

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963, SCHEDULE 17. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 17

#### MISCELLANEOUS MODIFICATIONS OF ENACTMENTS AS FROM 1ST APRIL 1965

<sup>x1</sup><sub>1</sub> In the Highways and Locomotives (Amendment) Act 1878, in section 26, for the words from the beginning to “and” where first occurring there shall be substituted the words “The council of a county or county borough may, with respect to all or any of the highways in their county or borough, and the Greater London Council, the council of a London borough or the Common Council of the City of London may, with respect to all or any of the high-ways for which they are the highway authority, make and”.

#### Editorial Information

**X1** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

2 The <sup>M1</sup>Local Government Act 1888 shall have effect subject to the following modifications, that is to say—

(a) section 20(3) shall apply—

(i) to the Greater London Council and Greater London; and

(ii) to the council of a London borough and their borough; and

(iii) to the Common Council and [<sup>F1</sup>the City and the Temples],

as it applies to a county council and their county; and any sums received by the Greater London Council by virtue of an Order under section 20 (3) by way of the proceeds of local taxation licence duties shall be applicable to general London purposes;

(b) any powers, duties or liabilities within the City which immediately before 1st April 1965 were by virtue of section 41 (1)(b) powers, duties or liabilities of the London county council shall become powers, duties or liabilities of the Common Council.

#### Textual Amendments

**F1** Words substituted by [S.I. 1971/1732](#)

#### Marginal Citations

**M1** 1888 c. 41.

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**Textual Amendments**

**F2** Sch. 17 para. 3 repealed by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), ss. 109, 110, **Sch. 7 Pt. I**

<sup>x2</sup><sub>4</sub> In the Canals Protection (London) Act 1898, in section 7, for the words “the administrative county of London” there shall be substituted the words “Greater London”.

**Editorial Information**

**X2** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

5 ..... **F3**

**Textual Amendments**

**F3** Sch. 17 para. 5 repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

<sup>x3</sup><sub>6</sub> In the Local Government Act 1929, in section 115 (7)—  
(a) for the words “the county of London” there shall be substituted the words “Greater London”;  
(b) for the words “metropolitan borough” in both places where “they” occur there shall be substituted the words “London borough”.

**Editorial Information**

**X3** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

7 ..... **F4**

**Textual Amendments**

**F4** Sch. 17 para. 7 repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), **Sch. 6**

8 ..... **F5**

**Textual Amendments**

**F5** Sch. 17 para. 8 repealed by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), s. 34(3), **Sch. 6 Pt. I**

<sup>x4</sup><sub>9</sub> In the Civic Restaurants Act 1947—  
(a) for section I (1) (a) there shall be substituted—  
    “(a) in Greater London, the council of a London borough or the Common Council of the City of London;”  
(b) ..... **F6**

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**Editorial Information**

**X4** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Textual Amendments**

**F6** Sch. 17 para. 9(b) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

<sup>x5</sup>10 In section I (1) of the Prevention of Damage by Pests Act 1949—  
(a) for the words “metropolitan boroughs” there shall be substituted the words “London boroughs”;  
(b) in paragraph (b) of the proviso, after the word “county” there shall be inserted the words “or in the Greater London Council”.

**Editorial Information**

**X5** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

<sup>x6</sup>11 In the Rag Flock and Other Filling Materials Act 1951, in section 35, for the definition of “local authority” there shall be substituted the following— “ “local authority” means the council of a borough or of an urban or rural district or the Common Council of the City of London ”.

**Editorial Information**

**X6** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

12 ..... **F7**

**Textual Amendments**

**F7** Sch. 17 para. 12 repealed by [Port of London Act 1964 \(c. xxxvi\)](#), s. 16, **Sch. 1 Pt. II**

13 ..... **F8**

**Textual Amendments**

**F8** Sch. 17 para. 13 repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

14 ..... **F9**

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**Textual Amendments**

**F9** Sch. 17 para. 14 repealed by [Licensing Act 1964 \(c. 26\)](#), [Sch. 15](#)

- <sup>x7</sup>15 In the Auxiliary Forces Act 1953, in paragraph 1 (f) of Schedule 1—
- (a) sub-paragraph (i) from “including” onwards and sub-paragraph (ii) from “or, if” onwards shall be omitted;
  - (b) after sub-paragraph (v) there shall be inserted—
    - “(vi) if that area consists of or comprises the whole or any part of Greater London, a London borough or the City of London, of representatives of the Greater London Council and of the council of that borough or the Common Council, as the case may be, and, if that area consists of or comprises the whole or any part of the Inner London Education Area, of a representative of the Inner London Education Authority in addition to representatives of the Greater London Council.”

**Editorial Information**

**X7** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

16 ..... **F10**

**Textual Amendments**

**F10** Sch. 17 para. 16 repealed by [Rent Act 1968 \(c. 23\)](#), s. 117(5), [Sch. 17](#)

17 ..... **F11**

**Textual Amendments**

**F11** Sch. 17 paras. 17, 18(a)(b) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

18 (a) ..... **F12**

(c) ..... **F13**

**Textual Amendments**

**F12** Sch. 17 paras. 17, 18(a)(b) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

**F13** Sch. 17 para. 18(c) repealed by [Children and Young Persons Act 1969 \(c. 54\)](#), s. 72(4), [Sch. 6](#)

19 ..... **F14**

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**Textual Amendments**

**F14** Sch. 17 para. 19 repealed by Rent Act 1968 (c. 23), s. 117(5), Sch. 17

- 20 In the <sup>M2</sup>Town and Country Planning Act 1959—
- (a) the Greater London Council and the London borough councils shall be included among the authorities to whom Part II of that Act applies;
  - (b) ..... <sup>F15</sup>

**Textual Amendments**

**F15** Sch. 17 para. 20(b) repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. VII

**Marginal Citations**

**M2** 1959 c. 53.

- 21 (1) In the <sup>M3</sup>Caravan Sites and Control of Development Act 1960—
- (a) Part I shall extend to the whole of Greater London;
  - <sup>x8</sup>(b) in section 29 (1), in the definition of “local authority”, after the word “district” there shall be inserted the words “the Common Council of the City of London”.
- (2) Subject to sub-paragraphs (3) and (4) of this paragraph, where in the case of any land in the area of the existing county of London a licence granted with or without conditions under section 22 of the <sup>M4</sup>London County Council (General Powers) Act 1959 was in force in relation to that land immediately before 1st April 1965, then—
- (a) until the expiration of the period of two months beginning with the date when that licence would have expired if this Act had not been passed, and
  - (b) if by the expiration of that period the occupier of that land has duly made an application for a site licence in respect of that land under the said Part I, but that site licence has not yet been issued, until the date when such a site licence is first issued in respect of that land,
- the licence under the said section 22 shall be deemed to be a site licence under the said Part I granted for an unlimited period, but subject to the same conditions (if any) as the licence under the said section 22, by the council of the London borough in which that land is situated.
- (3) Where in the case of any such land as aforesaid no occupier thereof at any time since the grant of the licence under the said section 22 has been entitled to the benefit of a permission for the use of the land as a caravan site granted under Part III of the <sup>M5</sup>Town and Country Planning Act of 1947 <sup>M6</sup> or of 1962 otherwise than by a development order, paragraph (b) of the last foregoing sub-paragraph shall not apply to that land but—
- (a) if before the expiration of the period referred to in paragraph (a) of that sub-paragraph the occupier of the land duly makes an application for a site licence in respect of that land under the said Part I, then, so long as the conditions, if any, attached to the licence under the said section 22 are complied with, no offence shall be committed under section 1 of the said Act

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of 1960 in respect of the land at any time after the expiration of that period and before such a licence is first issued in respect of the land; and

- (b) section 17 of the said Act of 1960 shall apply to that land as if the land were an existing site within the meaning of that Act and as if any reference in that section to the commencement of that Act were a reference to the date referred to in the said paragraph (a).

- (4) Where in the case of any such land as aforesaid such permission as aforesaid for the use of that land as a caravan site has been granted in terms such that it will expire at the end of a specified period, nothing in sub-paragraph (2) of this paragraph shall cause any licence in respect of that land under the said section 22 to continue in force after the end of that period.

- (5) In this paragraph, the expressions “caravan site” and “occupier” have the meanings respectively assigned by section 1 of the said Act of 1960.

**Editorial Information**

**X8** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Marginal Citations**

- M3** 1960 c. 62.
- M4** 1959 c. lii.
- M5** 1947 c. 51.
- M6** 1962 c. 38.

<sup>x9</sup>22 In the Factories Act 1961—

- (a) in section 42(4), for the words “outside London” there shall be substituted the words “outside Greater London or in any outer London borough”;
- (b) in section 46(7), for the words “the Administrative County of London” there shall be substituted the words “Greater London other than the outer London boroughs” and for the words “London County Council” there shall be substituted the words “Greater London Council”.

**Editorial Information**

**X9** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

23 ..... F16

**Textual Amendments**

**F16** Sch. 17 para. 23 repealed by Local Government Act 1972 (c. 70), Sch. 30

24 ..... F17

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**Textual Amendments**

**F17** Sch. 17 para. 24 repealed by [Licensing Act 1964 \(c. 26\)](#), [Sch. 15](#)

- <sup>x10</sup>25 In the Trustee Investments Act 1961—,
  - (a) in section 11(4)(a), after the word “London” there shall be inserted the words “the Greater London Council” ; and
  - (b) in paragraph 4 of Part IV of Schedule 1, in the definition of “local authority”, after the word “London” there shall be inserted the words “the Greater London Council”.

**Editorial Information**

**X10** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

- 26 In the <sup>M7</sup>Transport Act 1962—
  - (a) ..... **F18**
  - (b) in section 87, any reference to the administrative county of London shall be construed as a reference to Greater London other than the outer London boroughs, and in subsection (1) thereof, except in relation to proposals submitted thereunder to the Minister before 1st April 1965, the reference to the London county council shall be construed as a reference to the Greater London Council;
  - (c) ..... **F18**

**Textual Amendments**

**F18** Sch. 17 para. 26(a)(c) repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), [Sch. 6](#)

**Marginal Citations**

**M7** 1962 c. 46.

- 27 In the Local Government (Records) Act 1962—
  - (a) ..... **F19**
  - <sup>x11</sup>(b) in section 8 (1), in the definition of “local authority”, for the words “metropolitan borough” there shall be substituted the words “London borough” and after the words “county district” there shall be inserted the words “or the Greater London Council”.

**Editorial Information**

**X11** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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**Textual Amendments**

**F19** Sch. 17 para. 27(a) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

28 In the Betting, Gaming and Lotteries Act 1963—

(a) ..... **F20**

(b) ..... **F21**

(c) in paragraph 2 of Schedule 1, paragraphs . . . **F22** 6 of Schedule 3, paragraph 9(a) of Schedule 6, and paragraph 1 (2) (a) of Schedule 7, for the words “metropolitan borough” wherever these words occur there shall be substituted the words “London Borough”.

**Textual Amendments**

**F20** Sch. 17 para. 28(a) repealed by Local Government Act 1972 (c. 70), Sch. 30

**F21** Sch. 17 para. 28(b) repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

**F22** Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

29 ..... **F23**

**Textual Amendments**

**F23** Sch. 17 para. 29 and Sch. 18 repealed by Statute Law (Repeals) Act 1974 (c. 22), Sch. Pt. XI

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