STATUTORY INSTRUMENTS

1980 No.1401

LOCAL GOVERNMENT, ENGLAND AND WALES

The Lymington Market Order 1980

Made - - - -	16*th September* 1980
Laid before Parliament	23*rd September* 1980
Coming into Operation	14*th October* 1980

The Secretary of State for the Environment, in exercise of the powers conferred upon him by section 254(1)(*a*) of the Local Government Act 1972(**a**) and of all other powers enabling him in that behalf, hereby makes the following order—

1. This order may be cited as the Lymington Market Order 1980 and shall come into operation on 14th October 1980.

2.—(1) The power to maintain the Lymington market exercisable immediately before 1st April 1974 by the corporation or council of the borough of Lymington shall be exercisable by the Town Council of Lymington and Pennington, and subject to paragraph (2) below the said Town Council shall have the same powers in relation to the said market as were exercisable immediately before 1st April 1974 by the said corporation or council.

(2) Paragraph (1) above shall not extend to the powers of market authorities or local authorities under Part III of the Food and Drugs Act 1955(**b**).

Michael R. D. Heseltine,
Secretary of State for the Environment.

16th September 1980.

(**a**) 1972 c.70. (**b**) 1955 c.16 (4 & 5 Eliz.2).

EXPLANATORY NOTE

(This Note is not part of the Order.)

Under article 17 of the Local Authorities etc. (Miscellaneous Provision) Order 1974 (S.I.1974/482) certain franchise rights (including powers to maintain markets) exercisable by pre-1974 borough and district authorities were made exercisable by district councils. Provision for the exercise of powers by parish councils has been made in a number of cases. The present order provides for the exercise of the power to maintain the Lymington market by the Town Council of Lymington and Pennington, constituted in 1979.

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