

1978 No. 1595

LOCAL GOVERNMENT, ENGLAND AND WALES

The Borough of Blackburn (Public Entertainment) Order 1978

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| <i>Made</i> - - - - | 8th November 1978 |
| <i>Laid before Parliament</i> | 10th November 1978 |
| <i>Coming into Operation</i> | 5th May 1979 |

In exercise of the powers conferred upon me by section 262(8) and (11) of the Local Government Act 1972(a), I hereby make the following Order:—

1. This Order may be cited as the Borough of Blackburn (Public Entertainment) Order 1978 and shall come into operation on 5th May 1979.

2. The Interpretation Act 1889(b) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament, and section 38 of that Act (effect of repeals) shall apply as if this Order were an Act of Parliament.

3. Section 197 of the Blackburn Improvement Act 1882(c) and section 110 of the Darwen Corporation Act 1887(d) (both of which relate to the licensing of places for dancing, music and other entertainments) are hereby repealed.

Merlyn Rees,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
8th November 1978.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 262(8)(d) of the Local Government Act 1972 provides for the repeal, by order, of a local statutory provision which appears to the Secretary of State to have been substantially superseded by an enactment which applies or may be applied to the area to which the local statutory provision applies.

This Order repeals section 197 of the Blackburn Improvement Act 1882 and section 110 of the Darwen Corporation Act 1887 which provide for the regulation of places for public dancing, music or other entertainment in the areas of the former boroughs of Blackburn and Darwen respectively. These sections have been substantially superseded by section 51 of the Public Health Acts Amendment Act 1890 (c. 59) which applies throughout the area of the Blackburn Borough Council by virtue of a resolution of the Council under paragraph 25 of Schedule 14 to the Local Government Act 1972. The repeals take effect on the date on which licences under section 51 of the Act of 1890 will be required in the areas to which the repealed sections apply.