



Small Holdings and Allotments Act 1908

1908 CHAPTER 36 8 Edw 7

PART II

ALLOTMENTS

Supplemental

34 Power to make scheme for provision of common pasture.

- (1) Where it appears to the council of any borough, urban district, or parish that, as regards their borough, district, or parish, land can be acquired for affording common pasture at such price or rent that all expenses incurred by the council in acquiring the land and otherwise in relation to the land when acquired may reasonably be expected to be recouped out of the charges paid in respect thereof, and that the acquisition of such land is desirable in view of the wants and circumstances of the^{F1} population, the council may [^{F2}prepare and carry into effect]a scheme for providing such common pasture.
- (2) [^{F2}Upon such a scheme being carried into effect], the provisions of this Act relating to allotments shall, with the necessary modifications, apply in like manner as if “allotments” in those provisions included common pasture, and “rent” included a charge for turning out an animal:

Provided that the rules made under those provisions may extend to regulating the turning out of animals on the common pasture, to defining the persons entitled to turn them out, the number to be turned out, and the conditions under which animals may be turned out, and fixing the charges to be made for each animal, and otherwise to regulating the common pasture.

Textual Amendments

F1 Words repealed by Land Settlement(Facilities) Act 1919 (c. 59), Sch.3

F2 Words substituted by [Local Government Act 1972 \(c. 70, SIF 81:1\)](#), s. 251(2), [Sch. 29 para. 9\(2\)\(3\)](#)

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Small Holdings and Allotments Act 1908, Cross Heading: Supplemental. (See end of Document for details)

35 Use of schoolroom free of charge.

- (1) Any room in a public elementary school in respect of which a grant is made out of moneys provided by Parliament may, except while the room is being used for educational purposes, be used free of charge for the purposes of this Part of this Act . . . ^{F3}, with the consent of any two managers, for the purpose of holding public meetings to discuss any question relating to allotments under this Act, but any damage done to the room and any expense incurred by the person having control over the room on account of its being so used shall be paid by . . . ^{F3}the persons calling the meeting.
- (2) Nothing in this section shall give any right to hold a public meeting in a schoolroom—
 - (a) Unless not less than six days before the meeting a notice of the intention to hold the meeting on the day and at the time specified in the notice, signed by the persons calling the meeting, being not less than six in number, and being persons qualified to make a representation to the council of a borough, urban district, or parish under this Part of the Act, has been given, in the case of a school provided by the local education authority to the clerk of that authority, and in any other case to one of the managers of the school; or
 - (b) if the use of the schoolroom on the said day and at the said time has previously to the receipt of the notice of the meeting been granted for some other purpose; but in that case the clerk or manager, or some one on his behalf, shall forthwith, after the receipt of the notice, inform in writing one of the persons signing it that the use of the school has been so granted for some other purpose, and name some other day on which the schoolroom can be used for the meeting.
- (3) If the persons calling the meeting fail to obtain the use of a schoolroom under this section, they may appeal to the small holdings and allotments committee under this Act, and the committee shall forthwith decide the appeal, and make such order respecting the use of the room as seems just.
- (4) ^{F4}

Textual Amendments
^{F3} Words repealed by [Local Government Act 1972 \(c. 70, SIF 81:1\)](#), ss. 272(1), 273(1), [Sch. 30](#)
^{F4} Ss. 35(4), 52(4) repealed by [Local Government Act 1933 \(c. 51\)](#), s. 307, [Sch. 11 Pt. IV](#)

36 ^{F5}

Textual Amendments
^{F5} [S. 36](#) repealed by [London Government Act 1963 \(c. 33\)](#), [Sch. 18 Pt. II](#)

37 ^{F6}

Textual Amendments
^{F6} [S. 37](#) repealed by [Local Government Act 1972 \(c. 70, SIF 81:1\)](#), ss. 272(1), 273(1), [Sch. 30](#)

Status:

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

Changes to legislation:

There are currently no known outstanding effects for the Small Holdings and Allotments Act 1908, Cross Heading: Supplemental.