



# Criminal Justice and Public Order Act 1994

## 1994 CHAPTER 33

### PART V

#### PUBLIC ORDER: [F<sup>1</sup>UNAUTHORISED ENCAMPMENTS AND] COLLECTIVE TRESPASS OR NUISANCE ON LAND

##### *Powers to remove unauthorised campers*

#### **80 Repeal of certain provisions relating to gipsy sites.**

- (1) Part II of the <sup>M1</sup>Caravan Sites Act 1968 (duty of local authorities to provide sites for gipsies and control of unauthorised encampments) together with the definition in section 16 of that Act of “gipsies” is hereby repealed.
- (2) In section 24 of the <sup>M2</sup>Caravan Sites and Control of Development Act 1960 (power to provide sites for caravans)—
  - (a) in subsection (2), after paragraph (b) there shall be inserted the following—

“, or
  - (c) to provide, in or in connection with sites for the accommodation of gipsies, working space and facilities for the carrying on of such activities as are normally carried on by them,”; and
  - (b) in subsection (8), at the end, there shall be inserted the words “ and “gipsies” means persons of nomadic habit of life, whatever their race or origin, but does not include members of an organised group of travelling showmen, or persons engaged in travelling circuses, travelling together as such. ”.
- (3) The repeal by subsection (1) above of section 8 of the said Act of 1968 shall not affect the validity of directions given under subsection (3)(a) of that section; and in the case of directions under subsection (3)(c), the council may elect either to withdraw the

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application or request the Secretary of State to determine the application and if they so request the application shall be treated as referred to him under section 77 of the <sup>M3</sup>Town and Country Planning Act 1990.

- (4) The repeal by subsection (1) above of the definition of “gipsies” in section 16 of the said Act of 1968 shall not affect the interpretation of that word <sup>F1</sup>..... in any document embodying the terms of any planning permission granted under the Town and Country Planning Act 1990 before the commencement of this section.
- (5) Section 70 of the <sup>M4</sup>Local Government, Planning and Land Act 1980 (power to pay grant to local authorities in respect of capital expenditure in providing gipsy caravan sites) is hereby repealed so far as it extends to England and Wales except for the purposes of applications for grant received by the Secretary of State before the commencement of this section.

#### Textual Amendments

- F1** Words in s. 80(4) repealed (30.4.2011 for E. for specified purposes, 10.7.2013 for W.) by [Housing and Regeneration Act 2008 \(c. 17\)](#), s. 325(1), [Sch. 16](#); [S.I. 2011/1002](#), art. 2 (with arts. 3-7Sch.); [S.I. 2013/1469](#), art. 2(1)(b) (with arts. 3-7Sch.)

#### Modifications etc. (not altering text)

- C1** S. 80: transfer of functions (1.7.1999) by [S.I. 1999/672](#), art. 2, [Sch. 1](#)

#### Marginal Citations

- M1** 1968 c. 52.  
**M2** 1960 c. 62.  
**M3** 1990 c. 8.  
**M4** 1980 c. 65.

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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. 51(10)(a)(ia) inserted by [2003 c. 44 Sch. 36 para. 11\(3\)](#)