



# Local Government Act 1972

## 1972 CHAPTER 70

### PART I

#### LOCAL GOVERNMENT AREAS AND AUTHORITIES IN ENGLAND

##### *Parishes*

### 9 Parish meetings and councils.

- (1) For every parish there shall be a parish meeting for the purpose of discussing parish affairs and exercising any functions conferred on such meetings by any enactment and, subject to the provisions of this Act or any instrument made thereunder, for every parish or group of parishes having a parish council before 1st April 1974 there shall continue to be a parish council.

<sup>F1</sup>(2) .....

<sup>F2</sup>(3) .....

- (4) Subject to any order under [<sup>F3</sup>section 10 or 11 below [<sup>F4</sup>Part II of the Local Government Act 1992 or [<sup>F5</sup>section 86 of the Local Government and Public Involvement in Health Act 2007]], there shall be a separate parish council for—

- (a) every parish which immediately before the passing of this Act was a borough included in a rural district;
- (b) every parish which immediately before the passing of this Act was co-extensive with a rural district;
- (c) every parish established by paragraph 1 of Part IV of Schedule 1 to this Act;
- (d) every parish to which part of another parish is added by paragraph 2 of the said Part IV and which immediately before the passing of this Act had no parish council; and
- (e) every parish constituted under Part V of Schedule 1 to this Act.

<sup>F6</sup>(5) .....

*Status: Point in time view as at 13/02/2008.*

*Changes to legislation: Local Government Act 1972, Section 9 is up to date with all changes known to be in force on or before 23 April 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)*

- (6) An order shall not be made under [F7 section 86 of the Local Government and Public Involvement in Health Act 2007] establishing a separate parish council for a parish grouped under a common parish council unless by that order or an order under section 11(4) below the parish is separated from the group or the group is dissolved, and where the group is not dissolved, the order under [F8 section 86 of the 2007 Act] shall make such provision as appears to the district council to be necessary for the alteration of the parish council of the group.

#### Textual Amendments

- F1** S. 9(2) omitted (19.5.1997) by 1997 c. 29, ss. 33(1), 34(2), **Sch. 3 para. 6(2)** (and expressed to be repealed (18.3.1998) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1998/694, **art. 2(c)**)
- F2** S. 9(3) omitted (19.5.1997) by 1997 c. 29, ss. 33(1), 34(2), **Sch. 3 para. 6(2)** (and expressed to be repealed (18.3.1998) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1998/694, **art. 2(a)**)
- F3** Words in s. 9(4) substituted (31.10.1992) by Local Government Act 1992 (c. 19), s. 27(1), **Sch. 3 para. 8**; S.I. 1992/2371, **art. 2**
- F4** Words in s. 9(4) substituted (19.5.1997) by 1997 c. 29, ss. 33(1), 34(2), **Sch. 3 para. 6(3)**
- F5** Words in s. 9(4) substituted (13.2.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), ss. 101, 245, **Sch. 5 para. 2(2)**; S.I. 2008/337, **art. 2(b)(c)**
- F6** S. 9(5) omitted (19.5.1997) by 1997 c. 29, ss. 33(1), 34(2), **Sch. 3 para. 6(2)** (and expressed to be repealed (18.3.1998) by 1997 c. 29, s. 33(2), **Sch. 4**; S.I. 1998/694, **art. 2(c)**)
- F7** Words in s. 9(6) substituted (13.2.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), ss. 101, 245, **Sch. 5 para. 2(3)(a)**; S.I. 2008/337, **art. 2(b)(c)**
- F8** Words in s. 9(6) substituted (13.2.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), ss. 101, 245, **Sch. 5 para. 2(3)(b)**; S.I. 2008/337, **art. 2(b)(c)**

#### Modifications etc. (not altering text)

- C1** S. 9 excluded by S.I. 1979/1123, **art. 4(2)**

**Status:**

Point in time view as at 13/02/2008.

**Changes to legislation:**

Local Government Act 1972, Section 9 is up to date with all changes known to be in force on or before 23 April 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.