

Changes to legislation: There are currently no known outstanding effects for the Local Government (Wales) Act 1994, Cross Heading: Application of other enactments. (See end of Document for details)

SCHEDULES

SCHEDULE 13

THE RESIDUARY BODY FOR WALES: CORFF GWEDDILLIOL CYMRU

Application of other enactments

- 19 The Residuary Body shall be treated as a local authority or (as the case may be) as a principal council for the purposes of the following provisions of the 1972 Act—
- (a) section 111(1) and (3) (subsidiary powers);
 - (b) sections 112 to 115 and 117 to 119 (staff);
 - (c) section 128(2) (protection of purchasers);
 - (d) section 140, 140A and 140C (insurance of members etc.);
 - (e) section 146 (transfer of securities);
 - (f) section 223 (appearance in legal proceedings);
 - (g) sections 224, 225 and 229 to 233 (documents); and
 - (h) section 239, so far as it relates to opposing a local or personal Bill in Parliament but without the procedural requirements in subsection (2).
- 20 The Residuary Body shall be treated as a local authority for the purposes of—
- (a) the Landlord and Tenant Act 1954 (c. 56);
 - (b) the Caravan Sites and Control of Development Act 1960 (c. 62);
 - (c) the Local Government (Records) Act 1962 (c. 56);
 - (d) section 13(7)(f) of the Employment Agencies Act 1973 (c. 35) (circumstances in which Act does not apply);
 - (e) section 28 of the Health and Safety at Work etc. Act 1974 (c. 37) (restrictions on disclosure of information);
 - (f) sections 30 (repayment of advances of remuneration), 38 (use of spare capacity) and 41 (resolutions, minutes, etc.) of the Local Government (Miscellaneous Provisions) Act 1976 (c. 57);
 - ^{F1}(g)
 - (h) [^{F2}section 66 of the Justices of the Peace Act 1997 (c. 25)](disqualification in certain cases of justices who are members of local authorities);
 - (i) section 41 of the Local Government (Miscellaneous Provisions) Act 1982 (c. 30) (lost property etc.);
 - (j) paragraph 7 of Schedule 1 to the Stock Transfer Act 1982 (c. 41) (specified securities);
 - (k) section 60 of the County Courts Act 1984 (c. 28) (rights of audience);
 - (l) sections 84(5)(b) (agreements to indemnify certain lenders) and 85(4) (meaning of “relevant advance”) of the Housing Associations Act 1985 (c. 69);
 - (m) sections 7 (transfer of local authority mortgages) and 9 (interpretation etc.) of the Local Government Act 1986 (c. 10); and

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- (n) section 157 of the Local Government and Housing Act 1989 (c. 42) (periodic payment of grants).

Textual Amendments

- F1** Sch. 13 para. 20(g) repealed (2.4.2001) by 2000 c. 34, s. 9(2), Sch. 3 (with s. 10(5)); S.I. 2001/566, art. 2(1)
- F2** Words in Sch. 13 para. 20(h) substituted (19.6.1997) by 1997 c. 25, ss. 73(2), 74(1), Sch. 5 para. 35(3) (with Sch. 4 para. 27)

- 21 The Residuary Body shall be treated as a local authority for the purposes of the following provisions of the ^{M1}Housing Act 1985—
- (a) sections 43 and 44 (consent required for certain disposals of houses);
 - (b) sections 45 to 51 (restrictions on recovery of service charges after disposal of house);
 - (c) section 80 (secure tenancy: landlord condition);
 - (d) sections 442 ^{F3}. . . and 443 (local authority [^{F4}agreement to indemnify mortgagee and]contributions to mortgage costs); and
 - (e) Part XVI (assistance for owners of defective premises disposed of by local authorities and others).

Textual Amendments

- F3** Words in Sch. 13 para. 21(d) repealed (24.9.1996) by 1996 c. 52, ss. 222, 227, Sch. 18 Pt. IV para. 30, Sch. 19 Pt. XIV; S.I. 1996/2402, art. 2
- F4** Words in Sch. 13 para. 21(d) inserted (24.9.1996) by 1996 c. 52, s. 222, Sch. 18 Pt. IV para. 30; S.I. 1996/2402, art. 2

Marginal Citations

- M1** 1985 c. 68.

- 22 The Residuary Body shall be treated as a housing authority for the purposes of sections 444, 452 and 453 of the Housing Act 1985 (provision in connection with local authority mortgages).
- 23 The Residuary Body shall be treated as a local authority for the purposes of the following provisions of the ^{M2}Landlord and Tenant Act 1985—
- (a) section 14(4) (exclusion of implied repairing obligation);
 - (b) sections 18 to 30 (service charges); and
 - (c) paragraph 9(1) of the Schedule (rights of tenants with respect to insurance: exceptions).

Marginal Citations

- M2** 1985 c. 70.

- 24 The Residuary Body shall be included among the authorities or bodies to which the following enactments apply—
- (a) section 11 of the Trustee Investments Act 1961 (c. 62) (local authority investment schemes);

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- (b) section 28(5)(a) of the Leasehold Reform Act 1967 (c. 88) (retention or resumption of land required for public purposes);
 - (c) paragraph 2 of Schedule 4A to the Act of 1967 (exclusion of certain shared ownership leases);
 - (d) section 3(1) of the Employers' Liability (Compulsory Insurance) Act 1969 (c. 57) (employers exempted from insurance); and
 - (e) section 5(2) of the Rent (Agriculture) Act 1976 (c. 80) (statutory tenancies).
- 25 The Residuary Body shall be included among the bodies specified in—
- (a) section 99(4) (directions to dispose of land) of and Schedule 16 (bodies to whom Part X applies) to the Local Government, Planning and Land Act 1980 (c. 65);
 - (b) section 58(1) of the Landlord and Tenant Act 1987 (c. 31) (exempt landlords and resident landlords);
 - (c) Schedule 2 to the Local Government Act 1988 (c. 9) (public authorities to which section 17 of the Act applies); and
 - (d) section 144(2)(a) of the Road Traffic Act 1988 (c. 52) (third party insurance or security: exceptions).
- 26 The Residuary Body shall be treated as a local authority for the purposes of the ^{M3}Local Authorities (Goods and Services) Act 1970.

Marginal Citations

M3 1970 c. 39.

- 27 Paragraph 64A of Schedule 2 to the ^{M4}Pensions (Increase) Act 1971 (official pensions) shall have effect as if the reference to a residuary body established by the ^{M5}Local Government Act 1985 included a reference to the Residuary Body.

Marginal Citations

M4 1971 c. 56.

M5 1985 c. 51.

- 28 After paragraph (h) of section 14 of the ^{M6}Rent Act 1977 (landlord's interest belonging to local authority etc.) insert—
- “(i) The Residuary Body for Wales (Corff Gweddilliol Cymru);”.

Marginal Citations

M6 1977 c. 42.

- 29 In section 33(9) of the ^{M7}Local Government (Miscellaneous Provisions) Act 1982 (enforceability of certain covenants relating to land)—
- (a) in paragraph (a), after “the London Residuary Body” insert “the Residuary Body for Wales (Corff Gweddilliol Cymru)”; and
 - (b) in paragraph (b), after “Greater London,” insert “in relation to the Residuary Body for Wales (Corff Gweddilliol Cymru) means Wales”.

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Marginal Citations

M7 1982 c. 30.

^{F5}30

Textual Amendments

F5 Sch. 13 para. 30 repealed (1.3.2000) by 1998 c. 29, s. 74(2), Sch. 16 Pt. I (with s. 5(1), Sch. 14 para. 19); S.I. 2000/183, art. 2(1)

- 31 In Part I of Schedule 1 to the ^{M8}Housing Act 1988 (tenancies which cannot be assured tenancies), after paragraph 12(1)(g) insert—
 “(gg) The Residuary Body for Wales (Corff Gweddilliol Cymru);”.

Marginal Citations

M8 1988 c. 50.

- 32 In subsection (12) of section 252 of the planning Act (procedure for the making of orders under Part X), in the definition of “local authority”, after “Housing Act 1988” insert “, the Residuary Body for Wales (Corff Gweddilliol Cymru) ”.
- 33 In section 19(3) of the ^{M9}Local Government Finance Act 1992 (exclusion of Crown exemption in certain cases), at the end add—
 “(g) The Residuary Body for Wales (Corff Gweddilliol Cymru).”

Marginal Citations

M9 1992 c. 14.

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