of status from county to county borough

###### *Electoral arrangements*

- 6 Review of electoral arrangements for new principal areas
- 7 Rules to be observed in considering electoral arrangements

###### *Communities and their councils*

- 8 Community meetings and continuation of community councils
- 9 Establishment, dissolution and grouping etc. of community councils
- 10 Community councils for groups of communities
- 11 Community councils for groups of communities: dissolution
- 12 Community councils: supplemental provisions
- 13 Constitution and powers of community councils
- 14 Consultation with community councils
- 15 Elections of community councillors
- 16 Community having the status of a town

**PART II**

## FUNCTIONS

*General*

- 17 General provision for transfer of functions

*Planning*

- 18 New principal councils to be local planning authorities in Wales  
19 Joint and special planning boards in Wales  
20 Unitary development plans and National Parks

*Education*

- 21 Local education authorities and minor authorities in Wales

*Transfer of other specific functions*

- 22 Transfer of other specific functions  
23 Fire services  
24 Police

*Services*

- 25 Provision of services by one new principal council for another  
26 Service delivery plans

**PART III**

## DECENTRALISATION AND JOINT WORKING

*Decentralisation schemes*

- 27 Decentralisation schemes: preparation  
28 Decentralisation schemes: approval and implementation  
29 Area committees: safeguards  
30 Area committees: membership etc  
31 Sub-committees of area committees

*Joint working*

- 32 Provision of information to Secretary of State  
33 Joint working arrangements  
34 Joint authorities

**PART IV**

## FINANCE

- 35 Council tax, rating and the community charge  
36 Valuation lists for Welsh billing authorities  
37 Local non-domestic rating lists for Welsh billing authorities  
38 Council funds for new principal councils

## **PART V**

### RESIDUARY MATTERS AND STAFF

- 39 The Residuary Body for Wales or Corff Gweddilliol Cymru
- 40 The Staff Commission for Wales or Comisiwn Staff Cymru
- 41 Continuity of employment in certain cases of voluntary transfer
- 42 Transfers of staff
- 43 Compensation for loss of office or diminution of emoluments
- 44 Redundancy payments
- 45 Other compensation payments

## **PART VI**

### TRANSITIONAL PROVISIONS

- 46 Committees of existing councils for consideration of certain matters
- 47 Old and new principal areas with the same name
- 48 Groups of communities
- 49 Charities
- 50 Welsh Church funds
- 51 Control of disposals and contracts
- 52 Application of Part I of the Local Government Act 1988 during transitional period
- 53 Continuity of exercise of functions
- 54 Consequential and supplementary provision
- 55 Magistrates' courts, justices of the peace etc
- 56 Transitional agreements as to property and finance
- 57 Local Acts and instruments
- 58 Modification etc. of local Acts and instruments
- 59 Existing joint boards and committees and port health districts

## **PART VII**

### MISCELLANEOUS AND SUPPLEMENTAL

- 60 Records
- 61 Lieutenancies
- 62 Sheriffs
- 63 Regulations, orders and directions
- 64 Interpretation
- 65 Expenses
- 66 Short title, commencement, extent etc

---

## SCHEDULES

### SCHEDULE 1 — The New Principal Areas

#### *Counties*

- 1 For Part I of Schedule 4 to the 1972 Act...

#### *County boroughs*

- 2 For Part II of Schedule 4 to the 1972 Act...

*The preserved counties*

3 For Part III of Schedule 4 to the 1972 Act...

## SCHEDULE 2 — Provisions Applying to Preserved Counties

*The Defence Act 1842 (c. 94)*

1 The provisions of section 19 of the Defence Act 1842...

*The Licensing Act 1964 (c. 26)*

2 (1) In sections 85 (parties organised for gain) and 188...

*The Sea Fisheries (Shellfish) Act 1967 (c. 83)*

3 The provisions of section 10 of the Sea Fisheries (Shellfish)...

*The Local Government Act 1972 (c. 70)*

4 In section 54 of the 1972 Act (proposals for changes...

5 For section 56(1) of the 1972 Act (power of Secretary...

6 At the end of section 219 of the 1972 Act...

7 At the end of section 224 of the 1972 Act...

8 For section 269 of the 1972 Act (meaning of “England”...

*The Interpretation Act 1978 (c. 30)*

9 In Schedule 1 to the Interpretation Act 1978 (words and...

*The Justices of the Peace Act 1979 (c. 55)*

10 (1) In section 1 of the Justices of the Peace...

*The Magistrates' Courts Act 1980 (c. 43)*

11 (1) In section 1 of the Magistrates' Courts Act 1980...

*The Representation of the People Act 1983 (c. 2)*

12 (1) The provisions of section 177 of the Representation of...

*The Parliamentary Constituencies Act 1986 (c. 56)*

13 In paragraph 4 of Schedule 2 to the Parliamentary Constituencies...

## SCHEDULE 3 — Establishment of New Principal Councils

## SCHEDULE 4 — Exercise of Planning Functions in Wales

## SCHEDULE 5 — Unitary Development Plans in Wales

## Part I — MINOR AND CONSEQUENTIAL AMENDMENTS

1 Part II of the planning Act is amended as provided...

2 In section 12 (preparation of unitary development plan), at the...

3 In sections 15 and 18 (adoption of unitary development plan...

4 After section 23 (joint unitary development plans), insert the following...

5 In section 26 (regulations and directions), after subsection (3) insert—...

- 6 After section 27 insert the following section— Meaning of  
“development...”  
7 For section 29 (application of Chapter II to non-metropolitan areas),...  
Part II — COMMENCEMENT OF UNITARY DEVELOPMENT PLANS  
8 In Schedule 2 to the planning Act (development plans: transitional...  
Part III — TRANSITIONAL PROVISIONS

*Introductory*

- 9 (1) The provisions of this Part of this Schedule apply...

*Application in relation to National Parks*

- 10 The functions of a local planning authority under this Part...

*Interpretation*

- 11 (1) In this Part of this Schedule— “affected area”, in...

*Preparation of modified schemes*

- 12 (1) Where any planning scheme was previously in course of...

*Default powers*

- 13 (1) This paragraph applies where— (a) a new planning authority...

*Effect of adoption or approval of modified plan*

- 14 (1) Upon the adoption or approval of a modified plan...

*Other plans to prevail over old development plans and saved local plans*

- 15 (1) Where an old development plan is in force for...

*Local plans to prevail over structure plans*

- 16 (1) The provisions of a local plan in force by...

*Development plans for compensation purposes*

- 17 (1) This paragraph applies where, in relation to any area...

*Revocation of old development plan*

- 18 The Secretary of State may, after consultation with a new...

*Temporary duty in relation to existing structure plan*

- 19 It is the duty of a local planning authority in...

*Unitary development plan to prevail over other plans*

- 20 Where a unitary development plan is operative in part, but...

*Planning blight: structure plans*

- 21 (1) Paragraph 1 of Schedule 13 to the planning Act...

*Planning blight: local plans and modified plans*

- 22 (1) Paragraph 2 of Schedule 13 to the planning Act...

*Regulations and directions*

- 23 (1) The Secretary of State may by regulations make provision...

SCHEDULE 6 — Minor and Consequential Amendments: Planning  
 Part I — THE 1972 ACT: NATIONAL PARKS AND COUNTRYSIDE  
 FUNCTIONS

- 1 In section 184 of the 1972 Act (National Park and...  
 2 Schedule 17 to the 1972 Act is amended as provided...  
 3 In paragraph 2 (functions which may be conferred on joint...  
 4 In paragraph 4 (functions which may be conferred on joint...  
 5 In paragraph 6 (functions not to be discharged by National...  
 6 In paragraph 9 (discharge of functions by district planning authority),...  
 7 In paragraph 12A(1) (district council members for National Park  
 Committees),...  
 8 In paragraph 13 (modification of section 101), in paragraphs (b)...  
 9 In paragraph 14(b) (members of National Park Committees), after  
 “county”...  
 10 In paragraph 19, after “Countryside Commission and” insert “, in...  
 11 In paragraph 20 (functions to which Part I of that...  
 12 In paragraph 21A (planning areas), at the end add “but,...  
 13 After paragraph 35 (application of section 61 of National Parks...  
 14 In paragraph 37 (identification of local planning authority), after “in...  
 Part II — OTHER ENACTMENTS

*The National Parks and Access to the Countryside Act 1949 (c. 97)*

- 15 (1) In section 57 of the National Parks and Access...

*The Local Government, Planning and Land Act 1980 (c. 65)*

- 16 (1) In section 148 of the Local Government, Planning and...

*The Acquisition of Land Act 1981 (c. 67)*

- 17 (1) In section 17 of the Acquisition of Land Act...

*The Litter Act 1983 (c. 35)*

- 18 In section 10 of the Litter Act 1983 (interpretation), in...

*The Housing Act 1985 (c. 68)*

- 19 In section 573 of the Housing Act 1985 (meaning of...

*The Local Government Act 1988 (c. 9)*

- 20 In Schedule 2 to the Local Government Act 1988 (public...

*The Local Government Finance Act 1988 (c. 41)*

- 21 In Section 74 of the Local Government Finance Act 1988...

*The Electricity Act 1989 (c. 29)*

22 In Schedule 8 to the Electricity Act 1989 (consents for...

*The Local Government and Housing Act 1989 (c. 42)*

23 (1) In section 21(1) of the Local Government and Housing...

*The Town and Country Planning Act 1990 (c. 8)*

24 (1) In section 4 of the planning Act (National Parks)—...

*The Planning (Listed Buildings and Conservation Areas) Act 1990 (c. 9)*

25 (1) In section 2 of the Planning (Listed Buildings and...

*The Planning (Hazardous Substances) Act 1990 (c. 10)*

26 (1) In section 1 of the Planning (Hazardous Substances) Act...

*The Planning (Consequential Provisions) Act 1990 (c. 11)*

27 In Schedule 3 to the Planning (Consequential Provisions) Act 1990...

*The Environmental Protection Act 1990 (c. 43)*

28 In section 88 of the Environmental Protection Act 1990 (fixed...

*The Local Government (Overseas Assistance) Act 1993 (c. 25)*

29 In section 1(10) of the Local Government (Overseas Assistance) Act...

SCHEDULE 7 — Highways, Road Traffic and Transport  
Part I — HIGHWAYS

*The Highways Act 1980 (c. 66)*

- 1 (1) Section 1 of the Highways Act 1980 (which makes...
- 2 (1) Section 6 of that Act (delegation etc. of functions...
- 3 In section 8(4) of that Act (restrictions on certain agreements...
- 4 In section 36(7) of that Act (highways maintainable at public...
- 5 In section 47(3) of that Act (procedure for applications with...
- 6 In section 67 of that Act (guard-rails in private streets),...
- 7 In section 69 of that Act (subways), in subsection (3)...
- 8 In section 79 of that Act (prevention of obstruction at...
- 9 In section 100 of that Act (drainage of highways), after...
- 10 In section 114 of that Act (provision of public conveniences),...
- 11 In section 116(3) of that Act (notice of application to...
- 12 In section 120 of that Act (exercise of powers under...
- 13 In section 151 of that Act (prevention of soil etc....
- 14 In section 154 of that Act (overhanging and dangerous trees...
- 15 In section 166 of that Act (forecourt abutting on streets),...
- 16 In section 185 of that Act (power to install refuse...
- 17 In section 204(2) of that Act (advance payments code), at...
- 18 (1) Section 205 of that Act (street works in private...
- 19 In section 210 of that Act (power to amend specification,...
- 20 In section 219 of that Act, (exceptions to application of...

- 21 In section 220 of that Act (determination of payments under...
- 22 In section 223 of that Act (determination to cease to...
- 23 In section 232 of that Act (power to treat as...
- 24 In section 264 of that Act (vesting of drains etc....
- 25 After section 272(5) of that Act (advances for purposes of...
- 26 In section 287 of that Act (power to erect barriers...
- 27 (1) Section 329 of that Act (further provision as to...
- 28 In Schedule 9 to that Act (improvement lines and building...
- 29 In Schedule 12 to that Act (provisions as to orders...

*The Conwy Tunnel (Supplementary Powers) Act 1983 (c. 7)*

- 30 In section 8(4)(b) of the Conwy Tunnel (Supplementary Powers) Act...

*The Level Crossings Act 1983 (c. 16)*

- 31 In section 1(11) of the Level Crossings Act 1983 (interpretation),...

*The New Roads and Street Works Act 1991 (c. 22)*

- 32 (1) In section 94 of the New Roads and Street...

*The Severn Bridges Act 1992 (c. 3)*

- 33 (1) In section 39(1) of the Severn Bridges Act 1992...

*The Transport and Works Act 1992 (c. 42)*

- 34 (1) In section 11 of the Transport and Works Act...  
Part II — ROAD TRAFFIC AND TRANSPORT

*The Transport Act 1968 (c. 73)*

- 35 In section 159 of the Transport Act 1968 (interpretation), at...

*The Public Passenger Vehicles Act 1981 (c. 14)*

- 36 In section 82 of the Public Passenger Vehicles Act 1981...

*The Transport Act 1981 (c. 56)*

- 37 In section 35 of the Transport Act 1981 (charges for...

*The Road Traffic Regulation Act 1984 (c. 27)*

- 38 (1) In section 39 of the Road Traffic Regulation Act...

*The Transport Act 1985 (c. 67)*

- 39 (1) In section 63(4) of the Transport Act 1985 (functions...

*The Road Traffic Act 1988 (c. 52)*

- 40 (1) In section 192 of the Road Traffic Act 1988...

*The Road Traffic Offenders Act 1988 (c. 53)*

- 41 (1) Section 4 of the Road Traffic Offenders Act 1988...



*The Road Traffic Act 1991 (c. 40)*

- 42 In section 47 of the Road Traffic Act 1991 (applications...  
43 In Schedule 3 to the Road Traffic Act 1991 (permitted...

SCHEDULE 8 — Housing

*The Leasehold Reform Act 1967 (c. 88)*

- 1 (1) In section 28 of the Leasehold Reform Act (retention...

*The Rent (Agriculture) Act 1976 (c. 80)*

- 2 In section 5 of the Rent (Agriculture) Act 1976 (no...

*The Rent Act 1977 (c. 42)*

- 3 (1) In section 14 of the Rent Act 1977 (landlord's...

*The Protection from Eviction Act 1977 (c. 43)*

- 4 (1) In section 3A of the Protection from Eviction Act...

*The Housing Act 1985 (c. 68)*

- 5 (1) In section 1 of the Housing Act 1985 (local...

*The Housing Associations Act 1985 (c. 69)*

- 6 (1) In section 34 of the Housing Associations Act 1985...

*The Landlord and Tenant Act 1985 (c. 70)*

- 7 In section 38 of the Landlord and Tenant Act 1985...

*The Landlord and Tenant Act 1987 (c. 31)*

- 8 In section 58 of the Landlord and Tenant Act 1987...

*The Housing Act 1988 (c. 50)*

- 9 (1) In section 66(4) of the Housing Act 1988 (planning...

*The Local Government and Housing Act 1989 (c. 42)*

- 10 (1) In section 114 of the Local Government and Housing...

*The Social Security Administration Act 1992 (c. 5)*

- 11 In section 15A of the Social Security Administration Act 1992...

SCHEDULE 9 — Public Health

*The Celluloid and Cinematograph Film Act 1922 (c. 35)*

- 1 In section 9 of the Celluloid and Cinematograph Film Act...

*The Petroleum (Consolidation) Act 1928 (c. 32)*

- 2 In section 2(1)(c) of the Petroleum (Consolidation) Act 1928 (local...

*The Public Health Act 1936 (c. 49)*

3 (1) In section 1 of the Public Health Act 1936...

*The Rag Flock and Other Filling Materials Act 1951 (c. 63)*

4 In section 35 of the Rag Flock and Other Filling...

*The Nurses Agencies Act 1957 (c. 16)*

5 In section 2 of the Nurses Agencies Act 1957 (licensing...

*The Scrap Metal Dealers Act 1964 (c. 69)*

6 In section 9(2) of the Scrap Metal Dealers Act 1964...

*The Riding Establishments Act 1964 (c. 70)*

7 In section 6(4) of the Riding Establishments Act 1964 (interpretation),...

*The Fire Precautions Act 1971 (c. 40)*

8 In section 43(1) of the Fire Precautions Act 1971 (interpretation),...

*The Health and Safety at Work etc. Act 1974 (c. 37)*

9 In section 53(1) of the Health and Safety at Work...

*The Control of Pollution Act 1974 (c. 40)*

10 (1) In section 22 of the Control of Pollution Act...

*The Refuse Disposal (Amenity) Act 1978 (c. 3)*

11 In section 11(1) of the Refuse Disposal (Amenity) Act 1978...

*The Litter Act 1983 (c. 35)*

12 The provisions of section 10 of the Litter Act 1983...

*The Public Health (Control of Disease) Act 1984 (c. 22)*

13 (1) In section 1 of the Public Health (Control of...

*The Food Act 1984 (c. 30)*

14 In section 61 of the Food Act 1984 (interpretation for...

*The Building Act 1984 (c. 55)*

15 (1) In section 18 of the Building Act 1984 (building...

*The Food Safety Act 1990 (c. 16)*

16 (1) In section 5 of the Food Safety Act 1990...

*The Environmental Protection Act 1990 (c. 43)*

17 (1) In section 4(11) of the Environmental Protection Act 1990...

*The Clean Air Act 1993 (c. 11)*

18 In section 64(1) of the Clean Air Act 1993 (general...

SCHEDULE 10 — Social Services

*The Children and Young Persons Act 1933 (c. 12)*

1 (1) Section 96 of the Children and Young Persons Act...

*The National Assistance Act 1948 (c. 29)*

2 (1) In section 47 of the National Assistance Act 1948...

*The Disabled Persons (Employment) Act 1958 (c. 33)*

3 In section 3 of the Disabled Persons (Employment) Act 1958...

*The Children and Young Persons Act 1963 (c. 37)*

4 (1) In section 56 of the Children and Young Persons...

*The Health Services and Public Health Act 1968 (c. 46)*

5 (1) In section 45 of the Health Services and Public...

*The Children and Young Persons Act 1969 (c. 54)*

6 In section 70(1) of the Children and Young Persons Act...

*The Local Authority Social Services Act 1970 (c. 42)*

7 In section 1 of the Local Authority Social Services Act...

*The Chronically Sick and Disabled Persons Act 1970 (c. 44)*

8 In section 21 of the Chronically Sick and Disabled Persons...

*The Adoption Act 1976 (c. 36)*

9 In section 72(1) of the Adoption Act 1976 (interpretation), in...

*The Supplementary Benefits Act 1976 (c. 71)*

10 In Schedule 5 to the Supplementary Benefits Act 1976 (re-establishment...

*The National Health Service Act 1977 (c. 49)*

11 (1) In section 22 of the National Health Service Act...

*The Health and Social Services and Social Security Adjudications Act 1983 (c. 41)*

12 In Part II of Schedule 9 to the Health and...

*The Children Act 1989 (c. 41)*

13 In section 105 of the Children Act 1989 (interpretation), in...

*The National Health Service and Community Care Act 1990 (c. 19)*

14 In section 46 of the National Health Service and Community...

## SCHEDULE 11 — Water, Land Drainage and Coast Protection

## Part I — WATER

*The Reservoirs Act 1975 (c. 23)*

1 In section 2 of the Reservoirs Act 1975 (functions of...

*The Water Industry Act 1991 (c. 56)*

2 (1) In section 191 of the Water Industry Act 1991...

*The Water Resources Act 1991 (c. 57)*

3 (1) In section 10 of the Water Resources Act 1991...

## Part II — LAND DRAINAGE

*The Land Drainage Act 1991 (c. 59)*

4 (1) In section 10 of the Land Drainage Act 1991...

## Part III — COAST PROTECTION

*The Coast Protection Act 1949 (c. 74)*

5 (1) In section 2 of the Coast Protection Act 1949...

## SCHEDULE 12 — Funds

*The 1972 Act*

1 In section 148 of the 1972 Act (principal councils' funds...

*The Local Government Finance Act 1988 (c. 41)*

2 After section 89 of the Local Government Finance Act 1988...

3 In section 111(2) of that Act (relevant authorities for purposes...

*The Local Government Finance Act 1992 (c. 14)*

4 (1) Section 32 of the Local Government Finance Act 1992...

5 (1) Section 33 of that Act (calculation of basic amount...

6 In section 35 of that Act (definition of “special items”),...

7 In sections 37 and 60 of that Act (substitute calculations),...

8 In section 62 of that Act (failure to make substitute...

## SCHEDULE 13 — The Residuary Body for Wales: Corff Gweddilliol Cymru

*Membership*

1 (1) The Residuary Body shall consist of not less than...

*Status*

2 The Residuary Body and its members and staff are not...

*Tenure of office of members*

3 (1) Every member of the Residuary Body shall hold and...

*Remuneration etc. of members*

4 (1) The Residuary Body shall pay to each member such...

*House of Commons and Northern Ireland Assembly disqualification*

5 In Part III of Schedule 1 to the House of...

*Proceedings*

6 (1) Subject to the provisions of this paragraph and paragraph...

*Application of seal and proof of instruments*

7 (1) The application of the seal of the Residuary Body...

*Access to documents*

8 (1) Any person authorised in that behalf by the Residuary...

*Giving of advice to Secretary of State*

9 The Residuary Body— (a) may from time to time give...

*Reports and information*

10 (1) The Residuary Body shall— (a) publish an annual report...

*Acquisitions and disposals*

11 (1) On 1st April 1996 all property, rights and liabilities...

*Power of Secretary of State to give directions*

12 (1) The Residuary Body shall exercise its functions subject to...

*Application of receipts*

13 (1) Any sum received by the Residuary Body (together with...

*Funding*

14 For the purposes of section 74 of the Local Government...

*Accounts*

15 (1) The Residuary Body shall— (a) keep proper accounts;

*Audit*

16 (1) The accounts of the Residuary Body shall be included...

*Parliamentary supervision*

17 The Residuary Body shall be included among the authorities to...

*Winding up*

- 18 (1) Except as respects any of its functions for the...

*Application of other enactments*

- 19 The Residuary Body shall be treated as a local authority...  
 20 The Residuary Body shall be treated as a local authority...  
 21 The Residuary Body shall be treated as a local authority...  
 22 The Residuary Body shall be treated as a housing authority...  
 23 The Residuary Body shall be treated as a local authority...  
 24 The Residuary Body shall be included among the authorities or...  
 25 The Residuary Body shall be included among the bodies specified...  
 26 The Residuary Body shall be treated as a local authority...  
 27 Paragraph 64A of Schedule 2 to the Pensions (Increase) Act...  
 28 After paragraph (h) of section 14 of the Rent Act...  
 29 In section 33(9) of the Local Government (Miscellaneous Provisions) Act...  
 30 Paragraph 1 of Schedule 1 to the Access to Personal...  
 31 In Part I of Schedule 1 to the Housing Act...  
 32 In subsection (12) of section 252 of the planning Act...  
 33 In section 19(3) of the Local Government Finance Act 1992...

## SCHEDULE 14 — The Staff Commission for Wales: Comisiwn Staff Cymru

*Membership*

- 1 (1) The Commission shall consist of not less than 4...

*Remuneration, pensions etc.*

- 2 (1) The Commission shall pay to its members such remuneration...

*Staff*

- 3 (1) The Commission shall appoint a person to act as...

*Incidental powers*

- 4 (1) Without prejudice to any powers exercisable apart from this...

*Proceedings*

- 5 (1) Subject to the following provisions of this Schedule, the...

*Delegation of powers*

- 6 Anything authorised or required by or under this Act to...

*Members' interests*

- 7 (1) A member who is directly or indirectly interested in...

*Application of seal and proof of instruments*

- 8 (1) The application of the seal of the Commission shall...

*Finances of the Commission*

- 9 (1) The Secretary of State shall, in respect of each...

*Accounts*

- 10 (1) The Commission shall— (a) keep proper accounts and records...

*The Parliamentary Commissioner*

- 11 In the Parliamentary Commissioner Act 1967, in Schedule 2  
(departments...

*House of Commons and Northern Ireland Assembly disqualification*

- 12 In Part II of Schedule 1 to the House of...

*Winding up*

- 13 (1) The Commission shall use its best endeavours to secure...

SCHEDULE 15 — Minor and Consequential Amendments of the 1972 Act

- 1 The 1972 Act is amended as follows.  
2 For section 22(4) (which makes provision with respect to the...  
3 After section 25, insert— Title of chairman or vice-chairman of...  
4 In section 30 (restriction on community applications during certain  
periods)—...  
5 In section 31 (provisions supplementary to sections 27 to 29)—...  
6 For section 37 (establishment of new authorities in Wales), substitute  
—...  
7 (1) In section 54(1) (proposals for changes in local government...  
8 (1) In section 55(1) (review of local government areas in...  
9 (1) In section 56(2) (power of Secretary of State to...  
10 (1) In section 57(2) (substantive changes in electoral arrangements)—  
11 (1) In section 58(1) (Commission’s reports and their implementation),  
for...  
12 In section 59 (directions about reviews)— (a) in subsection (1),...  
13 (1) Section 60 (procedure for reviews) is amended as follows...  
14 In section 61 (local inquiries), for “district” substitute (in both...  
15 In section 67 (consequential and transitional provisions relating to Part...  
16 In section 69 (variation and revocation of orders made under...  
17 (1) In section 71(1) (modification of seaward boundaries), for  
“county”...  
18 In section 72(2) (accretions from the sea), omit “or community”...  
19 At the end of section 73 (alteration of local boundaries...  
20 (1) In section 74 (change of name of local authority...  
21 (1) In section 76 (change of name of community)—  
22 In section 78(2) (electoral arrangements), after “every” insert “Welsh  
principal...  
23 In section 83(1) (declaration of acceptance of office) after “county”...  
24 In section 91(1) (temporary appointment of members of community  
councils),...  
25 In section 97 (removal or exclusion of disability, etc.)—  
26 (1) Section 101 (arrangements for discharge of functions) is amended...  
27 In section 103 (expenses of joint committees), in paragraph (a),...

- 28 In section 125 (compulsory acquisition of land on behalf of...  
 29 In section 134(2) (use of schoolrooms etc. in community), in...  
 30 In section 137 (power of local authorities to incur expenditure...  
 31 In section 140B (insurance of voluntary assistants of probation committees),...  
 32 In section 141 (research and collection of information), at the...  
 33 In section 146 (transfer of securities on alteration of area...  
 34 In section 150(3) (expenses of community meetings where there is...  
 35 In section 180(1) (local authorities and sanitary authorities for certain...  
 36 In section 181 (water and sewerage)— (a) in subsection (1),...  
 37 In section 187(3) (notices deterring public use of footpaths) after...  
 38 In section 189(3) (town and village greens etc.)—  
 39 In section 191 (ordnance survey)— (a) in subsection (2), after...  
 40 In section 195 (social services)— (a) in subsection (2) after...  
 41 (1) Section 204 (licensing) is amended as follows.  
 42 Omit section 207 (public libraries and museums in Wales).  
 43 In section 213(1) (local licence duties), omit “and Wales” and...  
 44 In section 214(1) (cemeteries and crematoria) after “councils of” insert...  
 45 (1) Section 215 (maintenance of closed churchyard) is amended as...  
 46 In section 225 (deposit of documents with proper officer of...  
 47 (1) Section 226 (custody of community documents) is amended as...  
 48 In section 227 (provision of depositories for community documents), in...  
 49 In section 235 (power of councils to make byelaws for...  
 50 In section 236 (procedure etc. for byelaws), in subsection (9),...  
 51 In section 245 (status of communities)— (a) in subsections (6)...  
 52 (1) Section 246 (powers, privileges and rights in relation to...  
 53 In section 247 (transfer of armorial bearings from old to...  
 54 In section 248 (freemen and inhabitants of pre-1974 boroughs), at...  
 55 In section 249 (honorary aldermen and freemen), after subsection (6)...  
 56 In section 255(1) (transfer of officers), for “27, 28 or...  
 57 In section 270(1) (interpretation), in the definition of “new”, after...  
 58 In Schedule 4 (local government areas in Wales), omit Part...  
 59 In Schedule 8 (constitution and proceedings of the Welsh Commission),...  
 60 Omit Schedule 10 (initial reviews in Wales).  
 61 In Schedule 11 (rules to be observed in considering electoral...  
 62 In paragraph 35 (1) of Schedule 12 (minutes of proceedings...  
 63 In paragraph 28 of Schedule 14 (consent of highway authority...  
 64 In paragraph 55 of Schedule 16 (applications for certificates of...  
 65 (1) Schedule 26 (cemeteries and crematoria) is amended as follows...  
 66 In paragraph 20 of Schedule 29 (certificates under Schedule 3...

#### SCHEDULE 16 — Other Consequential Amendments

##### *The Burial Act 1859 (c. 1)*

- 1 In section 1 of the Burial Act 1859 (failure to...

##### *The Game Licences Act 1860 (c. 90)*

- 2 In section 14 of the Game Licences Act 1860 (obligations...



*The Explosives Act 1875 (c. 17)*

3 In subsection (3) of section 67 of the Explosives Act...

*The Finance Act 1908 (c. 16)*

4 In section 6 of the Finance Act 1908 (collection by...

*The Commons Act 1908 (c. 44)*

5 In section 1 of the Commons Act 1908 (power of...

*The Welsh Church Act 1914 (c. 91)*

6 In section 19 of the Welsh Church Act 1914 (application...

*The Law of Property Act 1925 (c. 20)*

7 (1) In section 193 of the Law of Property Act...

*The Education Act 1944 (c. 31)*

8 In section 54 of the Education Act 1944 (power to...

*The Requisitioned Land and War Works Act 1945 (c. 43)*

9 In section 59(1) of the Requisitioned Land and War Works...

*The Fire Services Act 1947 (c. 41)*

10 (1) In section 8 of the Fire Services Act 1947...

*The Shops Act 1950 (c. 28)*

11 In section 73 of the Shops Act 1950 (local authorities),...

*The Registration Service Act 1953 (c. 37)*

12 In section 21 of the Registration Service Act 1953 (interpretation),...

*The Trading Representations (Disabled Persons) Act 1958 (c. 49)*

13 In section 1(5) of the Trading Representations (Disabled Persons) Act...

*The Opencast Coal Act 1958 (c. 69)*

14 In section 15A of the Opencast Coal Act 1958 (suspension...

*The Weeds Act 1959 (c. 54)*

15 In section 5 of the Weeds Act 1959 (exercise of...

*The Caravan Sites and Control of Development Act 1960 (c. 62)*

16 (1) In section 23 of the Caravan Sites and Control...

*The Land Compensation Act 1961 (c. 33)*

17 In section 39(1) of the Land Compensation Act 1961 (interpretation),...

*The Factories Act 1961 (c. 34)*

18 In section 176 of the Factories Act 1961 (general interpretation),...

*The Trustee Investments Act 1961 (c. 62)*

19 (1) In section 11 of the Trustee Investments Act 1961...

*The Local Government (Records) Act 1962 (c. 56)*

20 (1) In section 2 of the Local Government (Records) Act...

*The Pipe-lines Act 1962 (c. 58)*

21 In section 35 of the Pipe-lines Act 1962 (deposit of...

*The Licensing Act 1964 (c. 26)*

22 (1) In section 58(1)(a) of the Licensing Act 1964 (meaning...

*The Harbours Act 1964 (c. 40)*

23 In Schedule 3 to the Harbours Act 1964 (procedure for...

*The Public Libraries and Museums Act 1964 (c. 75)*

24 (1) Omit the following provisions from the Public Libraries and...

*The Gas Act 1965 (c. 36)*

25 In section 28 of the Gas Act 1965 (interpretation of...

*The Sea Fisheries Regulation Act 1966 (c. 38)*

26 (1) In section 1 of the Sea Fisheries Regulation Act...

*The Local Government Act 1966 (c. 42)*

27 In section 41(1) of the Local Government Act 1966 (interpretation),...

*The Plant Health Act 1967 (c. 8)*

28 In section 5 of the Plant Health Act 1967 (execution...

*The Private Places of Entertainment (Licensing) Act 1967 (c. 19)*

29 In the table in Part I of the Schedule to...

*The Agriculture Act 1967 (c. 22)*

30 In section 75(2) of the Agriculture Act 1967 (interpretation), in...

*The Slaughter of Poultry Act 1967 (c. 24)*

31 In section 8 of the Slaughter of Poultry Act 1967...

*The Theatres Act 1968 (c. 54)*

32 In section 18 of the Theatres Act 1968 (interpretation), in...

*The Medicines Act 1968 (c. 67)*

33 In section 108 of the Medicines Act 1968 (enforcement)—

*The Mines and Quarries (Tips) Act 1969 (c. 10)*

34 In section 11(3) of the Mines and Quarries (Tips) Act...

*The Post Office Act 1969 (c. 48)*

35 In section 86(1) of the Post Office Act 1969 (interpretation),...

*The Late Night Refreshment Houses Act 1969 (c. 53)*

36 In section 2(2) of the Late Night Refreshment Houses Act...

*The Employers' Liability (Compulsory Insurance) Act 1969 (c. 57)*

37 In section 3 of the Employers' Liability (Compulsory Insurance) Act...

*The Agriculture Act 1970 (c. 40)*

38 (1) In section 38 of the Agriculture Act 1970 (smallholdings...

*The Poisons Act 1972 (c. 66)*

39 In section 11 of the Poisons Act 1972 (interpretation), in...

*The Land Compensation Act 1973 (c. 26)*

40 (1) In section 8 of the Land Compensation Act 1973...

*The Employment Agencies Act 1973 (c. 35)*

41 In section 13 of the Employment Agencies Act 1973 (interpretation),...

*The Breeding of Dogs Act 1973 (c. 60)*

42 In section 5(2) of the Breeding of Dogs Act 1973...

*The Slaughterhouses Act 1974 (c. 3)*

43 (1) In section 27 of the Slaughterhouses Act 1974 (local...

*The Local Government Act 1974 (c. 7)*

44 In section 34(1) of the Local Government Act 1974 (interpretation),...

*The Consumer Credit Act 1974 (c. 39)*

45 In section 189(1) of the Consumer Credit Act 1974 (interpretation),...

*The Guard Dogs Act 1975 (c. 50)*

46 In section 7 of the Guard Dogs Act 1975 (interpretation),...

*The Safety of Sports Grounds Act 1975 (c. 52)*

47 (1) In the following provisions of the Safety of Sports...

*The Welsh Development Agency Act 1975 (c. 70)*

48 In section 16 of the Welsh Development Agency Act 1975...

*The Local Land Charges Act 1975 (c. 76)*

49 In section 3(1) of the Local Land Charges Act 1975...

*The Lotteries and Amusements Act 1976 (c. 32)*

50 (1) In section 23(1) of the Lotteries and Amusements Act...

*The Dangerous Wild Animals Act 1976 (c. 38)*

51 In section 7 of the Dangerous Wild Animals Act 1976...

*The Race Relations Act 1976 (c. 74)*

52 In section 19A of the Race Relations Act 1976 (discrimination...

*The Development of Rural Wales Act 1976 (c. 75)*

53 (1) In section 1 of the Development of Rural Wales...

*The European Parliamentary Elections Act 1978 (c. 10)*

54 (1) In paragraph 4 of Schedule 1 to the European...

*The Inner Urban Areas Act 1978 (c. 50)*

55 (1) In section 1 of the Inner Urban Areas Act...

*The Ancient Monuments and Archaeological Areas Act 1979 (c. 46)*

56 (1) In section 8(2A) of the Ancient Monuments and Archaeological...

*The Local Government, Planning and Land Act 1980 (c. 65)*

57 (1) In section 2 of the Local Government, Planning and...

58 (1) Section 103 of that Act (functions of the Land...

59 (1) In section 116 of that Act (assessment of development...

*The Disused Burial Grounds (Amendment) Act 1981 (c. 18)*

60 In the Schedule to the Disused Burial Grounds (Amendment) Act...

*The Animal Health Act 1981 (c. 22)*

61 In section 50 of the Animal Health Act 1981 (local...

*The Zoo Licensing Act 1981 (c. 37)*

62 (1) In section 1 of the Zoo Licensing Act 1981...

*The New Towns Act 1981 (c. 64)*

63 (1) In section 2 of the New Towns Act 1981...

*The Acquisition of Land Act 1981 (c. 67)*

64 (1) In section 17 of the Acquisition of Land Act...

*The Wildlife and Countryside Act 1981 (c. 69)*

65 (1) In section 3 of the Wildlife and Countryside Act...

*The Civil Aviation Act 1982 (c. 16)*

66 (1) In section 79 of the Civil Aviation Act 1982...

*The Aviation Security Act 1982 (c. 36)*

67 In section 30 of the Aviation Security Act 1982 (supplementary...

*The Representation of the People Act 1983 (c. 2)*

68 (1) In section 8 of the Representation of the People...

*The Licensing (Occasional Permissions) Act 1983 (c. 24)*

69 In section 1(5) of the Licensing (Occasional Permissions) Act 1983...

*The Value Added Tax Act 1983 (c. 55)*

70 In section 20 of the Value Added Tax Act 1983...

*The Pastoral Measure 1983 (No. 1)*

71 In section 87 of the Pastoral Measure 1983 (general interpretation),...

*The Telecommunications Act 1984 (c. 12)*

72 In section 97 of the Telecommunications Act 1984 (contributions by...

*The Cinemas Act 1985 (c. 13)*

73 In section 21 of the Cinemas Act 1985 (interpretation), in...

*The Representation of the People Act 1985 (c. 50)*

74 (1) In the Representation of the People Act 1985, in...

*The Weights and Measures Act 1985 (c. 72)*

75 In section 69 of the Weights and Measures Act 1985...

*The Health Service Joint Consultative Committees (Access to Information) Act 1986 (c. 24)*

76 In section 1 of the Health Service Joint Consultative Committees...

*The Airports Act 1986 (c. 31)*

77 In section 12 of the Airports Act 1986 (interpretation of...

*The Gas Act 1986 (c. 44)*

78 In paragraph 5 of Schedule 7 to the Gas Act...

*The Building Societies Act 1986 (c. 53)*

79 In Schedule 8 to the Building Societies Act 1986 (powers...

*The Parliamentary Constituencies Act 1986 (c. 56)*

80 In section 6(4)(a) of the Parliamentary Constituencies Act 1986 (local...

*The Fire Safety and Safety of Places of Sport Act 1987 (c. 27)*

81 (1) In the following provisions of the Fire Safety and...

*The Coroners Act 1988 (c. 13)*

82 (1) In section 1 of the Coroners Act 1988 (appointment...

*The Education Reform Act 1988 (c. 40)*

83 In section 235 of the Education Reform Act 1988 (interpretation),...

*The Local Government Finance Act 1988 (c. 41)*

84 In section 55 of the Local Government Finance Act 1988...

85 In section 88(2) of that Act (councils to whom transport...

86 In Schedule 9 to that Act (non-domestic rating: administration), in...

*The Football Spectators Act 1989 (c. 37)*

87 In section 13 of the Football Spectators Act 1989 (licensing...

*The Local Government and Housing Act 1989 (c. 42)*

88 In section 39 of the Local Government and Housing Act...

*The Broadcasting Act 1990 (c. 42)*

89 In Part I of Schedule 2 to the Broadcasting Act...

*The Caldey Island Act 1990 (c. 44)*

90 (1) In section 1(1) of the Caldey Island Act 1990—...

*The Coal Mining Subsidence Act 1991 (c. 45)*

91 In section 47 of the Coal Mining Subsidence Act 1991...

*The Deer Act 1991 (c. 54)*

92 In section 11 of the Deer Act 1991 (licensed game...

*The Social Security Contributions and Benefits Act 1992 (c. 4)*

93 In section 58 of the Social Security Contributions and Benefits...

*The Social Security Administration Act 1992 (c. 5)*

94 In section 191 of the Social Security Administration Act 1992...

*The Further and Higher Education Act 1992 (c. 13)*

95 In section 90 of the Further and Higher Education Act...

*The Local Government Finance Act 1992 (c. 14)*

96 In section 24 of the Local Government Finance Act 1992...

97 In section 28 of that Act (information about lists), in...

98 In section 54 of that Act (power to designate authorities...

*The Charities Act 1992 (c. 41)*

99 In section 65 of the Charities Act 1992 (interpretation of...

*The Judicial Pensions and Retirement Act 1993 (c. 8)*

100 In section 21 of the Judicial Pensions and Retirement Act...

*The Charities Act 1993 (c. 10)*

101 (1) In section 76 of the Charities Act 1993 (local...

*The Radioactive Substances Act 1993 (c. 12)*

102 In section 47(1) of the Radioactive Substances Act 1993 (general...

*The Local Government (Overseas Assistance) Act 1993 (c. 25)*

103 In section 1(9) of the Local Government (Overseas Assistance) Act...

*The Leasehold Reform, Housing and Urban Development Act 1993 (c. 28)*

104 In section 161 of the Leasehold Reform, Housing and Urban...

*The Education Act 1993 (c. 35)*

105 (1) In section 166 of the Education Act 1993 (duty...

*The Welsh Language Act 1993 (c. 38)*

106 (1) In section 6 of the Welsh Language Act 1993...

*The Railways Act 1993 (c. 43)*

107 In section 151 of the Railways Act 1993 (general interpretation),...

*The Health Service Commissioners Act 1993 (c. 46)*

108 In section 19 of the Health Service Commissioners Act 1993...

*The Probation Service Act 1993 (c. 47)*

109 (1) Section 29 of the Probation Service Act 1993 (responsible...

SCHEDULE 17 — Savings and Transitional Provisions

Part I — SAVINGS

*Administration of local government before 1st April 1996*

1 The provisions of section 20 of the 1972 Act in...

*Former cities and boroughs privileges and rights of inhabitants*

2 Any privileges or rights belonging immediately before 1st April 1996...

*Honorary aldermen*

3 Any person who, immediately before 1st April 1996, is an...

*Agricultural wages committees*

4 Subject to any provision made under section 54 which amends...

*Inner urban areas*

5 (1) The area of any district in Wales which, immediately...

*Effect of amendments*

6 Where this Act, or any provision made under this Act,...

## Part II — TRANSITIONAL PROVISIONS

*Election of principal councillors in 1995*

7 (1) Section 26(3) of the 1972 Act (as substituted by...

*Election of community councillors in 1995*

8 (1) Any ordinary election of community councillors otherwise due to...

*Grouping of communities*

9 During the period beginning with the passing of this Act...

*Disclosure of officers' interests*

10 For the purposes of section 117 of the 1972 Act...

*Local land charges registers*

11 (1) The obligation imposed on local authorities to keep local...

*Closure of old authorities' accounts*

12 (1) For the purposes of this paragraph, the Secretary of...

*Planning*

13 (1) If section 19 is brought into force before 1st...

14 (1) This paragraph applies where an old authority have, by...

15 (1) This paragraph applies where, immediately before 1st April 1996

—...

16 (1) Except as provided by section 287 of the planning...

17 (1) In section 306 of the planning Act (contributions by...

*Highways*

18 (1) This paragraph applies where a bridge in Wales carries...

19 (1) An order under section 188 of the Highways Act...



*Transport*

20 (1) This paragraph applies where, immediately before 1st April 1996,...

*Limitation of council tax*

21 (1) The Secretary of State may, in a report made...

*Freemen and aldermen*

22 (1) Nothing in this Act shall be taken to affect...

*Coroners*

23 (1) Any person who, immediately before 1st April 1996, is...

SCHEDULE 18 — Repeals