

Changes to legislation: Local Government and Housing Act 1989, SCHEDULE 12 is up to date with all changes known to be in force on or before 08 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 12

Section 194.

ENACTMENTS REPEALED

PART I

LOCAL AUTHORITY FINANCE

38 and 39 Vict. c. 83.	The Local Loans Act 1875.	The whole Act.
45 and 46 Vict. c. 50.	The Municipal Corporations Act 1882.	In Part I of Schedule 9, the entry relating to the Local Loans Act 1875.
48 and 49 Vict. c. 30.	The Local Loans Sinking Funds Act 1885.	The whole Act.
51 & 52 Vict. c. 25.	The Railway and Canal Traffic Act 1888.	In section 54, subsections (3) and (4).In section 55, the words from “The term “conservancy authority”” onwards.
55 & 56 Vict. c. 43.	The Military Lands Act 1892.	Section 8(3).
8 Edw. 7 c. 36.	The Small Holdings and Allotments Act 1908.	Section 52(3).
9 and 10 Geo. 6 c. 58.	The Borrowing (Control and Guarantees) Act 1946.	In section 1, in the proviso to subsection (1) the words “(other than a local authority)”.
11 & 12 Geo. 6 c. 26.	The Local Government Act 1948.	In section 125(2)(d), the words from “section thirty” to “Act) or”.
7 and 8 Eliz. 2 c. 53.	The Town and Country Planning Act 1959.	Section 27.
1964 c. 9.	The Public Works Loans Act 1964.	In section 6, in subsection (1) the words from “section 216(1)” to “London Government Act 1939 and”.
1964 c. 48.	The Police Act 1964.	In section 8, subsection (2).
1968 c. 73.	The Transport Act 1968.	In section 12, subsection (6) and in subsection (7), in paragraph (b), the words

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		“section 203 of the Local Government Act 1933 and”.
1969 c. 19.	The Decimal Currency Act 1969.	In Schedule 2, paragraph 14.
1971 c. 78.	The Town and Country Planning Act 1971.	In section 123, subsection (8).
1972 c. 70.	The Local Government Act 1972.	In section 68, subsections (6) and (7).Section 123(6).Section 153. Insection 172, the words from the beginning to “their funds, and ”. In Schedule 13, paragraphs 1 to 22 and paragraph 26.
1974 c. 7.	The Local Government Act 1974.	In Schedule 7, paragraph 12.
1976 c. 57.	The Local Government (Miscellaneous Provisions) Act 1976.	Section 28.
1980 c. 65.	The Local Government, Planning and Land Act 1980.	Sections 71 to 80B. Sections 82 to 85. Schedule 12.
1982 c. 32.	The Local Government Finance Act 1982.	In section 5, subsection (1).In Schedule 5, paragraph 8(3).
1982 c. 41.	The Stock Transfer Act 1982.	In section 5, subsection (1).
1985 c. 51.	The Local Government Act 1985.	Sections 70 and 71. In section 74(5), the words from “(including” to “1875)”. Sections 75 and 76. In section 77, in subsection (1), paragraph (a) and in subsection (3), paragraph (c) and the word “and” immediately preceding it. In Schedule 14, paragraph 17 and in paragraph 59(1), paragraphs (c) and (d).
1985 c. 67.	The Transport Act 1985.	In Schedule 3, paragraph 29.
1985 c. 68.	The Housing Act 1985.	In section 34, subsection (4B). In section 43, subsection (4B). Section 430.
1986 c. 10.	The Local Government Act 1986.	Section 8.
1986 c. 31.	The Airports Act 1986.	In section 21, subsections (1) to (3) and in subsection (4) the words from the beginning

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		to “1980; and”. In section 22, subsections (1) to (4). Section 71.
1987 c. 6.	The Local Government Finance Act 1987.	In Schedule 1, paragraphs 7 and 8.
1987 c. 44.	The Local Government Act 1987.	Section 1. The Schedule.
1988 c. 4.	The Norfolk and Suffolk Broads Act 1988.	In section 14(14), the words from “section 34” to “1875 and”. In Schedule 6, paragraph 21.
1988 c. 40.	The Education Reform Act 1988.	In section 177, subsection (4). In section 190, in subsection (5), paragraph (b) and the word “and” immediately preceding it. In section 201, in subsection (5), paragraph (b) and the word “and” immediately preceding it. In Schedule 12, paragraphs 47 and 48.
1988 c. 41.	The Local Government Finance Act 1988.	Sections 130 to 132.
1988 c. 50.	The Housing Act 1988.	Section 129(5)(a). In section 132, subsections (4) and (5). Section 136.

PART II

OTHER REPEALS

Commencement Information

- II** [Sch. 12 Pt. II](#) partly in force at 1. 4. 1991 see [s. 195\(2\)\(3\)](#) and [S.I. 1991/344](#), art. 3(b), [Sch.](#); [Sch. 12 Pt. II](#) in force for certain further purposes at 22.7.1996 by 1996/1857, art. 2

1897 c. cxxxiii.	The City of London Sewers Act 1897.	Section 17.
15 & 16 Geo 6 & 1 Eliz. 2. c. 54.	The Town Development Act 1952.	The whole Act.
4 and 5 Eliz. 2. c. 60.	The Valuation and Rating (Scotland) Act 1956.	Section 22(4).
9 & 10 Eliz. 2. c. 33.	The Land Compensation Act 1961.	Section 10. Schedule 2.

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10 & 11 Eliz. 2. c. 9.	The Local Government (Financial Provisions etc.) (Scotland) Act 1962.	In section 4, subsections (3) and (4). The first Schedule.
10 & 11 Eliz. 2. c. 38.	The Town and Country Planning Act 1962.	In Schedule 12, the entry relating to the Town Development Act 1952.
1968 c. 72.	The Town and Country Planning Act 1968.	Section 99.
1971 c. 78.	The Town and Country Planning Act 1971.	In Schedule 23, the entry relating to the Town Development Act 1952.
1972 c. 70.	The Local Government Act 1972.	In section 80, in subsection (1)(a), the words “joint board, joint authority or”. In section 101, in subsection (6), the words “or borrowing money”. In section 102(3), the words from “but at least” onwards. Section 110. In section 137, subsections (2A), (2B), (2C) (a) and (8). In section 177, subsection (2A) and in subsection (3), the words “(but not for the purposes of subsection (2A) above)”, and subsection (5). Section 177A. In section 178, in subsection (1), the words “and 177A”. Section 185. Section 265A(1)(g). Schedule 18.
1973 c. 26.	The Land Compensation Act 1973.	In section 29, in subsection (1), in paragraph (b), the words from “or the service” onwards and in subsection (7), in paragraph (c), the words “211, 264 or” and the words from “(undertaking” onwards. In section 37, in subsection (1), in paragraph (b), the words from “or the service” onwards and in subsection (2), paragraph (b)(ii). Section 39(1)(d). In section 73, subsections (4) and (5).

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1973 c. 37.	The Water Act 1973.	In Schedule 8, paragraphs 64 and 65.
1973 c. 65.	The Local Government (Scotland) Act 1973.	In section 31(1)(a)(ii), the words “or joint board”. Sections 45 and 45A. Section 49(1A). Section 49A. In section 57(3), the words from “but at least” onwards. Section 110A(2). In section 111(1), paragraphs (a), (b) and (d). In section 161(6), the words from “but at least” onwards. In Schedule 10, paragraph 11. In Schedule 20, paragraph 10.
1974 c. 7.	The Local Government Act 1974.	In section 23, in subsections (4), (5) and (6) the word “Local” and in subsection (12), the words “(through the appropriate representative body designated under section 24 below)”. Section 24. In section 25(4)(b), the words from “or section 110” to “authorities”. In section 34(1), the definition of “representative body”.
1974 c. 44.	The Housing Act 1974.	In Schedule 13, paragraphs 38(1)(a) and 39(1)(a) and in paragraph 40(1) the words from “and at the end of that paragraph” onwards.
1975 c. 30.	The Local Government (Scotland) Act 1975.	In Schedule 6, in Part II, paragraph 46.
1975 c. 76.	The Local Land Charges Act 1975.	In section 9, in subsection (2), the words from the beginning to “in writing, and”.
1976 c. 74.	The Race Relations Act 1976.	In section 47, in subsection (1)(c), the words following “field of housing”, and in subsections (1)(d) and (3A), the word “rented”.
1979 c. 55.	The Justices of the Peace Act 1979.	In section 59, in subsection (1)(a) the words “or this Part”.

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1980 c. 20.	The Education Act 1980.	In Schedule 2, in paragraph 4, the words “173(4) and”.
1980 c. 45.	The Water (Scotland) Act 1980.	Section 40(7).
1980 c. 65.	The Local Government, Planning and Land Act 1980.	Section 26(1) to (3).
1981 c. 64.	The New Towns Act 1981.	Part III. In section 72(1), paragraph (b) and the word “or” immediately preceding it. In Schedule 9, in subparagraph (2) of paragraph 3, the words from “but” onwards.
1981 c. 67.	The Acquisition of Land Act 1981.	In the Table in paragraph 1 of Schedule 4, the entry relating to the Town Development Act 1952.
1983 c. 52.	The Local Authorities (Expenditure Powers) Act 1983.	The whole Act.
1984 c. 11.	The Education (Grants and Awards) Act 1984.	In section 1, in subsection (6) the words “or section 2 below” and in subsection (7), the words “or section 2 below” and “in those sections”. Section 2.
1985 c. 5.	The New Towns and Urban Development Corporations Act 1985.	Sections 3 and 4. In Schedule 2, paragraph 2. In Schedule 3, paragraph 7.
1985 c. 51.	The Local Government Act 1985.	Section 33. In Schedule 8, paragraphs 8 and 9(2). In Schedule 14, paragraphs 19 and 20.
1985 c. 68.	The Housing Act 1985.	Section 107. In section 191(3) the words “(repair notice in respect of unfit dwelling-house)”. Section 192. In section 197, in subsection (1), paragraph (c) and the word “or” immediately preceding it. Sections 205 and 206. In section 208, the entries beginning “house” and “reasonable expense”. Sections 209 to 238. Section 266. In section 268, in subsection (1), paragraph (a)

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and, in paragraph (b), the word “other”. In section 269, in subsection (3), paragraph (b) and the word “and” immediately preceding it; and subsections (4) and (5). In section 279(2) the words “section 266(parts of buildings and underground rooms)”. Sections 280 to 282. Section 289(6). In section 291(3) the words “Schedule 11 (rehabilitation orders)”. Section 299. In section 300, subsection (4). Sections 312 to 314. In section 315(1)(a) the words “or person having control”. Section 321. In section 322 the definition of “person having control”. In section 323, the entries beginning “the full standard”, “general improvement area”, “house”, “land liable to be cleared”, “person having control”, “slum clearance functions”, “slum clearance subsidy” and “year”. In section 346, in subsection (1) paragraph (b) and the word “and” immediately preceding it and in subsections (2) and (3) the words “or building” in each place where they occur. In section 349, in subsection (2)(b) the words “and buildings”. In section 350, in subsection (1) the words “or building” in each place where they occur. Section 352(6). Sections 366 and 367. In section 369, in subsection (3), paragraph (b), in paragraph (c) the words from “and in particular” onwards and paragraph (f); in subsection (5) the words from “as applied” to “a house”. Sections 370 and 371. In section 372(1) the words from “to which” to “management code”),

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the word “or” at the end of paragraph (a) and paragraph (b). Section 374. In section 375, in subsection (1) the word “366”. In section 376, in subsection (1) the word “366”, in subsection (3) the words “and to the period for compliance” and subsection (4). In section 377, in subsection (1) (a) the word “366”. In section 378, in subsection (2) (a) the word “366”. Section 379(1)(c), except the word “or”. In section 381, in subsection (4) the words “366, 370”. In section 392, in subsection (5)(a) the word “366”. Sections 417 to 420. In section 423(2), the words “any description of authority or”. In section 434, the entries beginning “general rate fund”, “hostel”, “houses or other property within the account”, “Housing Repairs Account”, “Housing Revenue Account” and “loan charges”. In section 459, the entry beginning “Housing Revenue Account”. Sections 460 to 522. Sections 524 to 526. In section 567, in subsection (4), paragraph (c) except for the final “or”, in subsection (5), the words “regulations under subsection (4)(c) or” and subsection (6). In section 569, subsection (5). Sections 579 to 581. In section 582, the words from “section 192” to “beyond repair) or”. Sections 585 to 595. Section 598. In section 599, the words from “section 192” to “beyond repair)”. In section 602, the definition of “house”. In section 608, the words from “section 192” to “beyond

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		repair) or”. In section 624 the entry beginning “house”. In Schedule 10, in paragraph 1, the words “section 214 or 215 (improvement notices)” and the word “366”, in paragraph 2(2)(b) the word “366”, paragraph 5 and in paragraph 6, in sub-paragraph (1) the words from “or by an order” to “such expenses” and the words “or of the order” and in sub-paragraphs (2) and (3) the words “or order”; and in paragraph 8(1) the word “366”. Schedule 11. Schedule 12. In Schedule 13, in paragraph 21(4), the word “366” in paragraph (a), the word “or” at the end of paragraph (b), paragraph (c) and the words “or order”. Schedule 14. Schedules 22 to 24.
1985 c. 71.	The Housing (Consequential Provisions) Act 1985.	In Schedule 2, paragraph 4, in paragraph 24, sub-paragraphs (2)(a), (3)(a), (3)(c) and (4) (a) and paragraphs (c) to (f) of sub-paragraph (8) and paragraph 49.
1986 c. 1.	The Education (Amendment) Act 1986.	Sections 1 and 3.
1986 c. 10.	The Local Government Act 1986.	Section 11.
1986 c. 50.	The Social Security Act 1986.	In section 30(10), the words “rate fund”.
1986 c. 63	The Housing and Planning Act 1986.	Section 1. Section 15. Section 20. Section 42(1)(d). Schedule 3. In Schedule 5, sub-paragraphs (1) and (5) of paragraph 10.
1987 c. 26.	The Housing (Scotland) Act 1987.	In section 61(10)(a)(v), the words “in the discretion of the landlord”. Section 80.
1987 c. 47.	The Abolition of Domestic Rates Etc. (Scotland) Act 1987.	In Schedule 1, paragraph 28(a)(ii) and (iii).

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1988 c. 4.	The Norfolk and Suffolk Broads Act 1988.	In Schedule 6, in paragraph 10, sub-paragraphs (6) and (7).
1988 c. 9.	The Local Government Act 1988.	In section 25, in subsection (2), in paragraph (d) the words “an improvement notice” and in paragraph (e) the words “of an improvement notice under Part VII of the said Act of 1985 or” and the words “or the acceptance of an undertaking under the said Part VII”. In Schedule 3, paragraphs 7(2) and (3) and 15(a).
1988 c. 41.	The Local Government Finance Act 1988.	In section 33(4) the word “and” at the end of paragraph (c). In section 35, in subsections (3)(c) and (5)(c) the words “or under subsection (6) below”, and subsections (6) and (7). In section 44, in subsection (2), the words from “or” to the end and subsection (3). In section 46(2), the words from “or” to the end. In section 55(7)(b) the words “at a prescribed rate”. Section 77. In section 98(3)(d) the words “and calculated in a prescribed manner”. In section 99(2)(d) the words “at such rate as may be prescribed”. Section 119. Section 128(2). In section 140(2) the word “and” at the end of paragraph (e). In section 143(4) the words “57 or”. In Schedule 2, in paragraph 2(2)(m), the words from “and” to the end; paragraph 12. In Schedule 6, in paragraph 1 the words “, and parts of them,” and paragraph 4. In Schedule 7, in paragraph 10(1) the words “because of a failure to fulfil paragraph 9(2) or (3) above”. In Schedule 8, paragraphs

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		9(7), 11(3) and 12(6). In Schedule 9, in paragraph 2(2) (h), the words from “and” to the end; paragraph 6(2). In Schedule 12, paragraphs 16 and 37.
1988 c. 43.	The Housing (Scotland) Act 1988.	Section 2(6).
1988 c. 50.	The Housing Act 1988.	In section 103, in subsection (4), at the end of paragraph (d) the word “and”. Section 129(5)(b).Section 130(2) .Section 131.
1989 c. 15.	The Water Act 1989.	In Schedule 25, paragraph 19 and in paragraph 80(2), the words from “to”, in the first place where it occurs, to “his power”, in the first place where they occur.

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- 1 The repeal in the City of London Sewers Act 1897 shall have effect on the commencement day, within the meaning of section 6 of this Act.
 - 2 The repeals in Parts XIII and XIV of the Housing Act 1985, section 30 of the Social Security Act 1986 and section 129 of the Housing Act 1988 shall have effect for years beginning on or after 1st April 1990.
 - 3 The repeals in Schedule 3 to the Local Government Act 1988 shall have effect in relation to reports made after the coming into force of, in the case of paragraph 7(2) and (3), section 26 and, in the case of paragraph 15(a),section 27 of this Act.
 - 4 The repeals in the Local Government Finance Act 1988 shall have effect in accordance with Schedule 5 to this Act.

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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. 65(2)(b)(ii) inserted by [2004 c. 23 Sch. 2 para. 11](#) (Pt. IV repealed (18.11.2003 for E. for the repeal of ss. 45, 53, 27.11.2003 for W. for the purpose of and in relation to financial years beginning on or after 1st April 2004, and 1.4.2004 for E. in so far as not already in force) by Local Government Act 2003 (c. 26), s. 128(6), Sch. 7 para. 29; S.I. 2003/2938, arts. 3(h), 7(b) (with art. 8, Sch.); S.I. 2003/3034, art. 2, Sch. 1 Pt. I (with Sch. 2 para. 2))
- s. 76A76B inserted by [2014 c. 29 s. 24\(2\)](#)
- s. 87(1A) inserted by [2014 c. 29 s. 24\(5\)](#)