STATUTORY INSTRUMENTS

# 1979 No. 805

# LOCAL GOVERNMENT, ENGLAND AND WALES

## The City of Derby (Local Act Repeals) Order 1979

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| *Made* - - - - | *9th July* 1979 |
| *Laid before Parliament* | 18*th July* 1979 |
| *Coming into Operation* | 13*th August* 1979 |

In exercise of the powers conferred upon me by section 81 of the Local Government (Miscellaneous Provisions) Act 1976(a), and after the consultation required by subsection (3) of that section, I hereby make the following Order:—

**1.** This Order may be cited as the City of Derby (Local Act Repeals) Order 1979 and shall come into operation on 13th August 1979.

**2.** In Part VI of the Derby Corporation Act 1972(b) (hackney carriages, etc.) the following provisions are hereby repealed, that is to say—

(*a*) sections 29 to 39 and 41 (which relate to hackney carriages and private hire vehicles);

(*b*) in section 40 (period of licences), the words "or a private hire vehicle"; and

(*c*) in section 42 (penalty on persons refusing to pay fare), the words "or a private hire vehicle" and the proviso.

**3.** Notwithstanding the repeal of section 31 of the Derby Corporation Act 1972 by Article 2 above any stand appointed under that section shall, if the appointment is in force immediately before the coming into operation of this Order, be deemed to have been appointed under section 63 of the Local Government (Miscellaneous Provisions) Act 1976 (stands for hackney carriages).

*W. S. I. Whitelaw*,
One of Her Majesty's Principal
Secretaries of State.

Home Office.
9th July 1979.

(a) 19 76 c. 57. (b) 1972 c. xxxi.

## EXPLANATORY NOTE

*(This Note is not part of the Order.)*

In exercise of the power conferred by section 45 of the Local Government (Miscellaneous Provisions) Act 1976 the Derby City Council have adopted the provisions of Part II of that Act (hackney carriages and private hire vehicles) and those provisions apply to the district of Derby. This Order repeals the provisions of the Derby Corporation Act 1972 specified in Article 2 which are inconsistent with or unnecessary in consequence of the provisions of Part II of the 1976 Act. Article 3 makes transitional provision in respect of hackney carriage stands appointed under the repealed enactments.

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