

## SCHEDULE

### **The Local Government (Miscellaneous Provisions) Act 1976 (c. 57)**

1.—(1) In section 20(1) and (5) of the Local Government (Miscellaneous Provisions) Act 1976 (provision of sanitary appliances at places of entertainment), after “county council” insert, in each case, “in England”.

(2) In section 23(1) of that Act (power of local authorities to deal with dangerous trees), after “Common Council” insert “, or a county or county borough council in Wales”.

(3) In section 25 of that Act (power of certain councils with respect to dangerous excavations)—

(a) in subsection (1), after “Common Council” insert “, or a county or county borough council in Wales”; and

(b) in subsection (8), after “Common Council” insert “, or a county or county borough council in Wales,”.

(4) In section 29 of that Act (repayment of unclaimed compensation etc. paid into court), for subsection (4), substitute—

“(4) For the purposes of the preceding subsection—

(a) any land held by a parish council shall be treated as held by the district council whose area includes the area of the parish council, and

(b) any land held by a community council shall be treated as held by the county or county borough council whose area includes the area of the community council.”.

(5) In section 33(1) of that Act(1) (restoration or continuation of supply of water, gas or electricity), after “Common Council” insert “, or a county or county borough council in Wales,”.

(6) In section 35(1) of that Act(2) (removal of obstructions from private sewers), after “county council” insert “in England”.

(7) In section 44(1) of that Act (interpretation etc. of Part I), in the definition of “local authority”(3), after “county council,” insert “a county borough council,”.

(8) In section 80 of that Act (interpretation of Part II), at the end add—

“(4) In this Part of this Act, except where the context otherwise requires, references to a district council shall, in relation to Wales, be construed as references to a county council or county borough council.”.

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(1) Section 33(1) was amended by the Gas Act 1986 (c. 44), Schedule 7, paragraph 24.

(2) Section 35(1) was amended by the Local Government Act 1985 (c. 51), Schedule 17.

(3) The definition of “local authority” was substituted by the Local Government Act 1985, (Schedule 14, paragraph 53(b)) and was also amended by Schedule 17 to that Act. Further amendment has been made by the Education Reform Act 1988, (c.40), Schedule 13.