

ELIZABETH II



1967 CHAPTER XX

An Act to confer further powers upon the Greater London Council and other authorities; and for other purposes.

[14th July 1967]

WHEREAS—

(1) It is expedient that further and better provision should be made for the finances, open spaces, improvement, local government and public health services of Greater London and that the powers of the Greater London Council (hereinafter called “the Council”), the London borough councils and the Common Council of the City of London should be extended and amended as provided in this Act:

1806 c. 134.

(2) By the local and personal Act 46 Geo. III chapter 134 (hereinafter referred to as "the Act of 1806") provision was made for ornamenting and embellishing the centre or area of Bloomsbury Square in the Parish of St. George, Bloomsbury, in the County of Middlesex (hereinafter referred to as "the garden"), at that time the property of the late the Most Noble John, Duke of Bedford and now vested in the Trustees of Bedford Settled Estates:

(3) The provision of a parking place for vehicles underneath the garden by the council of the London borough of Camden (hereinafter referred to as "the Camden Council") would in their opinion be a suitable means of relieving or preventing congestion of traffic:

(4) By a lease dated the 25th day of March 1967 the Trustees of Bedford Settled Estates have (subject to the terms of that lease) leased the garden to the Camden Council for a term of one hundred and two years and agreed to the enclosure and use of part of the garden for the purposes of or in connection with the said underground parking place:

1962 c. 38.

1906 c. 25.

(5) Planning permission under the Town and Country Planning Act, 1962, has been granted for that development, but having regard to the restrictions imposed on the use of the garden by the Act of 1806, the Open Spaces Act, 1906, and other enactments, the implementation of the provisions of the said lease requires the sanction of Parliament:

(6) It would be of public and local advantage to construct the said underground parking place and, for the purposes of and in connection therewith, to make provision for the enclosure and use of part of the garden as in this Act provided:

(7) It is expedient that the other provisions contained in this Act should be enacted:

(8) The purposes of this Act cannot be effected without the authority of Parliament:

1933 c. 51.

1963 c. 33.

(9) In relation to the promotion of the Bill for this Act the Council (as respects the appropriate provisions of the Bill) have complied with the requirements of section 254 of the Local Government Act, 1933, and the Camden Council (as respects the provisions of the Bill relating specifically to that council) have complied with the requirements of Part XIII of that Act as applied by subsection (3) of section 7 of the London Government Act, 1963:

May it therefore please Your Majesty that it may be enacted, and be it enacted, by the Queen's most Excellent Majesty, by and

with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows, that is to say:—

PART I

PRELIMINARY

1. This Act may be cited as the Greater London Council Short title. (General Powers) Act 1967.

2. This Act is divided into Parts as follows:—

Division of
Act into
Parts.

Part I.—Preliminary.

Part II.—Financial provisions.

Part III.—Open spaces.

Part IV.—Acquisition and use of lands.

Part V.—Extensions of time.

Part VI.—Public health.

Part VII.—Miscellaneous and supplemental.

3.—(1) In this Act, except as otherwise expressly provided or unless the context otherwise requires—

“ the Act of 1933 ” means the Local Government Act, 1933; 1933 c. 51.

“ the Act of 1936 ” means the Public Health Act, 1936; 1936 c. 49.

“ the Act of 1957 ” means the Housing Act, 1957; 1957 c. 56.

“ the Act of 1960 ” means the Road Traffic Act, 1960; 1960 c. 16.

“ the Act of 1962 ” means the Town and Country Planning Act, 1962; 1962 c. 38.

“ the Act of 1963 ” means the London Government Act, 1963 c. 33. 1963;

“ the Act of 1964 ” means the London County Council (General Powers) Act, 1964; 1964 c. xxviii.

“ the Act of 1965 ” means the Compulsory Purchase Act, 1965 c. 56. 1965;

PART I
—cont.
1966 c. xxviii.

“ the Act of 1966 ” means the Greater London Council (General Powers) Act, 1966;

“ borough ” means a London borough, and “ borough council ” means the council of a London borough;

“ the Camden Council ” means the council of the London borough of Camden;

“ the Common Council ” means the Common Council of the City of London;

“ the Council ” means the Greater London Council;

“ enactment ” means any enactment, whether public general or local, and includes any order, byelaw, rule, regulation, scheme or other instrument having effect by virtue of an enactment;

“ land ” and “ lands ” includes any interest in land and any easement or right in, to or over land.

(2) Any reference in this Act to an enactment shall be construed as a reference to that enactment as applied, extended, amended or varied by, or by virtue of, any subsequent enactment including this Act.

PART II

FINANCIAL PROVISIONS

Interpretation

Interpretation
of Part II.

4. In this Part of this Act—

1937 c. 68.

“ the Act of 1937 ” means the Local Government Superannuation Act, 1937;

1961 c. 62.

“ the Act of 1961 ” means the Trustee Investments Act, 1961;

“ the fund ” means the superannuation fund maintained by the Council or a borough council (as the case may be) under Part I of the Act of 1937;

“ the narrower-range part ”, “ property ” and “ the wider-range part ” in relation to the fund have the same meanings as they have for the purposes of the Act of 1961.

Borrowing powers

PART II
—cont.

5.—(1) In this section—

“ hereditament ” and “ rate ” have the same meanings as in section 115 of the General Rate Act, 1967;

“ signature ” includes a facsimile of a signature by whatever process reproduced;

“ year ” means a period of twelve months beginning with the first day of April;

Power to
Council and
borough
councils to
raise money
by issue of
bills.
1967 c. 9.

and any reference to the aggregate gross charge to rates for an area for any year shall be construed as a reference to the total of the amounts required to be paid by virtue of all the rates made by all the authorities in the area for the year or any part thereof, calculated as if, in the case of each hereditament, the amount payable were that ascertained by applying the poundage of the rate to the rateable value of the hereditament as on the first day of April in that year, without any allowance or deduction.

(2) In addition to any other method by which the Council may raise any money which they are authorised to borrow, they may raise the money by means of the issue of bills (to be called “ Greater London bills ” and in this section referred to collectively as “ bills ” and separately as “ a bill ”) subject to and in accordance with the following provisions:—

- (i) a bill shall be in the form prescribed by regulations made under this section and shall be for the payment of the sum named therein in the manner and at the date therein mentioned, being a date not more than twelve months from the date of the bill:
- (ii) a bill shall entitle the holder thereof to payment at maturity of the sum expressed in the bill to be payable:
- (iii) bills may be offered for purchase (whether by tender or otherwise) in such manner and on such conditions as the Council may determine:
- (iv) bills shall be issued under the authority of a resolution passed by the Council, and shall bear the signature of the treasurer to the Council or of some other person authorised in that behalf by the Council:
- (v) the Council may make regulations providing for—
 - (a) the preparation and form and the mode of issue, payment and cancellation of bills;
 - (b) the issue of a new bill in lieu of one defaced, lost or destroyed;

PART II
—cont

(c) the prevention, by the use of counterfoils or of a special description of paper or otherwise, of fraud in relation to bills;

(d) the giving of a proper discharge on the payment of a bill; and

(e) amending or revoking any regulations previously made or deemed to have been made under this paragraph:

- (vi) the amount of money received in respect of a bill shall be deemed to be principal money raised by means of the bill and the difference between the amount payable in respect of a bill and the amount received in respect thereof shall be deemed to be interest on the principal money so raised:
- (vii) the aggregate amount payable on bills current at any one time in a year shall not (except by the amount payable on bills issued shortly before any other bills fall due in order to pay off the last-mentioned bills) exceed an amount equal to 10 per cent. of the aggregate gross charge to rates for the area of Greater London for that year:
- (viii) subject to the provisions of the last preceding paragraph the Council may renew a bill at maturity:
- (ix) the Council may borrow for the purpose of repaying the principal money raised by bills but except as aforesaid any power of the Council to borrow shall be suspended to the extent of the amount which has been raised by the issue of bills.

(3) The provisions of the last foregoing subsection shall apply to a borough council as they apply to the Council but subject to the following and any other necessary modifications:—

- (a) for references to the Council there shall be substituted references to a borough council;
- (b) any bills issued by a borough council shall be called “London borough bills” preceded by the name of the particular borough concerned;
- (c) for paragraph (vii) there shall be substituted the following paragraph:—

“ (vii) the aggregate amount payable on bills issued by a borough council and current at any one time in a year shall not (except by the amount payable on bills issued shortly before any other bills fall due in order to pay off the last-mentioned bills) exceed an amount equal to 10 per cent. of the aggregate gross charge to rates for the area of the borough for that year: ”.

(4) For the words " or London county bill " in paragraph (a) of section 9 of the Forgery Act, 1913, there shall be substituted the words " Greater London bill or London borough bill ".

PART II
—cont.
1913 c. 27.

(5) Section 25 (Power to Council and borough councils to raise money by issue of bills) of the Act of 1966 is hereby repealed, and any regulations made or any other action taken under the provisions of that section before the passing of this Act shall be deemed to have been made or taken, as the case may be, under the corresponding provisions of this section.

6. In addition to any other method by which the Council or a borough council may raise any money which they are authorised to borrow, they may, with the consent of the Treasury and subject to such conditions as the Treasury may impose, raise the money by means of the issue of bearer bonds or other securities to bearer.

Power to Council and borough councils to raise money by issue of bearer bonds.

7.—(1) Any method by which the Council or a borough council are empowered by any enactment (including the last two foregoing sections) to raise any money which they are authorised to borrow shall, notwithstanding anything in such enactment, be deemed to include the raising of money by that method outside the United Kingdom or in any foreign currency.

Power to Council and borough councils to raise money abroad.

(2) (a) The powers conferred by the foregoing subsection shall not be exercised except with the consent of the Treasury and subject to such conditions as the Treasury may impose.

(b) The enactments empowering the Council or a borough council to raise money shall have effect in relation to a transaction authorised by this section for the raising of money in a foreign currency as if for any reference in those enactments to sterling there was substituted a reference to the foreign currency and for any reference therein to a sum expressed in terms of sterling there was substituted a reference to the sum expressed in terms of the foreign currency (adjusted where necessary to produce an amount which the Council or the borough council, as the case may be, consider appropriate having regard to all the circumstances of the transaction).

8. It shall not be lawful to exercise the powers of borrowing conferred by the foregoing provisions of this Part of this Act otherwise than in compliance with the provisions of any order for the time being in force made under section 1 of the Borrowing (Control and Guarantees) Act, 1946.

Saving for powers of Treasury.
1946 c. 58.

Investment of superannuation funds

9.—(1) Subject to the provisions of this section, the powers exercisable by the Council or a borough council under the Act of 1961 to invest any property belonging to the wider-range fund shall include power to invest such property in such manner

Investment of superannuation funds in acquisition, etc., of land.

PART II
—cont.

as they think fit (and whether alone or in association with any other person) in the acquisition, development or management of land situated in the United Kingdom and used or to be used for residential, commercial or industrial purposes but Part IV of the First Schedule to the Act of 1961 shall not apply to any investment made under this subsection.

(2) So long as the value of the investments of property for the time being made under the powers conferred by the foregoing subsection is equal to or greater than one-sixth of the total value of the wider-range part of the fund, no further investment may be made thereunder.

(3) For the purposes of the last foregoing subsection, the value of any investment of property belonging to the wider-range part of the fund shall be deemed to be the value of the investment at the time at which it was made.

(4) Subsections (2) to (7) of section 6 of the Act of 1961 shall apply in relation to the exercise of the powers of investment conferred by subsection (1) of this section as they apply in relation to the exercise by the Council or a borough council of the powers conferred by section 1 of that Act to invest any property belonging to the wider-range part of the fund in a manner specified in Part III of the First Schedule to that Act.

Modifications
of Act of
1961.

10.—(1) In subsection (1) of section 11 of the Act of 1961, after the words “association of local authorities” there shall be inserted the words “or by the Greater London Council”.

(2) Part II of the First Schedule to the Act of 1961, in its application to the investment by the Council or a borough council of any property belonging to the narrower-range part of the fund, shall have effect subject to the following modifications:—

(i) for paragraphs 3 and 4 thereof there shall be substituted the following paragraphs:—

“ 3. In fixed-interest securities issued by any public, municipal or local authority, or any publicly controlled or nationalised industry or undertaking, whether established within or outside the United Kingdom.

4. In fixed-interest securities issued by the government of any territory outside the United Kingdom.”;

(ii) for paragraph 6 thereof there shall be substituted the following paragraph:—

“ 6. In debentures issued by a company incorporated in the United Kingdom or established under the law of any territory outside the United Kingdom.”;

(iii) in paragraph 9 thereof, the words "in the United Kingdom", where first occurring, shall not apply, and the following sub-paragraph shall be added at the end of that paragraph:—

PART II
—cont.

"(g) any public, municipal or local authority established outside the United Kingdom."

(3) Paragraph 1 of Part III of the said First Schedule, in its application to the investment by the Council or a borough council of any property belonging to the wider-range part of the fund, shall have effect as if for the words "and not being securities falling within Part II of this Schedule" there were substituted the words "or in any securities issued by a company established under the law of any territory outside the United Kingdom, and not being in either case securities falling within Part II of this Schedule".

(4) The following sub-paragraph shall be substituted for sub-paragraph (a) of paragraph 3 of Part IV of the said First Schedule in the application of that paragraph to the investment by the Council or a borough council of property belonging to the fund:—

"(a) securities or debentures of a company of which the total issued and paid up share capital is less than five hundred thousand pounds, or (as the case may be) an equivalent sum in any foreign currency in which such share capital is issued at the rate of exchange current at the time when the investment is made;".

(5) Paragraph 1 and sub-paragraph (a) of paragraph 2 of Part IV of the said First Schedule shall not apply in relation to any investment by the Council or a borough council which is authorised by virtue of the provisions of the last three foregoing subsections.

11. The provisions of the last two foregoing sections shall have effect notwithstanding anything in subsection (3) of section 21 of the Act of 1937.

Section 21 (3)
of Act of
1937 not to
limit
foregoing
powers.

PART III

OPEN SPACES

12.—(1) In this section—

"the Act of 1935" means the London County Council (General Powers) Act, 1935;

"local authority" has the same meaning as in Part V (Open Spaces) of the Act of 1935;

Restriction
on exercise
of powers
under Part V
of Act of
1935.
1935 c. xxxiii.

PART III
—cont.

“ the Minister ” means the Minister of Housing and Local Government.

(2) Notwithstanding anything in subsection (1) of section 51 (Exercise of powers under Part V of Act) of the Act of 1935, as from the passing of this Act a local authority shall not in the exercise of their powers under section 42 (Facilities for public recreation) or section 43 (Licences to provide facilities and letting of buildings for public recreation) of the Act of 1935—

- (a) erect or permit to be erected any building or other structure on; or
- (b) enclose permanently or permit to be enclosed permanently;

any part of a common, except with the consent of the Minister given in pursuance of a written application in that behalf made to him by the local authority under this subsection, which consent the Minister is hereby empowered to give in such cases as he thinks fit.

(3) Nothing in this section shall be deemed to require the consent of the Minister to—

- (a) the maintaining or re-erecting by, or with the permission of, a local authority of any building or other structure erected on a common before the date of the passing of this Act; or
- (b) the continuing by, or with the permission of, a local authority of any permanent enclosure of part of a common made before that date;

and any such building or structure, or permanent enclosure, shall be deemed to have been lawfully erected or made (as the case may be).

(4) In subsection (1) of section 51 (Exercise of powers under Part V of Act) of the Act of 1935, for the words “ Act or of any scheme made thereunder ” there shall be substituted the words “ enactment or any scheme made under, or confirmed by, any enactment ”.

1935 c. xxxiii.
1936 c. lx. (5) Section 45 (Restriction on exercise of powers under Part V of London County Council (General Powers) Act, 1935) of the London County Council (General Powers) Act, 1936, is hereby repealed.

(6) The Minister may cause such local inquiries to be held as he may consider necessary for the purpose of his functions under this section, and subsections (2) to (5) of section 290 of the Act of 1933 shall apply in relation to any such inquiry.

13. For the purposes of subsection (3) of section 87 of the Act of 1963, and of subsection (4) of that section so far as it relates to the said subsection (3), section 17 (Extension of powers to provide facilities in open spaces) of the Act of 1966 and the last foregoing section shall be deemed to be Greater London statutory provisions.

PART III
—cont.
Additional
Greater
London
statutory
provisions.

PART IV

ACQUISITION AND USE OF LANDS

Acquisitions by agreement

14.—(1) In section 176 of the Act of 1933 (as amended by Schedule 6 to the Act of 1965), in its application to the acquisition of land by agreement by the Council, a borough council or the Common Council, the words “sections 4 to 8, section 10 and” shall be omitted.

As to
purchases by
agreement
under Part VII
of Act of
1933.

(2) Paragraph 23 of Schedule 4 to the Act of 1963 is hereby repealed.

(3) The provisions of this section shall have effect as respects any purchase of land completed on or after 1st January, 1966.

15.—(1) For the purposes of the acquisition of land by agreement by the Council, a borough council or the Common Council under Part V of the Act of 1957, the provisions of Part I of the Act of 1965 (so far as applicable), other than section 27 and section 31, shall apply, and in the said Part I as so applied—

As to
purchases by
agreement
under Part V
of Act of
1957.

(a) “the acquiring authority” means the Council, the borough council or the Common Council (as the case may be);

(b) “the special Act” means Part V of the Act of 1957;

and for references to land subject to compulsory purchase there shall be substituted references to land which may be purchased by agreement under the said Part V.

(2) The provisions of this section shall have effect as respects any purchase of land completed on or after 1st April, 1965.

Bloomsbury Square

16.—(1) In this section—

“the Bedford Trustees” means the Trustees of Bedford Settled Estates, being the Right Honourable John Hugo Russell, Baron Amphill, Jocelyn Francis Tichborne Nangle and Douglas James Watherston Dryburgh or other the trustees for the time being of the Resettlement dated 26th February, 1910, and made between the Most Noble Herbrand, Eleventh Duke of Bedford of the first part, the Most Honourable Hastings William Sackville Russell of the second part, and Sir Walter Roper Lawrence and the Honourable Victor Alexander Frederick Villers Russell of the third part;

Provision by
Camden
Council of
underground
parking place
in Bloomsbury
Square.

PART IV
—cont.

“ the garden ” means the garden enclosure bounded on all sides by the roadway of Bloomsbury Square in the borough of Camden;

“ parking place ” has the same meaning as in section 81 of the Act of 1960;

“ the underground railway ” means the railway of the Postmaster General authorised by the Post Office (London) Railway Act, 1913.

1913 c. cxvi.

1806 c. 134.

1906 c. 25.

(2) (a) Notwithstanding anything contained in the local and personal Act 46 Geo. III chapter 134, the Open Spaces Act, 1906, or any other enactment—

(i) the Camden Council may, subject to and in accordance with the agreement entered into under sub-paragraph (ii) of this paragraph, provide, equip, maintain and manage a parking place beneath the surface of the garden with means of entrance thereto and egress therefrom and may for the purposes of or in connection with the said parking place exercise all such powers, whether under section 81 of the Act of 1960 or under any other enactment, as would be exercisable by them if the said parking place had been provided under that section;

(ii) the Camden Council and the Bedford Trustees may enter into an agreement to enable the Camden Council (subject to such terms and conditions as may be agreed between the parties and to any condition subject to which planning permission for the said parking place has been granted under the Act of 1962) to enclose and use so much of the garden as the Camden Council may require for or in connection with the provision and maintenance of the said parking place.

(b) The agreement between the Camden Council and the Bedford Trustees referred to in the foregoing paragraph may from time to time be varied by other such agreements.

(3) The Camden Council shall not do or permit to be done anything in exercise of the powers conferred by sub-paragraph (i) of paragraph (a) of the last foregoing subsection which is likely directly or indirectly to cause injury to or expose to risk of injury the underground railway or any part thereof, and in particular shall not, save with the consent of the Postmaster General (which consent shall not be unreasonably withheld), do or permit to be done anything in exercise of the said powers within forty feet of any part of the underground railway.

(4) Nothing in this section shall operate to affect prejudicially the rights or interests of the Postmaster General in relation to the underground railway, and the next following section shall not apply in relation to the underground railway.

17. The provisions of section 65 of the Act of 1957 (which relate to the removal or alteration of apparatus of statutory undertakers) shall apply in relation to the provision by the Camden Council of—

PART IV
—cont.
Application
of section 65
of Act of
1957.

(a) the parking place referred to in the last foregoing section; and

(b) the means of entrance thereto and egress therefrom;

as if—

(i) in subsection (1) of the said section 65 for the reference to land purchased by a local authority under Part III of the Act of 1957 there were substituted a reference to land in Bloomsbury Square, and for the words “the foregoing provisions of this Part of this Act” there were substituted the words “section 16 (Provision by Camden Council of underground parking place in Bloomsbury Square) of the Greater London Council (General Powers) Act, 1967,”;

(ii) in subsection (2) of the said section 65 after the word “subsection” there were inserted the words “or to execute under the powers of section 16 of the Greater London Council (General Powers) Act, 1967, any works near to or likely to affect any apparatus”;

(iii) in subsection (4) of the said section 65 for the words “the stopping up, diversion or alteration of the level or width of a street by a local authority under the powers exercisable by virtue of this Act” there were substituted the words “the exercise of any powers conferred by section 16 of the Greater London Council (General Powers) Act, 1967, in respect of Bloomsbury Square”;

and

(iv) any reference to a local authority in the said section 65 were a reference to the Camden Council.

PART V

EXTENSIONS OF TIME

18.—(1) The period now limited by the Act of 1964 for the exercise by the Council of powers for the compulsory purchase of lands—

Extension of
time for
compulsory
purchase of
lands by
Council.

(a) in the borough of Camden for the purposes of section 5 (Power to acquire lands) of the London County Council (General Powers) Act, 1961; and

1961 c. xliii.

(b) in the borough of Wandsworth for the purposes of section 5 (Power to acquire lands) of the Act of 1964;

is hereby extended, or further extended, until 1st October, 1970.

PART V
—cont.

(2) Notwithstanding anything in the foregoing subsection, if, at any time before 1st January, 1970, the owner or lessee of any land to which that subsection relates gives to the Council notice in writing requiring them forthwith to decide whether or not they will proceed with the purchase of his estate or interest in any such land which is specified in the notice, the powers referred to in the said subsection shall not extend so as to enable the Council to purchase compulsorily the estate or interest of such owner or lessee in the land so specified, or in any part of such land, in pursuance of a notice to treat served later than six months after the receipt by the Council of the first-mentioned notice.

(3) If the Council give notification in writing to the owner or lessee of any land, being land to which this section relates and which is specified in the notification, that they do not intend to proceed with the purchase of the estate or interest of such owner or lessee in the land so specified, the powers referred to in this section, so far as they authorise the compulsory purchase of such estate or interest, shall cease forthwith.

Extension of
time for
completion
of works.

1962 c. xlv.
1957 c. xxxv.

1962 c. xlix.

19.—(1) The period now limited by the London County Council (General Powers) Act, 1962, for the exercise of powers conferred by the London County Council (General Powers) Act, 1957, for the execution of works in the city of Westminster authorised by Part III of the said Act of 1957 is hereby further extended until 1st October, 1972.

(2) The period limited by the London County Council (Improvements) Act, 1962, for the exercise of powers conferred by that Act for the execution of works in—

- (i) the boroughs of Greenwich, Lambeth, Newham and Tower Hamlets authorised by Part III of that Act; and
- (ii) the royal borough of Kensington and Chelsea and the borough of Hammersmith authorised by Part III of that Act except the works and parts of works in those boroughs abandoned in pursuance of section 38 (Abandonment of certain authorised works) of the Act of 1964;

is hereby extended until 1st October, 1972.

PART VI

PUBLIC HEALTH

Interpretation

Interpretation
of Part VI.
1961 c. 64.

20.—(1) In this Part of this Act—

“ the Act of 1961 ” means the Public Health Act, 1961;

“ borough council ” includes the Common Council and
“ borough ” shall be construed accordingly;

“ daily fine ” means a fine for each day on which an offence is continued after conviction.

(2) In its application to Greater London the Act of 1936 shall have effect as if section 23 (Supply of water to premises where supply cut off) of this Act were contained in Part IV of that Act.

PART VI
—cont.

Hairdressers and barbers

21.—(1) As from the appointed day no person shall carry on the business of a hairdresser or barber on any premises in a borough unless he is registered in respect of those premises by the borough council under this section:

Provided that for the purposes of this section a person shall not be deemed to carry on the business of a hairdresser or barber on any premises solely by reason that he visits those premises only—

- (a) by prior appointment with a customer who resides at or is an inmate of those premises; and
- (b) for the purpose of attending to that customer.

(2) Any person who makes an application in that behalf and furnishes the borough council with particulars of his name and residence and of the premises in the borough in respect of which he desires to be registered shall be registered in respect of those premises by the borough council, and on so registering any person the borough council shall issue to him a certificate of registration:

Provided that nothing in this section shall require a borough council to issue a certificate of registration in respect of any premises in a case where planning permission for the use of the premises for the carrying on of the business of a hairdresser or barber is required in pursuance of the provisions of the Act of 1962 and has not been granted.

(3) If any person carries on business in contravention of subsection (1) of this section, he shall be liable on summary conviction to a fine not exceeding twenty-five pounds and a daily fine not exceeding five pounds.

(4) A person registered under this section shall keep a copy of his certificate of registration and of any byelaws made (or having effect as if made) by the borough council under section 77 of the Act of 1961 prominently displayed in the premises in respect of which he is registered, and, if he fails to do so, he shall be liable on summary conviction to a fine not exceeding five pounds and a daily fine not exceeding ten shillings.

(5) Where an offence punishable under this section which has been committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate, or any person purporting to act in such capacity, he as well as the body corporate shall be deemed to be guilty of that offence.

PART VI
—cont.

(6) Section 287, section 288 and section 341 of the Act of 1936 (which relate respectively to powers of entry, penalties for obstruction and the application of the Act to Crown property) shall have effect as if this section were contained in that Act.

(7) (a) In this section “the appointed day” in relation to a borough means such day as may be fixed by resolution of the borough council, subject to and in accordance with the provisions of this subsection.

(b) The borough council shall cause to be published in a local newspaper circulating in the borough notice—

- (i) of the passing of any such resolution and of the day fixed thereby; and
- (ii) of the general effect of the provisions of subsections (1) to (6) of this section;

and the day so fixed shall not be earlier than the expiration of one month from the date of publication of the said notice.

(8) Either—

- (i) a copy of such newspaper containing any such notice; or
- (ii) a photostatic or other reproduction certified by the town clerk of the borough to be a true reproduction of a page, or part of a page, of any such newspaper bearing the date of its publication and containing any such notice;

shall be evidence of the publication of the notice and of the date of the publication.

Substitution
of last
foregoing
section for
certain local
enactments.

22.—(1) If in pursuance of the provisions of subsection (7) of the last foregoing section the borough council of a borough to which this section applies by resolution fix a day which in relation to that borough is to be the appointed day for the purposes of the last foregoing section (hereafter in this section referred to as “the local Act appointed day”)—

- (a) the relevant local enactment; and
- (b) in the case of the borough of Newham or the borough of Waltham Forest so much of the enactment specified in column 3 of the Schedule to this Act opposite the name of that borough as relates to the relevant local enactment;

shall cease to have effect on the local Act appointed day.

(2) Notwithstanding that the relevant local enactment has ceased to have effect on the local Act appointed day—

- (a) any byelaws made (or having effect as if made) by the borough council of a borough to which this section

applies under that local enactment shall continue in force and have effect as if made by that borough council under section 77 of the Act of 1961;

PART VI
—cont.

(b) subject as aforesaid, anything done under the provisions of that local enactment before the local Act appointed day shall (so far as it could have been done under the last foregoing section) be deemed to have been done under the corresponding provisions of the last foregoing section.

(3) (a) This section applies to any of the boroughs specified in column 1 of the Schedule to this Act.

(b) In this section “the relevant local enactment” means in relation to a borough to which this section applies the enactment specified in column 2 of the Schedule to this Act opposite the name of that borough.

Miscellaneous

23.—(1) Where any statutory water undertakers—

Supply of
water to
premises
where supply
cut off.

(a) by reason of the defective state of a supply pipe or the absence or defective state of any water fittings; or

(b) in any other case, by reason of the failure of a supply pipe or any water fittings to comply with any requirements imposed by or under any enactment;

cease to supply with water any building used for human habitation or as a place where persons are employed, the borough council may, after giving notice to the owner of the building of their intention so to do, execute such works, provide such fittings and do such other incidental things as may be necessary to secure that the supply of water to the building is restored by the statutory water undertakers and the expenses reasonably incurred by the borough council in so doing shall be recoverable from the owner of the building.

(2) Where any building has been let for the purpose of being used for human habitation or as a place where persons are employed it shall be deemed for the purposes of this section to be occupied and used for such purposes.

(3) In any proceedings for the recovery of expenses under this section the court may inquire whether the whole or any part of the expenses should, instead of being borne by the person from whom they are sought to be recovered, be borne by the occupier of the building in respect of which they were incurred, and the court may make such order as appears to it to be just in the circumstances of the case with respect to the person (being either the person from whom the expenses are sought to be recovered or such an occupier as aforesaid) by whom the expenses are to be borne or as to the apportionment between any such persons of their liability to bear the expenses;

PART VI
—cont.

Provided that the court shall not under this subsection order the expenses or any part thereof to be borne by any person other than the defendant in the proceedings unless the court is satisfied that that other person at the instance of the defendant has had due notice of the proceedings and an opportunity of being heard.

1961 c. 34.
1963 c. 41.

(4) This section shall not apply to any premises to which either section 57 of the Factories Act, 1961, or the Offices, Shops and Railway Premises Act, 1963, applies.

(5) In this section—

“ building ” means a building in a borough and includes any part of such a building if such part is occupied as a separate hereditament;

1945 c. 42.

“ statutory water undertakers ” has the same meaning as in the Water Act, 1945;

“ supply pipe ” and “ water fittings ” have the same meanings as in the Third Schedule to the said Act of 1945.

1956 c. lxxxiv.

1956 c. xc.

1957 c. xxxvii.

(6) Section 50 (Supply of water to domestic premises where supply cut off) of the Walthamstow Corporation Act, 1956, section 35 (Supply of water to premises where supply cut off) of the Middlesex County Council Act, 1956, and section 59 (Supply of water to premises where supply cut off) of the East Ham Corporation Act, 1957, are hereby repealed, and anything done under the provisions of any of those sections before the passing of this Act shall be deemed to have been done under the corresponding provisions of this section.

Amendments
of Act of 1961.

24.—(1) In its application in relation to any premises in Greater London, section 17 of the Act of 1961 shall have effect as if in the proviso to subsection (2) thereof for the words “ two pounds ” there were substituted the words “ five pounds ”.

(2) In its application in relation to any drain or private sewer in Greater London, section 18 of the Act of 1961 shall have effect as if in subsection (1) thereof for the words “ fifty pounds ” in both places in which they occur there were substituted the words “ one hundred pounds ” and in the proviso to that subsection for the words “ two pounds ” there were substituted the words “ five pounds ”.

Application to
inner London
of provisions
relating to
defective
premises.

25. Section 26 of the Act of 1961 (which relates to the remedying of defective premises) shall apply throughout Greater London and, accordingly, in paragraph 36 of Part I of Schedule 11 to the Act of 1963 for the words “ Sections 24 to 31 ” there shall be substituted the words “ Sections 24, 25, 27 to 31 ”.

PART VII

MISCELLANEOUS AND SUPPLEMENTAL

26.—(1) The powers of the Minister of Transport and the Council to make orders in pursuance of the provisions of sections 85 to 87 and 90 of and the Tenth Schedule to the Act of 1960—

As to prepayment of parking charges.

- (a) designating parking places on highways in Greater London (whether on the application of a borough council or the Common Council or otherwise);
- (b) prescribing the charges to be paid for vehicles left in any such parking place; and
- (c) regulating or restricting the use of any such parking place or otherwise for or in connection with the operation thereof;

shall extend so as to authorise the inclusion in any such order of such provision as the said Minister or the Council (as the case may be) consider expedient for the purpose of enabling or requiring charges to be paid in advance for the leaving of a vehicle in such parking places as may be prescribed, and any reference in section 85 or section 86 of the Act of 1960 to charges for vehicles left in a parking place designated under the said section 85 shall be construed accordingly.

(2) For the purposes of the foregoing subsection the Act of 1960 shall, in its application to Greater London, have effect subject to the following amendments—

- (a) in paragraph (b) of subsection (2) of section 86 after the words “by it” there shall be inserted the words “or by any permit, token or other document issued by the local authority”, and for the words “such ticket” there shall be substituted the words “any such ticket, permit, token or other document”;
- (b) the following paragraph shall be inserted after paragraph (b) of the said subsection (2)—
 - “(bb) for requiring that any permit, token or other document issued by the local authority shall be displayed in such manner as may be prescribed;”;
- (c) the following paragraph shall be inserted after paragraph (f) of the said subsection (2)—
 - “(ff) for authorising the local authority to refund, in such circumstances and in such manner as may be prescribed, the amount of any charges paid in advance for leaving a vehicle in a parking place;”;
- (d) the following paragraph shall be inserted after paragraph (a) of subsection (1) of section 233—
 - “(aa) any permit, token or other document which may be issued by a local authority in pursuance of an order made under section 85 or section 86 of this Act;”;

PART VII
—cont.

(e) the following paragraph shall be added after paragraph (d) of subsection (1) of section 235—

“ or

(e) of obtaining any permit, token or other document issued by a local authority in pursuance of an order made under section 85 or section 86 of this Act.”;

(f) the following paragraph shall be added after paragraph (g) of subsection (2) of section 237—

“ or

(h) to permits, tokens or other documents issued by a local authority in pursuance of an order made under section 85 or section 86 of this Act.”.

Abolition of certain tolls, etc., at Greenwich Pier.

1908 c. xcvi.

27.—(1) Nothing in the Thames River Steamboat Service Act, 1904 (Amendment) Act, 1908, or in any byelaws made under section 7 (Byelaws) of that Act, shall authorise or require the Council to demand or receive any tolls, rates or charges in respect of any such use of Greenwich Pier as is referred to in paragraph (D) of the said section 7 and, accordingly, that paragraph shall cease to apply in relation to Greenwich Pier.

(2) In this section “ Greenwich Pier ” has the same meaning as in the said Act of 1908.

(3) The provisions of this section shall come into force on 1st January, 1968.

Saving for town and country planning.

28. The provisions of the Act of 1962, and any restrictions or powers thereby imposed or conferred in relation to land, shall apply and may be exercised in relation to any land notwithstanding that the development thereof is or may be authorised or regulated by or under this Act.

Costs of Act.

29.—(1) Subject to any provision of the Act of 1963, or of any other enactment, requiring expenses in connection with any functions of the Council to be chargeable otherwise than as expenses for general London purposes, all expenses of the Council in the execution of this Act shall be defrayed, as the Council may decide, as—

(a) expenditure for general London purposes; or

(b) expenditure for special London purposes chargeable on such part of Greater London as the Council may determine.

(2) So much of the costs, charges and expenses preliminary to and of and incidental to the preparing, applying for and obtaining of this Act as may be incurred in respect of or in connection with the provisions contained in section 16 (Provision by Camden Council of underground parking place in Bloomsbury Square) and section 17 (Application of section 65 of Act of 1957) shall be paid by the Camden Council.

SCHEDULE

PROVISIONS RELATING TO SECTION 22 (SUBSTITUTION OF LAST FOREGOING SECTION FOR CERTAIN LOCAL ENACTMENTS) OF THIS ACT

| 1 | 2 | 3 |
|-------------------------------|---|--|
| The borough of Waltham Forest | Section 48 (Hairdressers and barbers) of the Leyton Corporation Act, 1950. | Section 92 (Commencement of certain provisions of this Act) of the Leyton Corporation Act, 1950. 1950 c. xxxviii. |
| The borough of Bromley ... | Section 55 (Hairdressers and barbers) of the Orpington Urban District Council Act, 1954. | — 1954 c. xlvi. |
| The borough of Newham ... | Section 130 (Hairdressers and barbers) of the East Ham Corporation Act, 1957. | Section 160 (The appointed day) of the East Ham Corporation Act, 1957. 1957 c. xxxvii. |
| The borough of Croydon ... | Section 166 (Hairdressers and barbers) of the Croydon Corporation Act, 1960. | — 1960 c. xl. |

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