



# Local Government Act 1958

1958 CHAPTER 55 6 and 7 Eliz 2

## PART IV

### GENERAL AND SUPPLEMENTARY

#### *Supplementary provisions*

59 .....<sup>F1</sup>

#### **Textual Amendments**

**F1** Ss. 57–59, 60(1), 65 repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

**60** **Transfer and compensation of officers.**

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

(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, [<sup>F3</sup>or, in a case to which paragraph 2 of Schedule 3 to the <sup>M1</sup>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 [<sup>F4</sup>or of any order under Part I of the <sup>M2</sup>Police Act 1964][<sup>F3</sup>or of an order under section 46 of the Children and Young Persons Act 1969][<sup>F5</sup>or of section 2 or 6 of the <sup>M3</sup>Local Authority Social Services Act 1970]; and so much of section one hundred and fifty of [<sup>F6</sup>the Act of 1933] as provides for compensation shall not apply to any

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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

- F2** Ss. 57–59, 60(1), 65 repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**
- F3** Words inserted by [Children and Young Persons Act 1969 \(c. 54\)](#), s. 46(2), **Sch. 3 para. 2(2)**
- F4** Words inserted by [Police Act 1964 \(c. 48\)](#), **Sch. 9**
- F5** Words inserted by [Local Authority Social Services Act 1970 \(c. 42\)](#), **Sch. 2 para. 8**
- F6** Words substituted by [Police Act 1964 \(c. 48\)](#), **Sch. 9**

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

- C1** [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](#)
- C2** 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.

**61** ..... **F7**

#### Textual Amendments

- F7** [S. 61](#) repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. 1 Pt. XII**

**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,

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being minor amendments or amendments consequential on the foregoing provisions of this Act.

**63 General provisions as to local inquiries.**

- (1) . . . . . <sup>F8</sup>, 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**  
**F8** 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 . . . <sup>F9</sup> regulations shall be exercisable by statutory instrument.

**Textual Amendments**  
**F9** Words repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\), s. 1\(1\), Sch. 1 Pt. XII](#)

**65** . . . . . <sup>F10</sup>

**Textual Amendments**  
**F10** 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;

. . . . . <sup>F11</sup>

. . . . . <sup>F11</sup>the Generating Board means the Central Electricity Generating Board, and Electricity Board means the Generating Board or an Area Board;

. . . . . <sup>F11</sup>

. . . . . <sup>F12</sup>

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

functions means powers or duties;

. . . . . <sup>F13</sup>

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- ..... F11
- ..... F14
- ..... F11
- ..... F11
- ..... F11
- ..... F11

- (2) In . . . <sup>F15</sup> this Act, except where the context otherwise requires, the expression local authority means the council of a county, . . . <sup>F15</sup> district . . . <sup>F15</sup>
- (3) . . . . . <sup>F16</sup>
- (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**

**F11** Definition repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), **Sch. 1 Pt. XII**

**F12** Definitions repealed with saving by Local Government (Termination of Reviews) Act 1967 (c. 18), s. 1, **Sch. Pt. II**

**F13** Definition repealed by Gas Act 1972 (c. 60), **Sch. 8**

**F14** Definition repealed by London Government Act 1963 (c. 33), s. 93(1), **Sch. 18 Pt. I**

**F15** Words repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), **Sch. 1 Pt. XII**

**F16** 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 <sup>M4</sup>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;
- (e) the repeal of subsection (1) of section sixty-two of the <sup>M5</sup>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) . . . . . <sup>F17</sup>

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**Textual Amendments**

**F17** S. 67 proviso (f) repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. 1 Pt. XII**

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**Marginal Citations**

**M4** [1957 c. 17](#).

**M5** [1925 c. 90](#).

**68 Short title.**

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

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