
STATUTORY INSTRUMENTS

1996 No. 532

**The Local Government Reorganisation
(Wales) (Property etc.) Order 1996**

**PART I
GENERAL**

Interpretation and general provisions

2.—(1) In this Order—

“the 1994 Act” means the Local Government (Wales) Act 1994;

“contract for banking services” means a contract for the provision of services for an old authority by an authorised institution; and “authorised institution” shall be construed in accordance with the Banking Act 1987(1);

“contract of insurance” shall be construed in accordance with section 95 of the Insurance Companies Act 1982(2);

“designated authority”, in relation to an old authority, means the council designated for the purposes of paragraph 12 of Schedule 17 to the 1994 Act(3);

“investment” does not include any land held as an investment;

“new authority” means a county or county borough council which is established as a result of the 1994 Act;

“old authority” means a county or district council which ceases to exist as a result of the 1994 Act;

“records” includes material in whatever form or medium which conveys or is capable of conveying information:

“successor authority” has the meaning given by section 53(2) of the 1994 Act; and

“the Residuary Body” means the Residuary Body for Wales or Corff Gweddilliol Cymru.

(2) The word “land” shall be construed in accordance with Schedule 1 to the Interpretation Act 1978(4), save that any reference to the vesting of land by virtue of this Order shall be construed as including the vesting of any contractual licence for the use of land.

(3) Any provision in this Order vesting property shall be construed, unless the context otherwise requires, as including a reference to the vesting of rights and liabilities of an old authority in respect of any agreement for the hire or use by, or deposit with, such an authority of any such property.

(4) The vesting of any property, rights or liabilities in the Residuary Body by virtue of this Order shall be without prejudice to paragraph 11 of Schedule 13 to the 1994 Act.

(1) 1987 c. 22.

(2) 1982 c. 50.

(3) A council has been designated in relation to each old authority; see the Local Authorities (Closure of Accounts) (Wales) Order 1995 (S.I.1995/1043).

(4) 1978 c. 30.

(5) Any reference in this Order to any rights or liabilities of an old authority or other body includes a reference to rights or liabilities acquired or incurred by any predecessor in title of such an authority or body.

(6) The provisions of this Order are subject to any other provision made—

- (a) by the 1994 Act (except section 53 of that Act), or
- (b) under the 1994 Act,

which effects the transfer of property, rights, liabilities or functions of an old authority and which comes into force on or before 1st April 1996.

(7) Where property, rights, liabilities or duties of an old authority or other body are vested, by virtue of this Order, in a new authority or other body, anything done by or in relation to the old authority or body in connection with such property, rights, liabilities or duties shall be treated as if it had been done by or in relation to the new authority or body, as the case may be.