1965 No. 508

LONDON GOVERNMENT

The Local Law (City of London) Order 1965

Made - - - -	*17th March* 1965
Laid before Parliament	*24th March* 1965
Coming into Operation	*1st April* 1965

The Minister of Housing and Local Government, after consultation with the Common Council, in exercise of his powers under section 84, as extended by section 87(2), of the London Government Act 1963(a) and of all other powers enabling him in that behalf, hereby makes the following order:—

1. This order may be cited as the Local Law (City of London) Order 1965 and shall come into operation on 1st April 1965.

2.—(1) The Interpretation Act 1889(b) applies to the interpretation of this order as it applies to the interpretation of an Act of Parliament.

(2) In any enactment specified in a schedule to this order, unless the context otherwise requires, references to any enactment shall be construed as references to that enactment as amended, extended or applied by or under any other enactment or by this order.

3. The enactments specified in Schedule 1 shall have effect subject to the provisions of that schedule.

4. The enactments specified in Schedule 2 are hereby repealed to the extent mentioned in the third column of that schedule.

5. The regulations made by the Court of Mayor and Aldermen of the City of London in pursuance of paragraph A of section 2(2) of the City of London (Street Traffic) Act 1909(c) specified in Schedule 3 are hereby revoked.

(a) 1963 c. 33. (b) 52 & 53 Vict. c. 63. (c) 9 Edw. 7. c. lxvii.

Article 3

SCHEDULE 1

Modification of Enactments

1. In the City of London Sewers Act 1848(a), for section 131 there shall be substituted the following section—

" 131. Where a person has been convicted of an offence under section 117 of the Highways Act 1959(b) in relation to a highway in the City he shall pay to the Corporation the costs and expenses (to be determined by the court) which they may have incurred in repairing and restoring the said highway.".

2. In the City of London (Various Powers) Act 1911(c)—

(*a*) in section 29(5)—

(i) for references to the Secretary of State there shall be substituted references to the confirming authority; and

(ii) for the reference to the London County Council there shall be substituted a reference to the Greater London Council; and

(*b*) in section 30, at the end there shall be added—

" Provided that nothing in this section shall apply to any such flag, banner or device in respect of which consent has been granted by or under regulations made under section 34 of the Town and Country Planning Act 1962(d).".

3. In the City of London (Various Powers) Act 1912(e), in section 15—

(*a*) for references to the London County Council there shall be substituted references to the Greater London Council; and

(*b*) in subsection (7), for the words " Arbitration Act 1889(f) " there shall be substituted the words " Arbitration Act 1950(g) ".

4. In the City of London (Various Powers) Act 1914(h), in section 19, for references to the London County Council there shall be substituted references to the Greater London Council.

5. In the City of London (Various Powers) Act 1949(i), in section 12, for the words " the administrative county of London " there shall be substituted the words " Greater London other than the outer London boroughs ".

6. In the City of London (Various Powers) Act 1954(j), in section 21(1), in proviso (*d*), for references to the London County Council there shall be substituted references to the Greater London Council.

7. In the City of London (Various Powers) Act 1957(k), in section 12(4), for the words from the beginning to " 1925 " there shall be substituted the words " Subsections (3) and (4) of section 81 of the Road Traffic Act 1960(l) ".

8. In the City of London (Various Powers) Act 1960(m), in section 31(2), in the proviso, for the words " under this section " there shall be substituted the words " under Part VIII of the Public Health Act 1936(n) ".

(a) 11 & 12 Vict. c. clxiii.
(b) 7 & 8 Eliz. 2. c. 25.
(c) 1 & 2 Geo. 5. c. lxxxiv.
(d) 10 & 11 Eliz. 2. c. 38.
(e) 2 & 3 Geo. 5. c. xlii.
(f) 52 & 53 Vict. c. 49.
(g) 14 Geo. 6. c. 27.
(h) 4 & 5 Geo. 5. c. clxix.
(i) 12 & 13 Geo. 6. c. xiv.
(j) 2 & 3 Eliz. 2. c. xxvii.
(k) 5 & 6 Eliz. 2. c. x.
(l) 8 & 9 Eliz. 2. c. 16.
(m) 8 & 9 Eliz. 2. c. xxxvi.
(n) 26 Geo. 5 & 1 Edw. 8. c. 49.

9. In the City of London (Various Powers) Act 1961(a)—

(*a*) in section 31(3), for the words from " paragraph (*a*) " onwards there shall be substituted the words " sub-paragraph (*a*) of paragraph 14(2) of Part I of Schedule 11 to the London Government Act 1963 to appoint, and give sufficient notice of, the times for removing house refuse from premises and the provisions of sub-paragraphs (*b*) and (*c*) of the said paragraph 14(2) relating to the removal of house refuse shall apply, in relation to any such notice given by the Corporation under this section, as if it were a notice given under the said sub-paragraph (*a*).."; and

(*b*) in section 47(3), for the words " section 285 of the Public Health (London) Act 1936(b) " there shall be substituted the words " section 301 of the Public Health Act 1936 ".

10. In the City of London (Various Powers) Act 1963(c)—

(*a*) in section 5(2), in paragraph (*f*), for the words from the beginning to " 1939 " there shall be substituted the words " Subsections (2) to (5) of section 290 of the Local Government Act 1933(d) "; and

(*b*) in section 33(2), in paragraph (*d*), for the words from the beginning to " 1939 " there shall be substituted the words " Subsections (2) to (5) of section 290 of the Local Government Act 1933 ".

Article 4

SCHEDULE 2

Repeals

Chapter	Short Title	Extent of Repeal
11 & 12 Vict. c. clxiii.	The City of London Sewers Act 1848.	Section 50. In section 65, the words from "and for that purpose" to "Street as may be required". Sections 77 to 82. Sections 88 and 89. Sections 96 and 97. Sections 99 to 101. Sections 104 to 113. Section 116. Sections 119 and 120. Sections 123 to 128. Section 130. Section 132. Sections 147 to 156. Sections 165 and 166. Section 261. Section 263. Schedules A to C.
14 & 15 Vict. c. xci.	The City of London Sewers Act 1851.	Section 3. Sections 5 to 11. Sections 17 to 31. Section 38. Section 41. Section 45. Sections 47 to 49. Section 52. Section 56. Section 60.

(a) 9 & 10 Eliz. 2. c. xxviii.
(b) 26 Geo. 5 & 1 Edw. 8. c. 50.
(c) 1963 c. xxxiv.
(d) 23 & 24 Geo. 5. c. 51.

SCHEDULE 2—*continued*

Repeals—continued

Chapter	Short Title	Extent of Repeal
60 & 61 Vict. c. cxxxiii.	The City of London Sewers Act 1897.	Sections 10 to 16. Section 22. Section 26.
63 & 64 Vict. c. ccxxviii.	The City of London (Various Powers) Act 1900.	Section 6. In section 10, the words from "and all byelaws" onwards. Sections 11 to 28. Section 57. Sections 63 and 64. Section 69.
2 Edw. 7. c. cxvi.	The City of London (Public Health) Act 1902.	Sections 7 to 10. Section 15.
7 Edw. 7. c. cxl.	The City of London (Union of Parishes) Act 1907.	Sections 3 and 4. Section 5(4) and (5). Sections 6 to 10. Section 15(3). Section 17(2). Section 24. Section 28. Section 36.
1 & 2 Geo. 5. c. lxxxiv.	The City of London (Various Powers) Act 1911.	Sections 4 and 5. Part V. Section 39. Sections 44 to 46. Sections 50 to 52.
2 & 3 Geo. 5. c. xlii.	The City of London (Various Powers) Act 1912.	Section 4. Sections 6 to 14. Section 15(2). Section 16. Section 18. Part III. Section 51. The Schedule.
4 & 5 Geo. 5. c. clxix.	The City of London (Various Powers) Act 1914.	Sections 6 to 8. Sections 12 to 18. Sections 20 to 28. Section 32. Sections 34 to 37. The Schedule.
10 & 11 Geo. 5. c. xxvii.	The City of London (Various Powers) Act 1920.	Section 17.
12 & 13 Geo. 5. c. xxi.	The City of London (Various Powers) Act 1922.	Section 4. Sections 6 to 15. Section 20. Section 24. Section 32.
14 & 15 Geo. 5. c. xxxvii.	The City of London (Various Powers) Act 1924.	Sections 8 to 10.
16 & 17 Geo. 5. c. vii.	The City of London (Various Powers) Act 1926.	Section 3. Section 7. Section 13.
21 Geo. 5. c. xiv.	The City of London (Various Powers) Act 1931.	Section 37.
23 & 24 Geo. 5. c. xxiii.	The City of London (Various Powers) Act 1933.	Section 6(3) and (5). Section 17. Section 19.

SCHEDULE 2—*continued*

Repeals—continued

Chapter	Short Title	Extent of Repeal
1 Edw. 8 & 1 Geo. 6. c. xlv.	The City of London (Various Powers) Act 1937.	Section 5. Sections 9 and 10. Sections 17 to 22. Sections 37 and 38. Section 40. Schedule 1.
2 & 3 Geo. 6. c. xxi.	The City of London (Various Powers) Act 1939.	Sections 7 to 10.
7 & 8 Geo. 6. c. iv.	The City of London (Various Powers) Act 1944.	Section 12.
9 & 10 Geo. 6. c. xxix.	The City of London (Various Powers) Act 1946.	Sections 4 to 8. Section 11. Section 17.
12 & 13 Geo. 6. c. xiv.	The City of London (Various Powers) Act 1949.	Section 15.
14 Geo. 6. c. v.	The City of London (Various Powers) Act 1950.	Section 21. Sections 24 and 25. Section 27.
15 & 16 Geo. 6 & 1 Eliz. 2. c. vi.	The City of London (Various Powers) Act 1952.	Section 8.
2 & 3 Eliz. 2. c. xxvii.	The City of London (Various Powers) Act 1954.	In section 21(1), in proviso (*d*), the words "under the Public Health (London) Act 1936 or other statutory powers". Sections 22 and 23.
4 & 5 Eliz. 2. c. l.	The City of London (Various Powers) Act 1956.	Section 13.
5 & 6 Eliz. 2. c. x.	The City of London (Various Powers) Act 1957.	Section 16.
6 & 7 Eliz. 2. c. xlvii.	The City of London (Various Powers) Act 1958.	Section 18. Sections 20 and 21.
7 & 8 Eliz. 2. c. xlix.	The City of London (Various Powers) Act 1959.	In section 10(2), the words from "and the provisions" onwards. Section 20. Section 23.
8 & 9 Eliz. 2. c. xxxvi.	The City of London (Various Powers) Act 1960.	Section 31(1) and (3). Section 40. Section 42.
9 & 10 Eliz. 2. c. xxviii.	The City of London (Various Powers) Act 1961.	Section 35. Section 37. In section 39(1), the proviso. Section 39(4). Section 40. Section 45. Sections 48 and 49. Section 52. The Schedule.
10 & 11 Eliz. 2. c. xliii.	The City of London (Various Powers) Act 1962.	Section 11. Section 13.
1963 c. xxxiv.	The City of London (Various Powers) Act 1963.	Section 7. Section 10. Section 11(2). Section 32(4)(*c*).

SCHEDULE 3 Article 5

Regulations Revoked

1. Regulations made 16th May 1930 and approved 7th August 1930.
2. Regulations made 31st March 1933 and approved 1st July 1933.
3. Regulations made 22nd September 1939 and approved 28th October 1939.

Given under the official seal of the Minister of Housing and Local Government on 17th March 1965.

(L.S.) *R. H. S. Crossman,*
Minister of Housing and Local Government.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order makes necessary modifications consequential upon the London Government Act 1963 to the local enactments of the City of London and repeals and revokes those enactments which are spent, obsolete, unnecessary or substantially superseded.