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STATUTORY INSTRUMENTS

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**1995 No. 828**

**LOCAL GOVERNMENT, ENGLAND AND WALES**

**The Local Government Act 1988 (Defined Activities)  
(Exemption) (Sports and Leisure Management,  
Catering and Maintenance of Ground) Order 1995**

<i>Made</i>	- - - -	<i>17th March 1995</i>
<i>Laid before Parliament</i>		<i>27th March 1995</i>
<i>Coming into force</i>	- -	<i>17th April 1995</i>

The Secretary of State, in exercise of the powers conferred on him by sections 2(9) and 15(5) of the Local Government Act 1988(1), and of all other powers enabling him in that behalf, hereby makes the following Order:

**Citation and commencement**

1. This Order may be cited as the Local Government Act 1988 (Defined Activities) (Exemption) (Sports and Leisure Management, Catering and Maintenance of Ground) Order 1995 and shall come into force on 17th April 1995.

**Exemption of sports and leisure management**

2.—(1) The management of sports and leisure facilities by the Bath City Council, the Bournemouth Borough Council, the Three Rivers District Council, the Croydon London Borough Council, the Hillingdon London Borough Council, the Redbridge London Borough Council and the Royal Borough of Kingston-upon-Thames shall not be treated as a defined authority so long as it is undertaken—

- (a) in the case of the Bath City Council—
  - (i) at the sites (or the parts of sites) listed in paragraph 1 of Schedule 1,
  - (ii) at the sites listed in paragraph 2 of Schedule 1, to the extent it consists of the work specified in that paragraph in relation to those sites,
- (b) in the case of the Bournemouth Borough Council at the sites listed in paragraph 3 of Schedule 1,
- (c) in the case of the Three Rivers District Council at the William Penn Leisure Centre, Shepherds Lane, Mill End, Rickmansworth,
- (d) in the case of the Croydon London Borough Council—

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(1) 1988 c. 9.

- (i) at the sites listed in paragraph 4 of Schedule 1,
  - (ii) to the extent it consists of arranging the work mentioned in paragraph 5 of the Schedule in relation to any park in their area,
  - (e) in the case of the Hillingdon London Borough Council—
    - (i) at the sites listed in paragraph 6 of Schedule 1,
    - (ii) at the sites listed in paragraph 7 of Schedule 1, to the extent it consists of the work specified in that paragraph in relation to those sites,
  - (f) in the case of the Redbridge London Borough Council at the sites listed in paragraph 8 of Schedule 1,
  - (g) in the case of the Royal Borough of Kingston-upon-Thames at the sites listed in paragraph 9 of Schedule 1,
- before 1st April 1996.

(2) The management of sports and leisure facilities by the Kettering Borough Council shall not be treated as a defined activity so long as it is undertaken at Kettering Leisure Village, Thurston Drive, Kettering before 1st August 1996.

#### **Exemption of catering**

**3.** Catering by the Bournemouth Borough Council and the Mid-Sussex District Council shall not be treated as a defined activity so long as it is undertaken—

- (a) in the case of the Bournemouth Borough Council at the sites listed in paragraph 1 of Schedule 2 before 1st October 1997;
- (b) in the case of the Mid-Sussex District Council at the sites listed in paragraph 2 of Schedule 2 before 1st April 1996.

#### **Exemption of ground maintenance work**

**4.** The maintenance of ground by the Maidstone Borough Council shall not be treated as a defined activity so long as it is carried out within any of the areas listed in Schedule 3 before 1st April 1996.

Signed by authority of the Secretary of State

17th March 1995

*Robert Jones*  
Parliamentary Under-Secretary of State,  
Department of the Environment

SCHEDULE 1

Article 2

SITES REFERRED TO IN ARTICLE 2

- Bath Sports and Leisure Centre, North Parade Road, Bath;  
The Recreation Ground, William Street, Bath;  
Approach Golf Course, Weston Lane, Bath;  
the tennis courts at Alice Park, Gloucester Road, Bath and at Sydney Gardens, Sydney Road, Bath;  
the bowling greens at Alexandra Park, Beechen Cliff, Bath and at Sydney Gardens, Sydney Road, Bath.
2. Arranging the taking of bookings for Lansdown Playing Fields, Lansdown, Bath and for Odd Down Playing Fields, Bloomfield Road, Bath.
- Stokewood Road Swimming Pool, Stokewood Road, Winton, Bournemouth;  
Kinson Swimming Pool, South Kinson Drive, Kinson, Bournemouth.  
New Addington Pool, Central Parade, New Addington;  
Thornton Heath Pool, High Street, Thornton Heath;  
South Norwood Pool, Portland Road, South Norwood;  
Croydon Sports Arena, Albert Road, South Norwood.
5. The taking of bookings, the collection of, and accounting for, fees and charges, the collection of refuse, the cleaning of buildings and physical security.
- Highgrove Swimming Pool, Eastcote Road, Ruislip;  
Queensmead Sports Centre, Victoria Road, South Ruislip;  
Northwood Sports Centre, Potter Street, Northwood;  
John Penrose Sports Centre, Northwood Way, Harefield;  
Hayes Swimming Pool, Central Avenue, Hayes;  
William Byrd Pool, Victoria Lane, Harlington;  
Hayes Manor Sports Centre, Wood End Green Road, Hayes;  
Harlington Sports Centre, Pinkwell Lane, Harlington;  
Hayes Stadium Sports Centre, Judge Heath Lane, Hayes;  
Hayes Civic Hall, Pump Lane, Hayes.
7. Arranging the taking of bookings for—
- Bessingby Fields, Bessingby Road, Ruislip;  
Herlwyn Park, West End Road, Ruislip;  
Ickenham Green, Hoylake Crescent, Ickenham;  
Kings College Playing Field, Kings College Road, Ruislip;  
New Pond Park, Sidmouth Drive, Ruislip;  
Taylors Meadow, Hill End Road, Harefield;  
Botwell Green, Central Avenue, Hayes;  
Connaught Recreation Ground, Uxbridge Road, Hillingdon;  
Grange Park, Kingshill Avenue, Hayes;  
Grosvenor Recreation Ground, Kingshill Avenue, Hayes;

Harmondsworth Recreation Ground, Summerhouse Lane, Harmondsworth;  
Hillingdon Court Park, The Parkway, Hillingdon;  
Hillingdon House Farm, Park Road, Uxbridge;  
Rockingham Recreation Ground, Frays Way, Uxbridge;  
The Closes Recreation Ground, Church Close, West Drayton;  
Yiewsley Park and Recreation Ground, Falling Lane, Yiewsley;  
Willow Tree Recreation Ground, Lochan Close, Yeading.  
Fullwell Cross Swimming and Recreation Centre, High Street, Barkingside;  
The High Road Pool, 468—470 High Road, Seven Kings, Ilford;  
The Valentines Park Open Air Pool, Valentines Park, Perth Road, Ilford;  
Hainault Forest Golf Courses and Hainault Forest Country Park, Romford Road, Chigwell.

9. Kingsmeadow Athletics Stadium, Kingston Road, Kingston; Ravens Ait Island, off the Portsmouth Road, Kingston.

## SCHEDULE 2

Article 3

### SITES REFERRED TO IN ARTICLE 3

East Beach Cafe, Undercliff Drive, Bournemouth;  
Quarterdeck Bar, Undercliff Drive, Bournemouth;  
West Beach Cafe, West Promenade, Bournemouth;  
West Beach Kiosk 2, West Promenade, Bournemouth;  
Mobile 1, West Beach Square, West Promenade, Bournemouth.  
Clair Hall, Perrymount Road, Haywards Heath;  
Martlets Hall, Civic Way, Burgess Hill.

## SCHEDULE 3

Article 4

### AREAS REFERRED TO IN ARTICLE 4

1. The wards of Barming, Bearsted, Boughton Monchelsea, Boxley (excluding Vinters Park Crematorium), Coxheath, Detling, East, Farleigh, Harrietsham, Headcorn, High Street, Hollingbourne, Langley, Leeds, Lenham, Marden, North, Parkwood, Shepway East, Shepway West (excluding Maidstone Cemetery), Staplehurst, Sutton Valence, Thurnham, and Yalding.

2. So much of the Bridge ward as is within the authority's Town Centre area for maintenance of ground, namely so much of that ward as is bounded to the west by Bower Lane and Bower Street, to the north by Scrubbs Lane, to the south-west by London Road and to the north-west and north by Buckland Hill and the railway.

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

Under Part I of the Local Government Act 1988 (competition), work falling within certain defined activities may be carried out by local authorities only if particular conditions are fulfilled.

Article 2 exempts from the requirements of Part I the management of sports and leisure facilities by the Bath City Council, the Bournemouth Borough Council, the Three Rivers District Council, the Croydon London Borough Council, the Hillingdon London Borough Council, the Redbridge London Borough Council and the Royal Borough of Kingston-upon-Thames so long as it is undertaken at the sites and to the extent (if appropriate) described in that article and Schedule 1, before 1st April 1996; and by the Kettering Borough Council so long as it is undertaken at Kettering Leisure Village, Thurston Drive, Kettering, before 1st August 1996.

Article 3 exempts from the requirements of Part I catering by the Bournemouth Borough Council and the Mid-Sussex District Council so long as it is carried out at the sites specified in the appropriate paragraph of Schedule 2 before 1st October 1997 in the case of the former Council and 1st April 1996 in the case of the latter.

Article 4 exempts from the requirements of Part I the maintenance of ground by the Maidstone Borough Council so long as it is carried out within any of the areas listed in Schedule 3 before 1st April 1996.