



Local Government Act 1958

1958 CHAPTER 55 6 and 7 Eliz 2

An Act to make further provision, as respects England and Wales, with respect to grants to local or police authorities, with respect to the rating of industrial and freight-transport hereditaments and of transport, electricity and gas authorities, with respect to the making of changes in the area, name, status and functions of local authorities, and with respect to local government finance and elections; to amend the law in England and Wales and in Northern Ireland as to the making by trustees of loans to local and other authorities; and for purposes connected with the matters aforesaid. [23rd July 1958]

Modifications etc. (not altering text)

- C1 Councils of administrative counties, boroughs (except those in rural districts), urban districts, rural districts and urban parishes outside Greater London and Isles of Scilly together with municipal corporations of boroughs outside Greater London now abolished and councils of metropolitan counties, non-metropolitan counties and districts constituted by [Local Government Act 1972 \(c. 70\)](#), ss. 1, 2, [Sch. 1](#)
- C2 Act amended with the substitution for any reference to a rural parish or its council or meeting of a reference to (E.) a parish or its council or meeting and (W.) a community or its council by [Local Government Act 1972 \(c. 70\)](#), s. 179 subject as in that section mentioned
- C3 Words of enactment omitted under authority of [Statute Law Revision Act 1948 \(c. 62\)](#), s. 3

PART I

1—16.^{F1}

Textual Amendments

- F1 Ss. 1—16 repealed by [Statute Law \(Repeals\) Act 1975 \(c. 10\)](#), [Sch. Pt. VIII](#)

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

PART II

17–45 F2

Textual Amendments

F2 Ss. 17–45 repealed by Local Government Act 1972 (c. 70), Sch. 30

PART III

46 F3

Textual Amendments

F3 S. 46 repealed by Local Government Act 1972 (c. 70), s. 195(4), Sch. 30

47–53 F4

Textual Amendments

F4 Ss. 47–53 repealed by Local Government Act 1972 (c. 70), Sch. 30

PART IV

GENERAL AND SUPPLEMENTARY

General amendments relating to local government finance

54 F5

Textual Amendments

F5 S. 54 repealed by Trustee Investments Act 1961 (c. 62), Sch. 5

55 F6

Textual Amendments

F6 S. 55 repealed by Local Government Act 1972 (c. 70), Sch. 30

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

56 Contributions by county councils to expenses of county district councils.

- (1)^{F7} a county council may make any contribution the council think fit to expenditure of the council of a^{F8} district in the county.
- (2) A county council may make any contribution the council think fit towards expenditure . . .^{F9} by a parish council or parish meeting in connection with the exercise of the functions of the council or meeting relating to public open spaces.
- (3)^{F10}

Textual Amendments

- F7** Words repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), [Sch. Pt. XI](#)
- F8** Word repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), [Sch. 1 Pt. XII](#)
- F9** Words repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)
- F10** [S. 56\(3\)](#) repealed by [Housing Finance Act 1972 \(c. 47\)](#), s. 108(4), [Sch. 11 Pt. I](#)

57, 58.^{F11}

Textual Amendments

- F11** [Ss. 57–59, 60\(1\), 65](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

Supplementary provisions

59^{F12}

Textual Amendments

- F12** [Ss. 57–59, 60\(1\), 65](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

60 Transfer and compensation of officers.

- (1)^{F13}
- (2) Provision shall be made, by regulations made by such Minister as may be determined by the Treasury to be appropriate in relation to the persons to whom the regulations relate, for the payment by such authority as may be prescribed by or determined under the regulations, [^{F14}or, in a case to which paragraph 2 of Schedule 3 to the^{M1}Children and Young Persons Act 1969 applies, by the Secretary of State] but subject to such exceptions or conditions as may be so prescribed, of compensation to or in respect of persons who are, or who but for any national service of theirs would be, the holders of any such place, situation or employment as may be so prescribed and who suffer loss of employment or loss or diminution of emoluments which is attributable to the provisions of any such order or scheme as is mentioned in subsection (1) of this section or of any scheme or order under sections forty-three to forty-five, or Part VI, of the Act of 1933 [^{F15}or of any order under Part I of the^{M2}Police Act 1964][^{F14}or of an order

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

under section 46 of the Children and Young Persons Act 1969]^{F16} or of section 2 or 6 of the ^{M3}Local Authority Social Services Act 1970]; and so much of section one hundred and fifty of [^{F17}the Act of 1933] as provides for compensation shall not apply to any scheme or order under the said Part VI, but without prejudice to any instrument to which it is applied by any other enactment.

(3) Regulations under the foregoing subsection may include provision as to the manner in which and the person to whom any claim for compensation under this section is to be made, and for the determination of all questions arising under the regulations.

(4) In this section—

existing officer, in relation to an order or scheme, means an officer serving on such date or dates as may be specified in the order or scheme in relation to him;

national service means any such service in any of Her Majesty's forces or other employment (whether or not in the service of Her Majesty) as may be prescribed by regulations under this section;

officer includes the holder of any place, situation or employment.

(5) Any regulations under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Textual Amendments

- F13** Ss. 57–59, 60(1), 65 repealed by Local Government Act 1972 (c. 70), **Sch. 30**
F14 Words inserted by Children and Young Persons Act 1969 (c. 54), s. 46(2), **Sch. 3 para. 2(2)**
F15 Words inserted by Police Act 1964 (c. 48), **Sch. 9**
F16 Words inserted by Local Authority Social Services Act 1970 (c. 42), **Sch. 2 para. 8**
F17 Words substituted by Police Act 1964 (c. 48), **Sch. 9**

Modifications etc. (not altering text)

- C4** S. 60(2) applied by Public Libraries and Museums Act 1964 (c. 75), s. 11(2); extended by Police Act 1964 (c. 48), s. 58(4), Local Authority Social Services Act 1970 (c. 42), s. 9(2)(3) and Pensions Increase Act 1971 (c. 56), s. 5(1), Sch. 2 paras. 23(b), 52, 55
C5 Functions of the Treasury under s. 60(2) now exercisable by the Minister for the Civil Service: S.I. 1968/1656

Marginal Citations

- M1** 1969 c. 54.
M2 1964 c. 48.
M3 1970 c. 42.

Textual Amendments

- F18** S. 61 repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), **Sch. 1 Pt. XII**

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

62 Minor and consequential amendments.

The enactments specified in the Eighth Schedule to this Act shall have effect, as respects England and Wales, subject to the amendments specified in that Schedule, being minor amendments or amendments consequential on the foregoing provisions of this Act.

63 General provisions as to local inquiries.

- (1)^{F19}, a Minister may cause a local inquiry to be held for the purpose of any of his functions under this Act.
- (2) Subsections (2) to (5) of section two hundred and ninety of the Act of 1933 (which relate to the giving of evidence at inquiries and the payment of costs) shall apply to all inquiries held for the purposes of this Act.

Textual Amendments

F19 Words repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), s. 1\(1\)](#), [Sch. 1 Pt. XII](#)

64 Application of Statutory Instruments Act.

Any power conferred on a Minister by this Act to make^{F20} regulations shall be exercisable by statutory instrument.

Textual Amendments

F20 Words repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), s. 1\(1\)](#), [Sch. 1 Pt. XII](#)

65^{F21}

Textual Amendments

F21 [Ss. 57–59, 60\(1\), 65](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

66 Interpretation.

- (1) In this Act, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:—

Act of 1933 means the Local Government Act, 1933;

Act of 1948 means the Local Government Act, 1948;

.^{F22}

.^{F22}the Generating Board means the Central Electricity Generating Board, and Electricity Board means the Generating Board or an Area Board;

.^{F22}

.^{F23}

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

expenditure includes sums paid by virtue of a precept or other instrument or by way of contribution;

functions means powers or duties;

- F24
- F22
- F25
- F22
- F22
- F22
- F22
- F22

- (2) In . . . ^{F26} this Act, except where the context otherwise requires, the expression local authority means the council of a county, . . . ^{F26} district . . . ^{F26}
- (3) ^{F27}
- (4) References in this Act to any enactment shall be construed as references to that enactment as amended by any subsequent enactment, including this Act.

Textual Amendments

F22 Definition repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), s. 1\(1\), Sch. 1 Pt. XII](#)

F23 Definitions repealed with saving by [Local Government \(Termination of Reviews\) Act 1967 \(c. 18\), s. 1, Sch. Pt. II](#)

F24 Definition repealed by [Gas Act 1972 \(c. 60\), Sch. 8](#)

F25 Definition repealed by [London Government Act 1963 \(c. 33\), s. 93\(1\), Sch. 18 Pt. I](#)

F26 Words repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), s. 1\(1\), Sch. 1 Pt. XII](#)

F27 [S. 66\(3\)](#) repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), s. 1\(1\), Sch. 1 Pt. XII](#)

67 Repeals.

The enactments specified in the Ninth Schedule to this Act are hereby repealed, as respects England and Wales, to the extent specified in the third column of that Schedule:

Provided that—

- (a) subject to the following paragraph, the repeal of the enactments specified in Part II or IV of that Schedule shall not have effect as respects any period before the first day of April, nineteen hundred and fifty-nine;
- (b) the repeal of subsections (2) and (2a) of section one hundred and forty-four of the Act of 1948 and of section four of the ^{M4}Rating and Valuation Act, 1957, shall also have effect as respects payments for the benefit of local authorities for the year beginning with the said first day of April, but not for any earlier year;
- (c) the repeal of the enactments specified in Part III of the Ninth Schedule to this Act shall not affect the levying of rates for any period before the first day of April, nineteen hundred and sixty;
- (d) the repeal of the enactments specified in Part IV of the Ninth Schedule to this Act shall not affect contributions in respect of salary accruing before the first day of April, nineteen hundred and fifty-nine;

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

- (e) the repeal of subsection (1) of section sixty-two of the ^{M5}Rating and Valuation Act, 1925, shall not affect the operation of the Overseers Order, 1927, and the repeal of section sixty-seven of the said Act of 1925 shall not affect the operation of any order made under the said section sixty-seven;
- (f) ^{F28}

Textual Amendments

F28 S. 67 proviso (f) repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), **Sch. 1 Pt. XII**

Marginal Citations

M4 1957 c. 17.

M5 1925 c. 90.

68 Short title.

This Act may be cited as the Local Government Act, 1958.

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

FIRST SCHEDULE

F29

. . .

Textual Amendments

F29 Sch. 1 repealed by Statute Law (Repeals) Act 1975 (c. 10), **Sch. Pt. VIII**

SECOND SCHEDULE

F30

. . .

Textual Amendments

F30 Sch. 2 repealed by General Rate Act 1967 (c. 9), **Sch. 14**

THIRD SCHEDULE

F31

. . .

Textual Amendments

F31 Sch. 3 repealed with saving by Local Government (Termination of Reviews) Act 1967 (c. 18), s. 1, **Sch. Pts. I, II**

FOURTH SCHEDULE

F32

. . .

Textual Amendments

F32 Sch. 4 repealed by Local Government (Termination of Reviews) Act 1967 (c. 18), s. 1, **Sch. Pt. I**

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

FIFTH SCHEDULE

. . . F33

Textual Amendments

F33 Sch. 5 repealed by [London Government Act 1963 \(c. 33\)](#), s. 93(1), **Sch. 18 Pt. I**

SIXTH SCHEDULE

. . . F34

Textual Amendments

F34 Sch. 6 repealed with saving by [Local Government \(Termination of Reviews\) Act 1967 \(c. 18\)](#), s. 1, **Sch. Pt. II**

SEVENTH SCHEDULE

. . . F35

Textual Amendments

F35 Sch. 7 repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

EIGHTH SCHEDULE

Section 62.

MINOR AND CONSEQUENTIAL AMENDMENTS

F36

1

Textual Amendments

F36 Sch. 8 para. 1 repealed by [Teachers Superannuation Act 1965 \(c. 83\)](#), **Sch. 3 Pt. II**

F37

2

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

Textual Amendments

F37 Sch. 8 para. 2 repealed by Child Care Act 1980 (c. 5), s. 89(3), **Sch. 6**

F38

3—10.

Textual Amendments

F38 Sch. 8 paras. 3–10 repealed by Statute Law (Repeals) Act 1975 (c. 10), **Sch. Pt. VIII**

F39

11

Textual Amendments

F39 Sch. 8 para. 11 repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

F40

12–14

Textual Amendments

F40 Sch. 8 paras. 12–14 repealed by Statute Law (Repeals) Act 1975 (c. 10), **Sch. Pt. VIII**

F41

15

Textual Amendments

F41 Sch. 8 para. 15 repealed by Finance Act 1989 (c. 26, SIF 63:2), s. 187(1), **Sch. 17 Pt. XIV**

16 (1) Subsection (1) of section ninety-nine of the ^{M6}Education Act, 1944, shall apply to any failure to discharge a duty imposed by regulations under subsection (4) of section three of this Act as it applies to a failure to discharge a duty imposed for the purposes of the said Act of 1944.

(2) In section one hundred of the said Act of 1944, in paragraph (a) of subsection (1), for the words from in the exercise of any of their functions to the end of the paragraph there shall be substituted the words—

“(i) F42

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

- (iii) in the removal of works constructed for the purposes of air-raid precautions or of temporary works constructed for defence purposes by or on behalf of the Secretary of State, the Admiralty or the Minister of Home Security in pursuance of Regulation fifty or fifty-one of the Defence (General) Regulations, 1939, or by agreement, and in the reinstatement of premises so far as it is rendered necessary by any such removal”.

Textual Amendments

F42 Sch. 8 para. 16(2)(i)(ii) repealed by [Education Act 1980 \(c. 20, SIF 41:1\)](#), s. 38(6), Sch. 7

Modifications etc. (not altering text)

C6 The text of Sch. 8 paras. 16(2), 21 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

Marginal Citations

M6 1944 c. 41.

F43

17

Textual Amendments

F43 Sch. 8 para. 17 repealed by [Teachers' Superannuation Act 1965 \(c. 83\)](#), [Sch. 3 Pt. II](#)

F44

18

Textual Amendments

F44 Sch. 8 para. 18 repealed by [Police Act 1964 \(c. 48\)](#), [Sch. 10 Pt. I](#)

F45

19

Textual Amendments

F45 Sch. 8 para. 19 repealed by [Mental Health Act 1959 \(c. 72\)](#), [Sch. 8 Pt. I](#)

F46

20

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

Textual Amendments

F46 Sch. 8 para. 20 repealed by Local Government Act 1972 (c. 70), Sch. 30

- 21 In section ninety-three of the Town and Country Planning Act, 1947, as set out in section fifty of the Town and Country Planning Act, 1954, in paragraph (a) of subsection (1) after the word acquisition there shall be inserted the words for war-damage redevelopment, and after the word acquired there shall be inserted the words for such redevelopment, in paragraph (b) after the word compensation where it first occurs there shall be inserted the words in respect of land of the National Coal Board to which the Fifth Schedule to this Act applies by virtue of regulations under section ninety of this Act, being compensation payable, and for the words from the first twenty-four to the end of the paragraph there shall be substituted the words twenty-five or twenty-six of this Act in respect of such land of the National Coal Board as aforesaid, . . . ^{F47}, and at the end of the subsection there shall be inserted — “ In this section war-damage redevelopment means the redevelopment as a whole of an area of extensive war damage, and includes the relocation of population or industry or the replacement of open space, in the course of such redevelopment ”, . . . ^{F47}

Textual Amendments

F47 Sch. 8 para. 21 repealed in part by Statute Law (Repeals) Act 1974 (c. 22), Sch. Pt. XI and residue specifies textual amendments of Town and Country Planning Act 1947 (c. 51), s. 93

Modifications etc. (not altering text)

C7 The text of Sch. 8 paras. 16(2), 21 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

F48

22–26

Textual Amendments

F48 Sch. 8 paras. 22–26 repealed by General Rate Act 1967 (c. 9), Sch. 14

F49

27

Textual Amendments

F49 Sch. 8 para. 27 repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), Sch. 1 Pt. XII

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

F50

.....

28

Textual Amendments

F50 Sch. 8 para. 28 repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), **Sch. 1 Pt. XII**

F51

.....

29

Textual Amendments

F51 Sch. 8 para. 29 repealed by Statute Law (Repeals) Act 1974 (c. 22), **Sch. Pt. XI**

30 In section eight of the Nurseries and Child Minders Regulation Act, 1948, in subsection (3), after the words nursery school there shall be inserted the words maintained or assisted by a local education authority or.

Modifications etc. (not altering text)

C8 The text of Sch. 8 para. 30 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.

- 31 (1) **F52**
- (2) **F53**
- (3) **F54**
- (4) **F53**

Textual Amendments

F52 Sch. 8 para. 31(1) repealed by Local Government Act 1972 (c. 70), **Sch. 30**

F53 Sch. 8 para. 31(2)(4) repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

F54 Sch. 8 para. 31(3) repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

F55

.....

32

Textual Amendments

F55 Sch. 8 para. 32 repealed by Road Traffic Act 1960 (c. 16), **Sch. 18 Pt. I**

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

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1958. (See end of Document for details)

F56

33

Textual Amendments

F56 Sch. 8 para. 33 repealed by [General Rate Act 1967 \(c. 9\)](#), **Sch. 14 Pt. I**

F57

34

Textual Amendments

F57 Sch. 8 para. 34 repealed by [Road Traffic Act 1960 \(c. 16\)](#), **Sch. 18 Pt. I**

35

Paragraphs . . . ^{F58} 2, . . . ^{F58} 16, . . . ^{F58} , . . . ^{F59} 21, . . . ^{F60} , . . . ^{F59} 29 to 32 . . . ^{F61} of this Schedule shall not have effect for any period before the first day of April, nineteen hundred and fifty-nine, . . . ^{F60}

Textual Amendments

F58 Words repealed by [Statute Law \(Repeals\) Act 1975 \(c. 10\)](#), **Sch. Pt. VIII**

F59 Figures repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. I Pt. XII**

F60 Words repealed by [General Rate Act 1967 \(c. 9\)](#), **Sch. 14 Pt. I**

F61 Words repealed by [Road Traffic Act 1960 \(c. 16\)](#), **Sch. 18 Pt. I**

NINTH SCHEDULE

. . . ^{F62}

Textual Amendments

F62 Sch. 9 repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), **Sch. Pt. XI**

Status:

Point in time view as at 01/02/1991.

Changes to legislation:

There are currently no known outstanding effects for the Local Government Act 1958.