

---

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

---

## SCHEDULES

### SCHEDULE 1

Section 1.

#### THE LONDON BOROUGHS

#### PART I

*Areas etc. of the London boroughs*

---

<b>1</b>	<b>2</b>	<b>3</b>
<b>Reference number of London borough</b>	<b>Area by reference to existing administrative areas</b>	<b>Initial number of councillors on Greater London Council</b>
1	The metropolitan boroughs of Westminster, Paddington and St. Marylebone.	4
2	The metropolitan boroughs of Hampstead, Holborn and St. Pancras.	3
3	The metropolitan boroughs of Finsbury and Islington.	3
4	The metropolitan boroughs of Hackney, Shoreditch and Stoke Newington.	3
5	The metropolitan boroughs of Bethnal Green, Poplar and Stepney.	2
6	The metropolitan borough of Greenwich and so much of the metropolitan borough of Woolwich as lies south of the boundary referred to in paragraph 1 of Part II of this Schedule.	3
7	The metropolitan boroughs of Deptford and Lewisham.	4
8	The metropolitan boroughs of Bermondsey, Camberwell and Southwark.	4

---

*Status: Point in time view as at 26/04/2005.*

**Changes to legislation:** *There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

---

9	The metropolitan borough of Lambeth and so much of the metropolitan borough of Wandsworth as lies east of the boundary referred to in paragraph 2 of Part II of this Schedule.	4
10	The metropolitan borough of Battersea and so much of the metropolitan borough of Wandsworth as lies west of the boundary referred to in paragraph 2 of Part II of this Schedule.	4
11	The metropolitan boroughs of Fulham and Hammersmith.	3
12	The metropolitan boroughs of Chelsea and Kensington.	3
13	The boroughs of Chingford, Leyton and Walthamstow.	3.
14	The borough of Ilford, the borough of Wanstead and Woodford, so much of the borough of Dagenham as lies north of the boundary referred to in paragraph 3 of Part II of this Schedule, and so much of the urban district of Chigwell as lies south of the boundary referred to in paragraph 4 of the said Part II.	3
15	The borough of Romford and the urban district of Hornchurch.	3
16	So much of the borough of Barking as lies east of the boundary referred to in paragraph 5 of Part II of this Schedule, and so much of the borough of Dagenham as lies south of the boundary referred to in paragraph 3 of the said Part II.	2
17	The county boroughs of East Ham and West Ham, so much of the borough of Barking as lies west of the boundary referred to in paragraph 5 of	3

---

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

---

	Part II of this Schedule and so much of the metropolitan borough of Woolwich as lies north of the boundary referred to in paragraph 1 of the said Part II.	
18	The boroughs of Bexley and Erith, the urban district of Crayford, and so much of the urban district of Chislehurst and Sidcup as lies north of the boundary referred to in paragraph 6 of Part II of this Schedule.	3
19	The boroughs of Beckenham and Bromley, the urban districts of Orpington and Penge, and so much of the urban district of Chislehurst and Sidcup as lies south of the boundary referred to in paragraph 6 of Part II of this Schedule.	4
20	The county borough of Croydon and the urban district of Coulsdon and Purley.	4
21	The borough of Beddington and Wallington, the borough of Sutton and Cheam and the urban district of Carshalton.	2
22	The boroughs of Mitcham and Wimbledon and the urban district of Merton and Morden.	2
23	The borough of Kingston-upon-Thames, the borough of Malden and Coombe and the borough of Surbiton.	2
24	The boroughs of Barnes, Richmond and Twickenham.	2
25	The borough of Brentford and Chiswick, the borough of Heston and Isleworth, and the urban district of Feltham.	3
26	The borough of Uxbridge, the urban district of Hayes and Harlington, the urban district	3

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

	of Ruislip-Northwood, and the urban district of Yiewsley and West Drayton.	
27	The boroughs of Acton, Ealing and Southall	4
28	The boroughs of Wembley and Willesden	4
29	The borough of Harrow	3
30	The boroughs of Finchley and Hendon, and the urban districts of Barnet, East Barnet and Friern Barnet.	4
31	The boroughs of Hornsey, Tottenham and Wood Green.	3
32	The boroughs of Edmonton, Enfield and Southgate.	3

## PART II

### *Definition of certain boundaries*

- 1 The boundary between the London boroughs numbered 6 and 17 respectively in Part I of this Schedule in the existing metropolitan borough of Woolwich shall be the line for the time being of the centre of the navigable channel of the River Thames at low water.
- 2 The boundary between the London boroughs numbered 9 and 10 respectively in the said Part I in the existing metropolitan borough of Wandsworth shall be such as the Minister may by order determine on or near the general line of Hazelbourne Road, Cavendish Road, the railway between Balham and Streatham Common stations and the railway between Streatham and Mitcham Junction stations.
- 3 The boundary between the London boroughs numbered 14 and 16 respectively in the said Part I in the existing borough of Dagenham shall be such as the Minister may by order determine on or near the general line of Billet Road.
- 4 The boundary of the London borough numbered 14 in the said Part I in the existing urban district of Chigwell shall be a line beginning where the eastern boundary of the railway from Ilford to Woodford crosses the existing urban district boundary and running northwards along that eastern boundary to the southern edge of the footway on the south side of Manor Road, thence north-eastwards along that southern edge to the eastern boundary of No. 251 Manor Road, thence south-eastwards along that eastern boundary and in a straight line in continuation thereof to the northern boundary of the London county council's Hainault estate, thence north-eastwards along that northern boundary to the western edge of the footway on the western side of Romford Road, and thence south-eastwards along that western edge to the point where it crosses the existing urban district boundary.
- 5 The boundary between the London boroughs numbered 16 and 17 respectively in the said Part I in the existing borough of Barking shall be such as the Minister may

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

by order determine on or near the general line of the River Roding and Barking Creek.

- 6 The boundary between the London boroughs numbered 18 and 19 respectively in the said Part I in the existing urban district of Chislehurst and Sidcup shall be such as the Minister may by order determine on or near the general line of route A.20.

### PART III

- 1—8. . . . . F1

#### Textual Amendments

F1 Sch. 1 Pt. III repealed by Local Government Act 1972 (c. 70), Sch. 30

### SCHEDULE 2

. . . . . F2

#### Textual Amendments

F2 Sch. 2 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

### SCHEDULE 3

Section 8

#### PARLIAMENTARY AND LOCAL GOVERNMENT ELECTIONS IN AND AROUND GREATER LONDON

- 1—15. . . . . F3

#### Textual Amendments

F3 Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), Sch. 30

- 16 . . . . . F4

#### Textual Amendments

F4 Sch. 3 Pt. I para. 16 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s.206, Sch. 9 Pt. II

- 17—20. . . . . F5

#### Textual Amendments

F5 Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), Sch. 30

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

21 ..... F6

**Textual Amendments**

**F6** Sch. 3 Pt. II para. 21 repealed by Parliamentary Constituencies Act 1986 (c. 56, SIF 89), ss. 8, 9(2), **Sch. 4**

22—24. .... F7

**Textual Amendments**

**F7** Sch. 3 Pt. II paras. 22–24 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**

### PART III

#### MODIFICATIONS OF REPRESENTATION OF THE PEOPLE ACT 1949

25, 26. .... F8

**Textual Amendments**

**F8** Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

27 ..... F9

**Textual Amendments**

**F9** Sch. 3 Pt. III paras. 27, 32, 33, 35 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

28—30. .... F10

**Textual Amendments**

**F10** Sch. 3 paras. 1–15, 17–20, 25, 26, 28–30 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

31—33. .... F11

**Textual Amendments**

**F11** Sch. 3 Pt. III paras. 27, 32, 33, 35 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

34 ..... F12

**Textual Amendments**

**F12** Sch. 3 para. 34 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

35 . . . . . F13

**Textual Amendments**

**F13** Sch. 3 Pt. III paras. 27, 32, 33, 35 repealed by Representation of the People Act 1983 (c. 2, SIF 42), s. 206, **Sch. 9 Pt. II**

36 . . . . . F14

**Textual Amendments**

**F14** Sch. 3 para. 36 repealed by Representation of the People Act 1969 (c. 15), **Sch. 3 Pt. I**

SCHEDULE 4

. . . F15

**Textual Amendments**

**F15** Sch. 4 repealed by Local Government Act 1972 (c. 70), **Sch. 30**

SCHEDULE 5

. . . F16

**Textual Amendments**

**F16** Sch. 5 repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), **Sch. 1 Pt. X**

SCHEDULE 6

. . . F17

**Textual Amendments**

**F17** Sch. 6 repealed by Highways Act 1980 (c. 66, SIF 59), s. 43(3), **Sch. 25**

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

SCHEDULE 7

. . . F18

**Textual Amendments**

**F18** Sch. 7 repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), **Sch. 6**

SCHEDULE 8

. . . F19

**Textual Amendments**

**F19** Sch. 8 repealed by [Housing \(Consequential Provisions\) Act 1985 \(c. 71, SIF 61\)](#), s. 3, **Sch. 1 Pt. I**

SCHEDULE 9

MODIFICATION AND RE-ENACTMENT AS FROM 1ST APRIL 1965  
OF ENACTMENTS RELATING TO SEWERAGE AND DRAINAGE

**PART I**

1—4. . . . . F20

**Textual Amendments**

**F20** Sch. 9 Pt. I, Pt. II paras. 1—4, 7—10, 12—16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10—12 repealed by [Water Act 1973 \(c. 37\)](#), **Sch. 9**

**PART II**

<sup>M1</sup>SPECIFIC MODIFICATIONS OF SEWERAGE PROVISIONS OF PUBLIC HEALTH ACT 1936

**Marginal Citations**

**M1** 1936 c. 49.

1—4. . . . . F21



*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F21** Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), [Sch. 9](#)

5 ..... **F22**

**Textual Amendments**

**F22** Sch. 9 Pt. II para. 5 repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, [Sch. 17](#)

6 ..... **F23**

**Textual Amendments**

**F23** Sch. 9 Pt. II para. 6 repealed by [Water Act 1989 \(c. 15, SIF 130\)](#), ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), [Sch. 26 paras. 3\(1\)\(2\), 17, 40\(4\), 41\(1\), 57\(6\), 58](#), [Sch. 27 Pt. I](#)

7—10. .... **F24**

**Textual Amendments**

**F24** Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), [Sch. 9](#)

**F25** 11 ..... **F25**

**Textual Amendments**

**F25** Sch. 9 Pt. II para. 11 repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), [Sch.3 Pt. I](#) (with [Sch. 2 paras. 10, 14\(1\), 15](#))

12—16. .... **F26**

**Textual Amendments**

**F26** Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by [Water Act 1973 \(c. 37\)](#), [Sch. 9](#)

**F27** 17 ..... **F27**

**Textual Amendments**

**F27** Sch. 9 Pt. II para. 17 repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), [Sch.3 Pt. I](#) (with [Sch. 2 paras. 10, 14\(1\), 15](#))

18 ..... **F28**

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F28** Sch. 9 Pt. II para. 18 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, **Sch. 7**

19 ..... **F29**

**Textual Amendments**

**F29** Sch. 9 Pt. I, Pt. II paras. 1–4, 7–10, 12–16, 19 and Pt. III paras. 4(3), 5, 7, 8, 10–12 repealed by Water Act 1973 (c. 37), **Sch. 9**

**PART III**

**F30** . . .

**Textual Amendments**

**F30** Sch. 9 Pt. III repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

*Construction, maintenance and operation of sewers, etc.*

**F31**<sub>1</sub> .....

**Textual Amendments**

**F31** Sch. 9 Pt. III para. 1: Sch. 9 Pt. III repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

**F32**<sub>2</sub> .....

**Textual Amendments**

**F32** Sch. 9 Pt. III para. 2: Sch. 9 Pt. III repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

**F33**<sub>3</sub> .....

**Textual Amendments**

**F33** Sch. 9 Pt. III para. 3: Sch. 9 Pt. III repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

**F34**<sub>4</sub> .....

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F34** Sch. 9 Pt. III para. 4: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

F35<sup>9</sup> .....

**Textual Amendments**

**F35** Sch. 9 Pt. III para. 9: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

.....  
10—12.

.....  
13—15.

*Miscellaneous*

F38<sup>16</sup> .....

**Textual Amendments**

**F38** Sch. 9 Pt. III para. 16: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

F39<sup>17</sup> .....

**Textual Amendments**

**F39** Sch. 9 Pt. III para. 17: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

F40<sup>18</sup> .....

**Textual Amendments**

**F40** Sch. 9 Pt. III para. 18: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

F41<sup>19</sup> .....

**Textual Amendments**

**F41** Sch. 9 Pt. III para. 19: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991 \(c. 60, SIF 130\)](#), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

F42 20 . . . . .

**Textual Amendments**

**F42** Sch. 9 Pt. III para. 20: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991](#) (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

F43 21 . . . . .

**Textual Amendments**

**F43** Sch. 9 Pt. III para. 21: Sch. 9 Pt. III repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991](#) (c. 60, SIF 130), ss. 3(1), 4(2), **Sch.3 Pt. I** (with Sch. 2 paras. 10, 14(1), 15)

SCHEDULE 10

. . . F44

**Textual Amendments**

**F44** Sch. 10 repealed by [Water Act 1973](#) (c. 37), **Sch. 9**

SCHEDULE 11

Section 40.

MODIFICATION AND RE-ENACTMENT AS FROM 1ST  
APRIL 1965 OF PROVISIONS OF PUBLIC HEALTH ACTS

**PART I**

MODIFICATIONS

**Modifications etc. (not altering text)**

**C1** Sch. 11 Pt. I saved by [Local Government Act 1972](#) (c. 70), s. **180(1)**

*GENERAL MODIFICATIONS*

1 Subject to the provisions of this Schedule, any reference in the enactments to which section 40 of this Act applies to the council of a county borough shall be construed as including a reference to the council of a London borough, the Common Council, the Sub-Treasurer of the Inner Temple and the Under-Treasurer of the Middle Temple.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

2 Subject as aforesaid, and without prejudice to the foregoing paragraph, any reference in the said enactments to the district of a local authority or urban authority shall be construed as including a reference to a London borough, the City, the Inner Temple and the Middle Temple and any reference to a borough or urban district shall be construed as including a reference to the City, the Inner Temple and the Middle Temple.

3—10. . . . . F45

**Textual Amendments**

F45 Sch. 11 Pt. I paras. 3–10, 15 repealed by Local Government Act 1972 (c. 70), Sch. 30

*M2* THE PUBLIC HEALTH ACT 1936

**Marginal Citations**

M2 1936 c. 49.

11 Subject to the provisions of the Public Health Act 1936 . . . F46 and this Schedule, in any district in Greater London the duty imposed by section 1(1) of carrying the said Act of 1936 into execution shall, so far as relating to the enactments to which section 40 of this Act applies, be the duty of the local authority for that district.

**Textual Amendments**

F46 Words repealed (E.W.) by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), s. 78, Sch. 3 and also expressed as repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

12 . . . . . F47

**Textual Amendments**

F47 Sch. 11 Pt. I para. 12 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

13 Section 51 shall in its application to Greater London have effect as if any reference to a water closet included a reference to a urinal and as if that section required the occupier of every building in or in connection with which a urinal is provided to cause the urinal to be supplied with flushing apparatus.

14 . . . . . F48

**Textual Amendments**

F48 Sch. 11 Pt. 1 paras. 14, 16 repealed by Control of Pollution Act 1974 (c. 40), s. 109(2), Sch. 4

15 . . . . . F49

Status: Point in time view as at 26/04/2005.

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

**Textual Amendments**

**F49** Sch. 11 Pt. I paras. 3–10, 15 repealed by Local Government Act 1972 (c. 70), Sch. 30

16 ..... F50

**Textual Amendments**

**F50** Sch. 11 Pt. 1 paras. 14, 16 repealed by Control of Pollution Act 1974 (c. 40), s. 109(2), Sch. 4

17 Byelaws made under section 81 with respect to Greater London may include provision for preventing the occurrence of nuisances from ice, salt, offal, carrion, fish or other matter as well as nuisance from the matters therein mentioned.

18 (1) Byelaws made under section 82(1) with respect to Greater London may make the like provision for the removal or carriage by water of faecal or offensive or noxious matter or liquid as may be made with respect to the removal or carriage thereof through the streets and may provide that any receptacle or any ship or other vessel used for the purpose shall be properly constructed and covered so as to prevent the escape of any such matter or liquid and so as to prevent any nuisance arising therefrom.

<sup>X1</sup>(2) In section 82(2) for the words from “a regulation” onwards there shall be substituted the words “an order under section 34 of the Road Traffic Act 1960 or section 10 (1) of the London Government Act 1963, and the order shall prevail”.

**Editorial Information**

**X1** The text of Sch. 11 Pt. I paras. 18(2), 27, 31, 33 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

19 ..... F51

**Textual Amendments**

**F51** Sch. 11 Pt. I para. 19 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

20 ..... F52

**Textual Amendments**

**F52** Sch. 11 Pt. I para. 20 repealed by Environmental Protection Act 1990 (c. 43, SIF 46:4), s. 162(2), Sch. 16 Pt. III

21 ..... F53

**Textual Amendments**

**F53** Sch. 11 Pt. I para. 21 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

22 ..... F54

**Textual Amendments**

**F54** Sch. 11 Pt. I paras. 22, 25 repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, **Sch. 3**

23 In section 266(1)(i) the references to a land drainage authority shall include references to the Greater London Council.

24 In Part XII—

- (a) any reference to the Public Health Act 1936 shall include a reference to section 41 of this Act and this Schedule;
- (b) any reference to a council shall be construed as including a reference to the Sub-Treasurer of the Inner Temple and the Under-Treasurer of the Middle Temple, except that any reference in any provision of Part XII to the clerk or any officer or authorised officer of the council shall, in relation to the Inner Temple or the Middle Temple, be construed as a reference to an officer authorised by the Sub-Treasurer or the Under-Treasurer, as the case may be, to act for the purposes of that provision;
- (c) any reference to a local authority or the district of a local authority shall, so far as relating to any enactment under which the Greater London Council has functions, be construed as a reference to that Council or Greater London as the case may be.

25 ..... F55

**Textual Amendments**

**F55** Sch. 11 Pt. I paras. 22, 25 repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, **Sch. 3**

*M<sup>3</sup>THE WATER ACT 1945*

**Marginal Citations**

**M3** 1945 c. 42.

26 ..... F56

**Textual Amendments**

**F56** Sch. 11 Pt. I para. 26 repealed by Water Act 1989 (c. 15, SIF 130), ss. 58(7), 101(1), 141(6), 160(1)(2) (4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58, **Sch. 27 Pt. I**

<sup>F57</sup>27 .....

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F57** Sch. 11 Pt. I para. 27 repealed (1.12.1991) by [Water Consolidation \(Consequential Provisions\) Act 1991](#) (c. 60, SIF 130), **ss. 3(1), 4(2)**, Sch.3 Pt. I (with Sch. 2 paras. 10, 14(1), 15)

28 ..... **F58**

**Textual Amendments**

**F58** Sch. 11 Pt. I para. 28 repealed by [Local Government Act 1985](#) (c. 51, SIF 81:1), **ss. 1, 102, Sch. 17**

29 ..... **F59**

**Textual Amendments**

**F59** Sch. 11 Pt. I para. 29 repealed by [Water Act 1989](#) (c. 15, SIF 130), **ss. 58(7), 101(1), 141(6), 160(1)(2) (4), 163, 189(4)–(10), 190, 193(1)**, Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58, **Sch. 27 Pt. I**

*M<sup>4</sup>THE CLEAN AIR ACT 1956*

**Marginal Citations**

**M4** 1956 c. 52.

**F60**30 ..... **F60**

**Textual Amendments**

**F60** Sch. 11 para. 30 repealed (27.8.1993) by [1993 c. 11](#), **ss. 67(3), 68(2), Sch.6.**

**F61**31 ..... **F61**

**Textual Amendments**

**F61** Sch. 11 para. 31 repealed (27.8.1993) by [1993 c. 11](#), **ss. 67(3), 68(3), Sch.6.**

32 ..... **F62**

**Textual Amendments**

**F62** Sch. 11 para. 32 repealed by [Control of Pollution Act 1974](#) (c. 40), **s. 109(2), Sch. 4**



*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

*M5 THE PUBLIC HEALTH ACT 1961*

**Marginal Citations**

**M5** 1961 c. 64.

<sup>x2</sup>33 In section 2 (3) after the word “district” there shall be inserted the words “the Common Council, the Sub-Treasurer of the Inner Temple or the Under-Treasurer of the Middle Temple”.

**Editorial Information**

**X2** The text of Sch. 11 Pt. I paras. 18(2), 27, 31, 33 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

34—36. . . . . **F63**

**Textual Amendments**

**F63** Sch. 11 Pt. I paras. 34–36 repealed by Building Act 1984 (c. 55, SIF 15), ss. 133(2), 134, 135, Sch. 7

37 . . . . . **F64**

**Textual Amendments**

**F64** Sch. 11 Pt. I para. 37 repealed by Highways Act 1980 (c. 66, SIF 59), s. 43(3), Sch. 25

38 . . . . . **F65**

**Textual Amendments**

**F65** Sch. 11 Pt. I para. 38 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

39 . . . . . **F66**

**Textual Amendments**

**F66** Sch. 11 Pt. I para. 39 repealed by Local Government Act 1972 (c. 70), Sch. 30

40 . . . . . **F67**

**Textual Amendments**

**F67** Sch. 11 Pt. I para. 40 repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

41 . . . . . **F68**

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

### Textual Amendments

**F68** Sch. 11 Pt. I para. 41 repealed by Statute Law (Repeals) Act 1977 (c. 18), s. 1(1), **Sch. 1 Pt. XI**

## PART II

### PROVISIONS REPRODUCED FROM ENACTMENTS RELATING TO PUBLIC HEALTH IN LONDON

#### Modifications etc. (not altering text)

**C2** Sch. 11 Pt. II: power to transfer certain functions conferred by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), **ss. 7(3)(c), 8(2)**

- 1 (1) Without prejudice to sections 259 and 262 of the <sup>M6</sup>Public Health Act 1936, but subject to the following provisions of this paragraph, if a local authority consider that in any premises a pond, pool, ditch, gutter or place containing, or used for the collection of, any drainage, filth, stagnant water or other matter is likely to be prejudicial to health or a nuisance, they may by notice require the owner or occupier of the premises to drain, cleanse, cover or fill up the pond, pool, ditch, gutter or place, or to construct a proper drain for the discharge of the matter, or to execute such other works as the circumstances may require.
- (2) The local authority may contribute towards the expenses incurred by any person in complying with a notice under this paragraph.
- (3) Where any works required by a notice under this paragraph interfere with any right to the use of water, the local authority may, with the agreement of the person in whom the right is vested, acquire from him the right and any land for the benefit of which the right enures, instead of compensating him under section 278 of the Public Health Act 1936.
- (4) The provisions of Part XII of the Public Health Act 1936 with respect to appeals against, and the enforcement of, notices requiring the execution of works shall apply in relation to any notice given under this paragraph.

#### Marginal Citations

**M6** 1936 c. 49.

2, 3. .... **F69**

#### Textual Amendments

**F69** Sch. 11 Pt. II paras. 2, 3 repealed by Building Act 1984 (c. 55, SIF 15), s. 133(2), **Sch. 7**

- [<sup>F70</sup>4 Byelaws with respect to the construction and use of incinerators for the disposal of refuse in inner London boroughs and the City (being incinerators which are, or are in the nature of, buildings or structures or which form part of a building or structure) shall be made by the councils of those boroughs or the Common Council, as the case may be.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F70** Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, Sch. 6 para. 1

5 It shall be the duty of each local authority to enforce in their district any byelaws under paragraphs 2 to 4 of this Part of this Schedule which are in force in their district.

**Textual Amendments**

**F70** Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, Sch. 6 para. 1

6 The council of any London borough and the Common Council may make byelaws with respect to the following operations, except when carried out by a local authority . . . <sup>F71</sup> and except so far as byelaws with respect thereto may be made under section 72 or 82 of the <sup>M7</sup>Public Health Act 1936, that is to say—

- (a) the removal of refuse from premises in the council’s area;
- (b) the conveyance of refuse by rail, road or water from loading points in that area;
- (c) the deposit of refuse in premises in that area pending its removal or disposal.

**Textual Amendments**

**F70** Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, Sch. 6 para. 1

**F71** Words repealed by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 102, Sch. 17

**Marginal Citations**

**M7** 1936 c. 49.

7 Any person who has in his possession or under his control any article of food which is unsound, unwholesome or unfit for human consumption may, by notice to the local authority, specifying and identifying the article, request its removal, and the local authority shall cause it to be removed as if it were trade refuse which they had undertaken to remove under section 73(1) of the Public Health Act 1936.

**Textual Amendments**

**F70** Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, Sch. 6 para. 1

8 . . . . . <sup>F72</sup>

**Textual Amendments**

**F70** Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, Sch. 6 para. 1

**F72** Sch. 11 Pt. II para. 8 repealed by Public Health (Control of Disease) Act 1984 (c. 22, SIF 100:1), ss. 78, 79, Sch. 3

9 (1) Where it appears to a local authority, being the council of a London borough or the Common Council, that any land within the area of the authority is by reason

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

of its derelict, neglected or unsightly condition detrimental to the amenities of the neighbourhood, the authority may, after serving notice of their proposals on the owner and on the occupier of the land and subject to sub-paragraph (3) of this paragraph, execute such works and do such other things as the authority consider expedient for the purpose of restoring or improving and thereafter preserving the appearance of the land:

Provided that the works and other things which may be required to be executed or done under this paragraph shall not include the erection or maintenance of any building or the doing of anything in or upon any building, but may include the erection or maintenance of a hoarding or fence.

- (2) Any person served with a notice under the foregoing sub-paragraph may, if aggrieved by the proposal specified in the notice, appeal to a magistrates' court within the period of twenty-eight days beginning with the date of the service of the notice.
- (3) A local authority may proceed with the proposals specified in a notice under sub-paragraph (1) of this paragraph if but only if—
  - (a) none of the persons on whom the notice was served has, within the said period of twenty-eight days, taken steps to implement the proposals himself or instituted an appeal against the proposals to a magistrates' court; or
  - (b) any such steps begun to be taken by any such person within that period are not completed within a reasonable time; or
  - (c) any appeal instituted within that period has been dismissed or abandoned or failed for want of prosecution.
- (4) Any expenses incurred by the local authority in removing any materials from any land in exercise of the powers conferred on them by this paragraph and the cost of selling any materials so removed may be deducted by the authority from the proceeds which they are required by section 276 of the <sup>M8</sup>Public Health Act 1936 to pay to the person to whom the materials belonged.
- (5) The foregoing provisions of this paragraph shall not be construed as prejudicing the powers exercisable by the Greater London Council under section 69 of the <sup>M9</sup>London Building Acts (Amendment) Act 1939, or by the council of an outer London borough under [<sup>F73</sup>section 79 of the Building Act 1984], or by the local planning authority under section 89 of the National Parks and Access to the <sup>M10</sup>Countryside Act 1949.

#### Textual Amendments

- F70** Sch. 11 Pt. II para. 4 substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 9, [Sch. 6 para. 1](#)  
**F73** Words substituted by [Building Act 1984 \(c. 55, SIF 15\)](#), s. 133(1), [Sch. 6 para. 10](#)

#### Marginal Citations

- M8** 1936 c. 49.  
**M9** 1939 c. xcvii.  
**M10** 1949 c. 97.

- 10 Without prejudice to paragraph 24 of Part I of this Schedule, expressions used in this Part of this Schedule and the Public Health Act 1936 have the same meanings in this Part of this Schedule as in that Act.]

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

### Textual Amendments

**F70** Sch. 11 Pt. II para. 4 substituted by Local Government Act 1985 (c. 51, SIF 81:1), s. 9, Sch. 6 para. 1

## SCHEDULE 12

Section 52.

### LICENSING OF PUBLIC ENTERTAINMENTS IN GREATER LONDON ON AND AFTER 1ST APRIL 1965

### Modifications etc. (not altering text)

**C3** Sch. 12 extended by Greater London Council (General Powers) Act 1978 (c. xiii), s. 3  
Sch. 12 modified (20.9.2000) by 2000 c. vii, ss. 1(1), 22, Sch. 1  
Sch. 12: functions of local authority not to be responsibility of an executive of the authority (E.)  
(16.11.2000) by virtue of S.I. 2000/2853, reg. 2(1), Sch. 1

### *Music and dancing licences*

- 1 (1) Subject to sub-paragraph (6) of this paragraph no [<sup>F74</sup>premises in a London borough or the City of London], whether or not licensed for the sale of intoxicating liquor, shall be used for any of the following purposes, that is to say, public dancing or music and any other public entertainment of the like kind, except under and in accordance with the terms of a licence granted under this paragraph by [<sup>F74</sup>the council of that borough or the Common Council, as the case may be, and that council or the Common Council is in this Schedule referred to as “the Council”].
- (2) The Council may grant to any applicant therefor and from time to time renew a licence for the use of any premises specified therein for all or any of the purposes aforesaid on such terms and conditions and subject to such restrictions as may be so specified.
- (3) Subject to the next following sub-paragraph and to paragraph 19(3) of this Schedule, a licence granted under this paragraph shall, unless previously cancelled under paragraph 8 or revoked under paragraph [<sup>F75</sup>9A or 10(4) or (4A)] of this Schedule, remain in force for one year or for such shorter period specified in the licence as the Council may think fit.
- (4) The Council may grant a licence under this paragraph in respect of such one or more particular occasions only as may be specified in the licence, and a licence granted by virtue of this sub-paragraph is hereafter in this Schedule referred to as an [<sup>F76</sup>“occasional licence”].
- (5) Where a licence has been granted under this paragraph to any person, the Council may, if they think fit, transfer that licence to any other person on the application of that other person or the holder of the licence.
- (6) Sub-paragraph (1) of this paragraph shall not apply to the Theatre Royal Drury Lane, the Royal Covent Garden Opera House, the Theatre Royal Haymarket . . . <sup>F77</sup> or to any entertainment lawfully held by virtue of letters patent or licence of the Crown . . . <sup>F78</sup>

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

[<sup>F79</sup>(7) In this paragraph “premises” includes any place.]

#### Textual Amendments

- F74** Words substituted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, [Sch. 8 para. 1\(1\)\(a\)](#)
- F75** Words in [Sch. 12 para. 1\(3\)](#) substituted (1.5.1998) by 1997 c. 49, s. 2(2); S.I. 1998/1009, [art. 2](#) (with [art. 3](#))
- F76** Words in [Sch. 12 para. 1\(4\)](#) substituted (17.12.1996) by 1996 c. IX
- F77** Words repealed by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 49(1), [Sch. 4](#)
- F78** Words repealed by [Theatres Act 1968 \(c. 54\)](#), [Sch. 3](#)
- F79** [Sch. 12 para. 1\(7\)](#) inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 2](#)

#### Modifications etc. (not altering text)

- C4** [Sch. 12 para. 1\(2\)](#): functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of S.I. 2000/2853, [reg. 2\(1\)](#), [Sch. 1](#)

- 2 (1) An applicant for the grant or transfer of a licence under paragraph 1 of this Schedule in respect of any premises shall give to the Council . . . <sup>F80</sup> to the commissioner of police in whose district the premises are situated [<sup>F81</sup>and to the [<sup>F82</sup>London Fire and Emergency Planning Authority] (in this Schedule referred to as “the fire authority”)] not less than twenty-one days’ notice of his intention to make the application and furnish such particulars and give such other notices as the Council may by regulations prescribe.
- (2) An applicant for the renewal of a licence under the said paragraph 1 shall give to the Council [<sup>F83</sup>and the fire authority] twenty-eight days’ notice of his intention to make the application.
- (3) In relation to an application for the grant, renewal or transfer of an occasional music licence, the two foregoing sub-paragraphs shall have effect as if for the reference to twenty-one or, as the case may be, twenty-eight days’ notice there were substituted a reference to fourteen days’ notice and as if the requirement as to notice to the commissioner of police were omitted.

#### Textual Amendments

- F80** Word repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, [Sch. 8 para. 1\(1\)\(b\)](#)
- F81** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, [Sch. 8 para. 1\(1\)\(b\)](#)
- F82** Words in [Sch. 12 para. 2\(1\)](#) substituted (3.7.2000) by 1999 c. 29, s. 328(8), [Sch. 29 Pt. 1 para. 6](#) (with [Sch. 12 para. 9\(1\)](#)); S.I. 2000/1094, [art. 4\(a\)\(h\)](#)
- F83** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, [Sch. 8 para. 1\(1\)\(c\)](#)

- [<sup>F84</sup>2A (1) This paragraph applies where the Council by whom a licence was granted under paragraph 1 of this Schedule in respect of any premises receive a report from the commissioner of police in whose district the premises are situated—
- (a) stating that there is a serious problem relating to the supply or use of controlled drugs at the premises or at any premises nearby which are controlled by the holder of the licence; and
- (b) giving reasons for his view that there is such a problem.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- (2) An application for the renewal or transfer of the licence may be refused by the Council on the ground that they are satisfied that not renewing or transferring it will significantly assist in dealing with the problem.
- (3) The Council shall give the reasons for their refusal of the application to—
  - (a) the holder of the licence; and
  - (b) in the case of an application for the transfer of the licence, the person to whom the licence would have been transferred if the application had been granted.
- (4) A person to whom reasons are given may make representations to the Council; and the Council shall consider any representations within the period of twenty-one days beginning with the day on which they receive them.
- (5) After considering any representations, the Council shall (unless the date of expiry of the licence has passed) either—
  - (a) confirm the refusal of the application; or
  - (b) grant the application.
- (6) The Council shall have regard in exercising their functions under this paragraph to such guidance as may be issued by the Secretary of State.
- (7) In this paragraph “premises” includes any place.]

#### Textual Amendments

**F84** Sch. 12 para. 2A inserted (1.5.1998) by 1997 c. 49, s. 2(3); S.I. 1998/1009, art. 2 (with art. 3)

- 3 The person making an application for the grant, renewal or transfer of a licence under paragraph 1 of this Schedule shall (except where the licence is for an entertainment which in the opinion of the Council is of an educational or other like character or is given for a charitable or other like purpose) on making the application pay to the Council such fee as the Council may fix . . . <sup>F85</sup>

#### Textual Amendments

**F85** Words repealed by Local Government Act 1974 (c. 7), s. 35, Sch. 6 para. 16, Sch. 8

#### Indoor sports licences

- [<sup>F86</sup>3A (1) Subject to sub-paragraphs (2) and (3) below, no premises in a London borough or the City of London shall be used for any entertainment which consists of any sporting event to which the public are invited as spectators (a “sports entertainment”) except under and in accordance with the terms of a licence granted under this paragraph by the Council.
- (2) Sub-paragraph (1) above does not require a licence in respect of any occasion when the sporting event which constitutes the entertainment is not the principal purpose for which the premises are used on that occasion; but this provision does not apply in relation to a sports complex.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- (3) Sub-paragraph (1) above does not apply to a sports entertainment held in a pleasure fair.
- (4) The Council may grant to any applicant, and from time to time renew, a licence for the use of any premises specified in it for any sports entertainment on such terms and conditions and subject to such restrictions as may be so specified.
- (5) Subject to the next following sub-paragraph and to paragraph 19(3) of this Schedule, a licence granted under this paragraph shall, unless previously cancelled under paragraph 8 or revoked under paragraph 10(4) of this Schedule, remain in force for one year or for such shorter period specified in the licence as the Council think fit.
- (6) The Council may grant a licence under this paragraph in respect of such one or more particular occasions only as may be specified in the licence, and a licence granted by virtue of this sub-paragraph is hereafter in this Schedule referred to as an “occasional sports licence”.
- (7) Where a licence has been granted under this paragraph to any person the Council may if they think fit transfer that licence to any other person on the application of that other person or the holder of the licence.
- (8) In this paragraph—
- “premises” means any permanent or temporary building and any tent or inflatable structure and includes a part of a building where the building is a sports complex but does not include a part of any other building;
- “sporting event” means any contest, exhibition or display of any sport;
- “sports complex” means a building—
- (a) which provides accommodation and facilities for both those engaging in sport and spectators, and
  - (b) the parts of which are so arranged that one or more sports can be engaged in simultaneously in different parts of the building; and
- “sport” includes any game in which physical skill is the predominant factor and any form of physical recreation which is also engaged in for purposes of competition or display, except dancing (in any form).]

#### Textual Amendments

**F86** Sch. 12 paras. 3A-3C inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(1)

- [<sup>F87</sup>3B (1) An applicant for the grant, renewal or transfer of a licence under paragraph 3A or the variation of such a licence under paragraph 18 of this Schedule shall, not later than the day the application is made, send a copy of the application to the Commissioner and to the fire authority and, subject to sub-paragraph (2) below, no such application shall be considered by the Council unless the applicant complies with this sub-paragraph.
- (2) Where an application for the grant, renewal, transfer or variation of a licence has been made and the applicant has failed to send a copy of the application in accordance with the requirement of sub-paragraph (1) above the Council may, in such cases as they think fit and after duly consulting with the party who was not supplied with a copy of the said application, waive such a requirement.



*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- (3) In considering any such application the Council shall have regard to any observations submitted to them by the Commissioner and the fire authority within twenty-eight days of the making of the application and may have regard to any observation submitted by them thereafter.
- (4) An applicant for any such grant, renewal, transfer or variation of a licence shall furnish such particulars and give such other notices, including the public advertisement of the application, as the Council may by regulation prescribe.
- (5) Regulations under sub-paragraph (4) above may prescribe the procedure for determining applications.]

**Textual Amendments**

**F87** Sch. 12 para. 3B substituted (17.12.1996) by 1996 c. IX, ss. 1(1), 20(3)

[<sup>F88</sup>3C The person making an application for the grant, renewal or transfer of a licence under paragraph 3A of this Schedule shall on making the application pay to the Council such fee as the Council may fix.]

**Textual Amendments**

**F88** Sch. 12 paras. 3A-3C inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(1)

*Boxing and wrestling licences*

- 4 (1) This paragraph shall apply to any boxing or wrestling entertainment (that is to say, any public contest, exhibition or display of boxing or, as the case may be, wrestling) which is provided [<sup>F89</sup>wholly or mainly in the open air] in Greater London other than such an entertainment provided—
  - (a) by a travelling showman at a pleasure fair;
  - (b) .....<sup>F90</sup>
  - (c) by members of the Boy Scouts' Association or of any organisation constituted by the Boy Scouts' Association in pursuance of their charter;
  - (d) by any school; or
  - (e) by a bona fide association, club, hospital or society not carried on for profit.
- (2) A boxing or wrestling entertainment to which this paragraph applies shall not be given elsewhere than at premises licensed for the purpose in accordance with the provisions of this paragraph and in accordance with the terms of that licence.
- (3) The Council may grant to any applicant therefor and from time to time renew a licence to use any premises specified therein for the purpose of a boxing or wrestling entertainment on such terms and conditions and subject to such restrictions as may be so specified.
- (4) Subject to the next following sub-paragraph and to paragraph 19 (3) of this Schedule, a licence granted under this paragraph shall, unless previously cancelled under paragraph 8 or revoked under paragraph 10 (4) of this Schedule, remain in force for

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

one year or for such shorter period specified in the licence as the Council may think fit.

- (5) The Council may grant a licence under this paragraph in respect of such one or more particular occasions only as may be specified in the licence, and a licence granted by virtue of this sub-paragraph is hereafter in this Schedule referred to as an [F91“occasional outdoor boxing or wrestling licence”].
- (6) Where a licence has been granted under this paragraph to any person, the Council may if they think fit transfer that licence to any other person on the application of that other person or the holder of the licence.

[F92(7) In this paragraph “premises” includes any place.]

#### Textual Amendments

- F89** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 3(a)**
- F90** [Sch. 12 para. 4\(1\)\(b\)](#) repealed by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), ss. 42(2), 49(1), [Sch. 3 para. 3\(a\)](#), **Sch. 4**
- F91** Words substituted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 3(b)**
- F92** [Sch. 12 para. 4\(7\)](#) inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 3(c)**

- [F935 (1) An applicant for the grant, renewal, transfer or variation of a licence under paragraph 4 or the variation of such a licence under paragraph 18 of this Schedule shall not later than the day the application is made send a copy of the application to the Commissioner and to the fire authority and, subject to sub-paragraph (2) below, no such application shall be considered by the Council unless the applicant complies with this sub-paragraph.
- (2) Where an application for the grant, renewal, transfer or variation of a licence has been made and the applicant has failed to send a copy of the application in accordance with the requirement of sub-paragraph (1) above the Council may, in such cases as they think fit and after duly consulting with the party who was not supplied with a copy of the said application, waive such a requirement.
- (3) In considering any such application the Council shall have regard to any observations submitted to them by the Commissioner and the fire authority within twenty-eight days of the making of the application and may have regard to any observation submitted by them thereafter.
- (4) An applicant for any such grant, renewal, transfer or variation of a licence shall furnish such particulars and give such other notices, including the public advertisement of the application, as the Council may by regulation prescribe.
- (5) Regulations under sub-paragraph (4) above may prescribe the procedure for determining applications.]

#### Textual Amendments

- F93** [Sch. 12 para. 5](#) substituted (17.12.1996) by 1996 c. IX, ss. 1(1), 20(4)

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- 6 The person making an application for the grant, renewal or transfer of a licence under paragraph 4 of this Schedule shall on making the application pay to the Council such fee as the Council may fix . . . <sup>F94</sup>

**Textual Amendments**

**F94** Words repealed by [Local Government Act 1974 \(c. 7\), s. 35, Sch. 6 para. 16, Sch. 8](#)

- [<sup>F95</sup>6A Where, before the date of expiry of a licence granted under paragraph 1 [<sup>F96</sup>, 3A]] or 4 of this Schedule, an application has been made for the renewal of that licence, the licence shall be deemed to remain in force notwithstanding that the date of expiry of the licence has passed, until the determination of the application by the Council or until the withdrawal of the application.

**Textual Amendments**

**F95** [Sch. 12 paras. 6A, 6B](#) inserted by [Greater London Council \(General Powers\) Act 1978 \(c. xiii\), s. 4](#)

**F96** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\), s. 42\(2\), Sch. 3 para. 5](#)

- [<sup>F97</sup>6B Where, before the date of expiry of a licence granted under paragraph 1 [<sup>F98</sup>, 3A]] or 4 of this Schedule, an application has been made for the transfer of that licence, the licence shall be deemed to remain in force (with any necessary modifications) notwithstanding that the date of expiry of the licence has passed or that the applicant for such transfer is carrying on at the premises in respect of which the licence was granted the functions to which the licence relates, until the determination of the application by the Council or the withdrawal of the application.

**Textual Amendments**

**F97** [Sch. 12 paras. 6A, 6B](#) inserted by [Greater London Council \(General Powers\) Act 1978 \(c. xiii\), s. 4](#)

**F98** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\), s. 42\(2\), Sch. 3 para. 5](#)

*Transmission and cancellation of licences*

- 7 In the event of the death of the holder of a licence granted under paragraph 1 [<sup>F99</sup>, 3A] or 4 of this Schedule, then, until a legal personal representative of the deceased holder has been duly constituted, the person carrying on at the premises in respect of which the licence was granted the functions to which the licence relates shall be deemed to be the holder of the licence unless and until it is transferred to some other person.

**Textual Amendments**

**F99** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\), s. 42\(2\), Sch. 3 para. 6](#)

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- 8 The Council upon receiving from the holder of a licence under paragraph 1 [<sup>F100</sup>, 3A] or 4 of this Schedule which is for the time being in force a written request in that behalf accompanied by the licence may cancel the licence.

**Textual Amendments**

**F100** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 6](#)

*Power to impose general terms, conditions and restrictions by regulations*

- 9 (1) Subject to the provisions of this Schedule, the Council may make regulations prescribing generally the terms, conditions and restrictions on and subject to which licences under paragraph 1 [<sup>F101</sup>, 3A] or 4 of this Schedule may be granted, renewed or transferred and, where any such regulations are made, then, without prejudice to the power of the Council to grant a licence on any special terms or conditions or subject to any special restrictions, every such licence shall be deemed to be granted subject to the regulations.
- (2) Prima facie evidence of any regulations under this paragraph may be given in any legal proceedings by the production of a copy purporting to be certified as a true copy by the clerk to the Council or some other officer of the Council authorised to give a certificate for the purposes of this paragraph, and no proof shall be required of the handwriting or official position or authority of any person giving such a certificate.

**Textual Amendments**

**F101** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 7](#)

**Modifications etc. (not altering text)**

**C5** [Sch. 12 para. 9](#): functions of local authority not to be responsibility of an executive of the authority (E.) (16.11.2000) by virtue of [S.I. 2000/2853](#), reg. 2(1), [Sch. 1](#)

*Enforcement of paragraphs 1 to 9*

- [<sup>F102</sup>9A(1) This paragraph applies where the Council by whom a licence was granted under paragraph 1 of this Schedule in respect of any premises receive a report from the commissioner of police in whose district the premises are situated—
- (a) stating that there is a serious problem relating to the supply or use of controlled drugs at the premises or at any premises nearby which are controlled by the holder of the licence; and
  - (b) giving reasons for his view that there is such a problem.
- (2) The Council may—
- (a) revoke the licence; or
  - (b) impose terms, conditions or restrictions on or subject to which it is to be held, on the ground that they are satisfied that to do so will significantly assist in dealing with the problem.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- (3) The Council shall give the reasons for their revocation of the licence, or the imposition of the terms, conditions or restrictions, to the holder of the licence who may make representations to the Council; and the Council shall consider any representations within the period of twenty-one days beginning with the day on which they receive them.
- (4) After considering any representations, the Council shall (unless the date of expiry of the licence has passed) either—
- (a) confirm that the licence remains revoked or continues to have effect on or subject to the terms, conditions or restrictions which have been imposed; or
  - (b) reinstate the licence or determine that it has effect free of those terms, conditions or restrictions.
- (5) The Council shall have regard in exercising their functions under this paragraph to such guidance as may be issued by the Secretary of State.
- (6) In this paragraph “premises” includes any place.]

#### Textual Amendments

**F102** Sch. 12 para. 9A inserted (1.5.1998) by 1997 c. 49, s. 2(4); S.I. 1998/1009, art. 2 (with art. 3)

- 10 (1) If at any premises any entertainment in respect of which a licence is required under paragraph 1 [<sup>F103</sup>, 3A] or 4 of this Schedule is provided without such a licence being held in respect thereof, then—
- (a) any person concerned in the organisation or management of that entertainment; and
  - (b) any other person who, knowing or having reasonable cause to suspect that such an entertainment would be so provided at those premises—
    - (i) allowed the premises to be used for the provision of that entertainment; or
    - (ii) let the premises, or otherwise made the premises available, to any person by whom an offence in connection with the entertainment has been committed,
 shall be guilty of an offence.
- [<sup>F104</sup>(2) Subject to paragraph 11 of this Schedule, if—
- (a) any person is the holder of a licence granted under the said paragraph 1 [<sup>F105</sup>, 3A] or 4, under section 21 (Licensing of public exhibitions, etc.) of the Greater London Council (General Powers) Act 1966 or under section 5 (Licensing of entertainments booking offices) of the Greater London Council (General Powers) Act 1978 in respect of any premises which have been used in contravention of any term, condition or restriction on or subject to which the licence is held; or
  - (b) any other person who, knowing or having reasonable cause to suspect that the premises would be so used—
    - (i) allowed the premises to be so used; or
    - (ii) let the premises, or otherwise made the premises available, to any person who so used the premises;
 he shall be guilty of an offence in respect of the contravention of each such term, condition or restriction.]

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- [<sup>F106</sup>(3) Any person guilty of an offence under sub-paragraph (1) or (2) of this paragraph shall be liable on summary conviction
- (a) in the case of an offence to which sub-paragraph (3A) of this paragraph applies, to a fine not exceeding £20,000 or to imprisonment for a term not exceeding six months or to both;
  - (b) in any other case, to a fine not exceeding level 5 on the standard scale or to imprisonment for a term not exceeding three months or to both.
- (3A) This sub-paragraph applies to
- (a) any offence under sub-paragraph (1) of this paragraph where the entertainment provided is entertainment in respect of which a licence is required under paragraph 1 of this Schedule; and
  - (b) any offence under sub-paragraph (2) of this paragraph where the licence held is a licence granted under that paragraph and the term, condition or restriction which is contravened imposes a limit on the number of persons who may be present at the entertainment,
- but excluding (in each case) any offence which would not be an offence if section 3 of the <sup>M11</sup>Greater London Council (General Powers) Act 1978 (premises used for public entertainment consisting wholly or partly of human posing deemed to be premises used for public dancing) had not been enacted.]
- (4) If the holder of a licence under the said paragraph 1 [<sup>F107</sup>, 3A] or 4 is convicted by virtue of sub-paragraph (2) (a) of this paragraph, then, subject to paragraph 19 of this Schedule, the Council may revoke the licence.
- [<sup>F108</sup>(4A) Where a person is convicted by a court of an offence under sub-paragraph (2) of this paragraph in relation to a licence granted under paragraph 1 of this Schedule in respect of any premises, the court may revoke the licence if satisfied that—
- (a) there is a serious problem relating to the supply or use of controlled drugs at the premises or at any premises nearby which are controlled by the holder of the licence; and
  - (b) it will significantly assist in dealing with the problem to revoke the licence.
- <sup>F108</sup>(4B) The standard of proof for the purposes of sub-paragraph (4A) of this paragraph is that applicable in civil proceedings and in that sub-paragraph “premises” includes any place.]
- [<sup>F109</sup>(5) Where an offence under sub-paragraph (1) or (2) of this paragraph committed by a body corporate is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other officer of the body corporate, or any person who was purporting to act in any such capacity, he as well as the body corporate shall be guilty of that offence and shall be liable to be proceeded against and punished accordingly.
- (6) Where the affairs of a body corporate are managed by its members, sub-paragraph (5) above shall apply in relation to the acts and defaults of a member in connection with his functions of management as if he were a director of the body corporate.]

#### Textual Amendments

**F103** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 8](#)

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- F104** Sch. 12 para. 10(2) substituted by Greater London Council (General Powers) Act 1979 (c. xxii), s. 3(a)
- F105** Words inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(2), **Sch. 3 para. 8**
- F106** Sch. 12 para. 10(3)(3A) substituted by Entertainments (Increased Penalties) Act 1990 (c. 20, SIF 45A), s. 1(1)
- F107** Words inserted by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), s. 42(2), **Sch. 3 para. 8**
- F108** Sch. 12 para. 10(4A)(4B) inserted (1.5.1998) by 1997 c. 49, s. 2(5); S.I. 1998/1009, art. 2 (with art. 3)
- F109** Sch. 12 para. 10(5)(6) inserted by Greater London Council (General Powers) Act 1984 (c. xxvii), s. 4(3)

#### Marginal Citations

**M11** 1978 c.xiii.

- 11 Where, in the case of any premises in respect of which a licence under paragraph 1 of this Schedule is for the time being in force, a special order of exemption on any special occasion has been granted in respect of those premises under section 107 of the <sup>M12</sup>Licensing Act 1953, no person shall be guilty of an offence under paragraph 10 (2) of this Schedule by reason only of those premises being kept open on that special occasion for any of the purposes authorised by the licence after the latest hour so authorised by not later than the hour specified in that special order as the hour for closing.

#### Marginal Citations

**M12** 1953 c. 46.

- [<sup>F110</sup>11(A)] Sub-paragraph (2) below applies where—
- (a) a licence under paragraph 1 of this Schedule is for the time being in force in respect of any premises, and
  - (b) the Special Occasions licensing hours are (subject to any Special Occasions restriction order) added to the permitted hours in the premises.
- (2) No person shall be guilty of an offence under paragraph 10(2) of this Schedule by reason only of the premises being kept open on New Year’s Eve for any of the purposes authorised by the licence after the latest hour so authorised.
- (3) For the purposes of paragraph (2) above, “New Year’s Eve”—
- (a) does not include any time specified in a Special Occasions restriction order as not to be added to the permitted hours, but
  - (b) otherwise, includes any period immediately following New Year’s Eve during which the Special Occasions licensing hours continue.
- (4) Where, by virtue of a Special Occasions restriction order, the permitted hours together with any of the Special Occasions licensing hours to be added to them end at different times in different parts of the premises, each part shall be treated as separate premises for the purposes of this paragraph.
- (5) In this paragraph expressions used in the Regulatory Reform (Special Occasions Licensing) Order 2001 shall have the same meaning as in that Order.]

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

### Textual Amendments

**F110** Sch. 12 para. 11A inserted (21.12.2002) by [The Regulatory Reform \(Special Occasions Licensing\) Order 2002 \(S.I. 2002/3205\)](#), **art. 3**

- 12 (1) A police constable or any person appointed for the purpose by the Council [<sup>F111</sup>or the fire authority] may at all reasonable times enter any premises in respect of which a licence under paragraph 1 [<sup>F112</sup>, 3A] or 4 of this Schedule is for the time being in force at which he has reason to believe that an entertainment to which [<sup>F113</sup>any] of those paragraphs applies is being or is about to be given with a view to seeing whether the provisions of this Schedule applicable to that entertainment and the terms, conditions or restrictions on or subject to which the licence is held are complied with.
- (2) A police constable or any person appointed as aforesaid may, if authorised in that behalf by a warrant granted by a justice of the peace, enter any premises in respect of which he has reason to suspect that an offence under this Schedule is being committed.
- (3) Any person who refuses to permit any such constable or person to enter or inspect any premises in accordance with the provisions of this paragraph shall for every such refusal be liable on summary conviction to a fine not exceeding [<sup>F114</sup>level 3 on the standard scale].

### Textual Amendments

- F111** Words inserted by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 16, **Sch. 8 para. 1(1)(f)**
- F112** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 9**
- F113** Word substituted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 9**
- F114** Words substituted by virtue of [Local Government \(Miscellaneous Provisions\) Act 1982 \(c. 30, SIF 81:1\)](#), s. 1(8)(b) and [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), s. 46

### Modifications etc. (not altering text)

**C6** Sch. 12 para. 12(1) applied (with modifications) (13.7.2004) by [London Local Authorities Act 2004 \(c. i\)](#), ss. 1(1), **21(1)**

- [<sup>F115</sup>12A The provisions of paragraphs 12B and 12C of this Schedule shall have effect in Greater London other than in the outer London boroughs.]

### Textual Amendments

**F115** Sch. 12 paras. 12A-12C inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\)](#), s. 4(1)

- [<sup>F116</sup>12B] Subject to sub-paragraph (2) of this paragraph, the court by or before which a person is convicted of an offence under sub-paragraph (1) or (2) of paragraph 10 of this Schedule may order any thing produced to the court, and shown to the satisfaction of the court to relate to the offence, to be forfeited and dealt with in such manner as the court may order.
- (2) The court shall not order any thing to be forfeited under the foregoing sub-paragraph where a person claiming to be the owner of or otherwise interested in it applies to be



*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

heard by the court, unless an opportunity has been given to him to show cause why the order should not be made.]

**Textual Amendments**

**F116** Sch. 12 paras. 12A-12C inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\), s. 4\(1\)](#)

[<sup>F117</sup>12C A constable or any person appointed for the purpose by the Council who enters any premises under the authority of a warrant granted under sub-paragraph (2) of paragraph 12 of this Schedule may seize and remove any apparatus or equipment or other thing whatsoever found on the premises which he has reasonable cause to believe may be liable to be forfeited under paragraph 12B of this Schedule.]

**Textual Amendments**

**F117** Sch. 12 paras. 12A-12C inserted by [Greater London Council \(General Powers\) Act 1984 \(c. xxvii\), s. 4\(1\)](#)

13—16. . . . . <sup>F118</sup>

**Textual Amendments**

**F118** Sch. 12 paras. 13–16, 19(1)(a)(ii) repealed by [Theatres Act 1968 \(c. 54\), Sch. 3](#)

*Provisional grant of licences*

- 17 (1) Where application is made to the Council for the grant of a licence under . . . <sup>F119</sup>, . . . <sup>F120</sup> paragraph 1 [<sup>F121</sup>, 3A] or 4 of this Schedule in respect of premises which are to be, or are in the course of being, constructed, extended or altered and the Council are satisfied that the premises would, if completed in accordance with plans deposited in accordance with the requirements of the Council, be such that the Council would grant the licence, the Council may grant the licence subject to a condition that it shall be of no effect until confirmed by the Council.
- (2) The Council shall confirm any licence granted by virtue of the foregoing sub-paragraph if and when they are satisfied that the premises have been completed in accordance with the plans aforesaid, or in accordance with those plans as modified with the approval of the Council, and that the licence is held by a fit and proper person.

**Textual Amendments**

**F119** Words repealed by [Theatres Act 1968 \(c. 54\), Sch. 3](#)

**F120** Words repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\), s. 24\(2\), Sch. 3](#)

**F121** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\), s. 42\(2\), Sch. 3 para. 10](#)

*Variation of licences*

- 18 The holder of a licence in respect of any premises—  
(a) granted under paragraph 1 [<sup>F122</sup>, 3A] or 4 of this Schedule or,

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

(b) ..... <sup>F123</sup>

**Textual Amendments**

**F122** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 11**

**F123** [Sch. 12 para. 18\(b\)](#) repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\)](#), ss. 24(2), Sch. 3

[<sup>F124</sup>18A The person making an application for the variation of a licence under paragraph 18 of this Schedule shall on making the application pay to the Council such reasonable fee as the Council may fix.]

**Textual Amendments**

**F124** [Sch. 12 para. 18A](#) inserted by [Greater London Council \(General Powers\) Act 1986 \(c. iv\)](#), **Pt. II s. 3**

*Appeals*

19 (1) Any of the following persons, that is to say—

(a) an applicant for—

(i) the grant, renewal or transfer of a licence in respect of any premises under paragraph 1 [<sup>F125</sup>, 3A] or 4 of this Schedule; or

(ii) ..... <sup>F126</sup>

(iii) the variation of the terms, conditions or restrictions on or subject to which any such licence as aforesaid is held,

whose application is refused;

(b) the holder of any such licence as aforesaid whose licence is revoked by the Council or who is aggrieved by any term, condition or restriction on or subject to which the licence is held,

may at any time before the expiration of the [<sup>F127</sup>relevant period] appeal to a magistrates' court acting for the petty sessions area in which the premises are situated; and the court may make such order as it thinks fit and, subject to [<sup>F127</sup>sub-paragraph (2) of this paragraph], that order shall be binding on the Council.

[<sup>F128</sup>(1A) In this paragraph “relevant period” means the period of twenty-one days beginning with the date when the person in question is notified of—

(a) the refusal of his application;

(b) the revocation of his licence; or

(c) the imposition of the term, condition or restriction by which he is aggrieved;

but in a case where a decision is made under paragraph 2A(5) or 9A(4) of this Schedule means the date on which the person in question is notified of the decision.]

(2) Any person aggrieved by the order of a magistrates' court [<sup>F129</sup>under sub-paragraph (1) of this paragraph or under paragraph 10(4A) of this Schedule] may appeal therefrom to a court of quarter sessions.

(3) Where any such licence as aforesaid is revoked under paragraph 10 (4) <sup>F130</sup>... of this Schedule or an application for the renewal of a licence under the said paragraph 1

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

[<sup>F125</sup>, 3A] or 4 is [<sup>F131</sup>refused otherwise than on the ground specified in paragraph 2A(2) of this Schedule] the licence shall be deemed to remain in force—

- (a) during any period within which an appeal under this paragraph may be brought and, if such an appeal is brought within the relevant period, until the determination or abandonment of the appeal; and
- (b) where such an appeal relating to such a refusal as aforesaid is successful and no further such appeal is available, until the licence is renewed by the Council.

[<sup>F132</sup>(3A) A court which revokes a licence under paragraph 10(4A) of this Schedule may, if in the particular circumstances it would be unfair not to do so, order that the licence shall remain in force—

- (a) during the period within which an appeal against the revocation may be brought; and
- (b) if such an appeal is duly brought, until the determination or abandonment of the appeal.]

(4) In the case of an appeal in relation to an application of which, in accordance with paragraph 2 (1) [<sup>F133</sup>, 3B(1)] or 5 (1) of this Schedule, notice was required to be given to a commissioner of police, notice of that appeal shall be given to that commissioner as well as to any other person to whom it is required to be given apart from this subparagraph.

(5) ..... <sup>F134</sup>

#### Textual Amendments

- F125** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), **Sch. 3 para. 12(a)**
- F126** [Sch. 12 paras. 13–16, 19\(1\)\(a\)\(ii\)](#) repealed by [Theatres Act 1968 \(c. 54\)](#), **Sch. 3**
- F127** Words in [Sch. 12 para. 19\(1\)](#) substituted (1.5.1998) by [1997 c. 49, s. 2\(6\)\(a\)](#); S.I. 1998/1009, **art. 2** (with [art. 3](#))
- F128** [Sch. 12 para. 19\(1A\)](#) inserted (1.5.1998) by [1997 c. 49, s. 2\(6\)\(b\)](#); S.I. 1998/1009, **art. 2** (with [art. 3](#))
- F129** Words in [Sch. 12 para. 19\(2\)](#) substituted (1.5.1998) by [1997 c. 49, s. 2\(6\)\(c\)](#); S.I. 1998/1009, **art. 2** (with [art. 3](#))
- F130** Words in [Sch. 12 para. 19\(3\)](#) omitted (1.5.1998) by virtue of [1997 c. 49, s. 2\(6\)\(d\)](#); S.I. 1998/1009, **art. 2** (with [art. 3](#))
- F131** Words in [Sch. 12 para. 19\(3\)](#) substituted (1.5.1998) by [1997 c. 49, s. 2\(6\)\(d\)](#); S.I. 1998/1009, **art. 2** (with [art. 3](#))
- F132** [Sch. 12 para. 19\(3A\)](#) inserted (1.5.1998) by [1997 c. 49, s. 2\(6\)\(e\)](#); S.I. 1998/1009, **art. 2** (with [art. 3](#))
- F133** Words inserted by [Fire Safety and Safety of Places of Sport Act 1987 \(c. 27, SIF 81:1\)](#), s. 42(2), [Sch. 3 para. 12\(b\)](#)
- F134** [Sch. 12 para. 19\(5\)](#) repealed by [Cinemas Act 1985 \(c. 13, SIF 45A\)](#), ss. 24(2), **Sch. 3**

#### Modifications etc. (not altering text)

- C7** [Sch. 12 para. 19\(2\)](#) amended with the substitution of a reference to the Crown Court for the reference to a court of quarter sessions by [Courts Act 1971 \(c. 23\)](#), s. 56(2), **Sch. 9 Pt. I**

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

*[<sup>F135</sup> Interpretation]*

**Textual Amendments**

**F135** Cross-heading for Sch. 12 para. 19A inserted (1.5.1998) by 1997 c. 49, s. 2(7); S.I. 1998/1009, art. 2 (with art. 3)

[<sup>F136</sup>19A In this Schedule “controlled drugs” has the same meaning as in the <sup>M13</sup>Misuse of Drugs Act 1971.]

**Textual Amendments**

**F136** Sch. 12 para. 19A inserted (1.5.1998) by 1997 c. 49, s. 2(7); S.I. 1998/1009, art. 2 (with art. 3)

**Marginal Citations**

**M13** 1971 c. 38.

20 ..... <sup>F137</sup>

**Textual Amendments**

**F137** Sch. 12 para. 20 repealed by Fire Safety and Safety of Places of Sport Act 1987 (c. 27, SIF 81:1), ss. 42(2), 49(1), Sch. 3 para. 13, Sch. 4

SCHEDULE 13

**PART I**

1 ..... <sup>F138</sup>

**Textual Amendments**

**F138** Sch. 13 Pt. I para. 1 repealed by Animal Health Act 1981 (c. 22, SIF 4:4), s. 96(2), Sch. 6

**PART II**

2—5. .... <sup>F139</sup>

**Textual Amendments**

**F139** Sch. 13 Pt. II repealed by Food Act 1984 (c. 30, SIF 53:1), s. 134, Sch. 11

*Status:* Point in time view as at 26/04/2005.

*Changes to legislation:* There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)

**PART III**

6 ..... F140

**Textual Amendments**

F140 Sch. 13 Pt. III para. 6 repealed by Slaughterhouses Act 1974 (c. 3), s. 47(2), Sch. 6

SCHEDULE 14

Section 62.

FUNCTIONS AS FROM 1ST APRIL 1965 WITH RESPECT TO LAND DRAINAGE, FLOOD PREVENTION, ETC.

1—9. .... F141

**Textual Amendments**

F141 Sch. 14 (except para. 10) repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), s. 117(3), Sch. 8

F142 10 .....

**Textual Amendments**

F142 Sch. 14 para. 10 repealed (1.12.1991) by Water Consolidation (Consequential Provisions) Act 1991 (c. 60, SIF 130), ss. 3(1), 4(2), Sch.3 Pt. I (with Sch. 2 paras. 10, 14(1), 15)

11—16. .... F143

**Textual Amendments**

F143 Sch. 14 (except para. 10) repealed by Land Drainage Act 1976 (c. 70, SIF 73:1), s. 117(3), Sch. 8

SCHEDULE 15

Sections 44 and 63.

MODIFICATIONS AS FROM 1ST APRIL 1965 OF RATING AND VALUATION ENACTMENTS

**PART I**

THE <sup>M14</sup>RATING AND VALUATION ACT 1925

**Marginal Citations**

M14 1925 c. 90.

1—4. .... F144

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F144** Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

5 (1) Section 9 (1) shall not apply to Greater London.

(2) ..... **F145**

**Textual Amendments**

**F145** Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

6 Section 10 (1) and (2) shall not apply to the City or the Temples.

7–9. .... **F146**

**Textual Amendments**

**F146** Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

10 Section 54 (1) shall not apply to the City or the Temples, but—

- (a) the accounts of the Common Council so far as they relate to the poor rate levied in the City; and
- (b) the accounts of the Sub-Treasurer of the Inner Temple or the Under-Treasurer of the Middle Temple so far as they relate to any rate in the nature of a general rate levied in the Inner Temple or the Middle Temple, as the case may be,

shall be subject to audit by a district auditor under Part X of the <sup>M15</sup>Local Government Act 1933.

**Marginal Citations**

**M15** 1933 c. 51.

11–13. .... **F147**

**Textual Amendments**

**F147** Sch. 15 Pt. I paras. 1–4, 5(2)–(4), 7–9, 11–13 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

**PART II**

14, 15. .... **F148**

**Textual Amendments**

**F148** Sch. 15 Pt. II and Pt. III paras. 16, 17 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

### PART III

16, 17. . . . . F149

#### Textual Amendments

F149 Sch. 15 Pt. II and Pt. III paras. 16, 17 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

<sup>x3</sup>18 In section, 117 (8) of the Local Government Act 1929, for the words from “county borough” onwards there shall be substituted the words “rating area in which that parish or other area is situated, to be credited to that parish or other area”.

#### Editorial Information

X3 The text of Sch. 15 Pt. III paras. 18, 21 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

19, 20. . . . . F150

#### Textual Amendments

F150 Sch. 15 Pt. III paras. 19, 20 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

<sup>x4</sup>21 In section 144(1) of the said Act of 1948, in the definition of “local authority”, for the words “metropolitan borough” there shall be substituted the words “London borough”.

#### Editorial Information

X4 The text of Sch. 15 Pt. III paras. 18, 21 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

22—26. . . . . F151

#### Textual Amendments

F151 Sch. 15 Pt. III paras. 22—26 repealed by [General Rate Act 1967 \(c. 9\)](#), [Sch. 14 Pt. I](#)

### SCHEDULE 16

. . . . . F152

#### Textual Amendments

F152 Sch. 16 repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

## SCHEDULE 17

### MISCELLANEOUS MODIFICATIONS OF ENACTMENTS AS FROM 1ST APRIL 1965

F153 1 .....

**Textual Amendments**  
**F153** Sch. 17 para. 1 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XV Group1.

2 The <sup>M16</sup>Local Government Act 1888 shall have effect subject to the following modifications, that is to say—

(a) section 20(3) shall apply—

(i) to the Greater London Council and Greater London; and

(ii) to the council of a London borough and their borough; and

(iii) to the Common Council and [<sup>F154</sup>the City and the Temples],

as it applies to a county council and their county; and any sums received by the Greater London Council by virtue of an Order under section 20 (3) by way of the proceeds of local taxation licence duties shall be applicable to general London purposes;

(b) any powers, duties or liabilities within the City which immediately before 1st April 1965 were by virtue of section 41 (1)(b) powers, duties or liabilities of the London county council shall become powers, duties or liabilities of the Common Council.

**Textual Amendments**  
**F154** Words substituted by S.I. 1971/1732

**Marginal Citations**  
**M16** 1888 c. 41.

3 ..... F155

**Textual Amendments**  
**F155** Sch. 17 para. 3 repealed by Telecommunications Act 1984 (c. 12, SIF 96), ss. 109, 110, Sch. 7 Pt. I

<sup>x54</sup> In the Canals Protection (London) Act 1898, in section 7, for the words “the administrative county of London” there shall be substituted the words “Greater London”.

**Editorial Information**  
**X5** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

5 ..... F156



*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Textual Amendments**

**F156** Sch. 17 para. 5 repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

- <sup>x6</sup>6 In the Local Government Act 1929, in section 115 (7)—
- (a) for the words “the county of London” there shall be substituted the words “Greater London”;
  - (b) for the words “metropolitan borough” in both places where “they” occur there shall be substituted the words “London borough”.

**Editorial Information**

**X6** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

7 ..... **F157**

**Textual Amendments**

**F157** Sch. 17 para. 7 repealed by [Transport \(London\) Act 1969 \(c. 35\)](#), **Sch. 6**

8 ..... **F158**

**Textual Amendments**

**F158** Sch. 17 para. 8 repealed by [Acquisition of Land Act 1981 \(c. 67, SIF 28:1\)](#), s. 34(3), **Sch. 6 Pt. I**

- <sup>x7</sup>9 In the Civic Restaurants Act 1947—
- (a) for section I (1) (a) there shall be substituted—
    - “(a) in Greater London, the council of a London borough or the Common Council of the City of London;”
  - (b) ..... **F159**

**Editorial Information**

**X7** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Textual Amendments**

**F159** Sch. 17 para. 9(b) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

- <sup>x8</sup>10 In section I (1) of the Prevention of Damage by Pests Act 1949—
- (a) for the words “metropolitan boroughs” there shall be substituted the words “London boroughs”;
  - (b) in paragraph (b) of the proviso, after the word “county” there shall be inserted the words “or in the Greater London Council”.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Editorial Information**

**X8** The text of Sch. 17 paras. 1, 4, 6, 9(a), 10, 11, and 15 is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**F160** 11 .....

**Textual Amendments**

**F160** Sch. 17 para. 11 repealed (6.1.1997) by S.I. 1996/3097, arts. 1, 3(1)(a)

12 ..... **F161**

**Textual Amendments**

**F161** Sch. 17 para. 12 repealed by Port of London Act 1964 (c. xxxvi), s. 16, Sch. 1 Pt. II

13 ..... **F162**

**Textual Amendments**

**F162** Sch. 17 para. 13 repealed by Local Government Act 1972 (c. 70), Sch. 30

14 ..... **F163**

**Textual Amendments**

**F163** Sch. 17 para. 14 repealed by Licensing Act 1964 (c. 26), Sch. 15

**F164** 15 .....

**Textual Amendments**

**F164** Sch. 17 para. 15 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. X Group1.

16 ..... **F165**

**Textual Amendments**

**F165** Sch. 17 para. 16 repealed by Rent Act 1968 (c. 23), s. 117(5), Sch. 17

17 ..... **F166**

**Textual Amendments**

**F166** Sch. 17 paras. 17, 18(a)(b) repealed by Local Government Act 1972 (c. 70), Sch. 30

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

- 18 (a) ..... F167
- (c) ..... F168

**Textual Amendments**

**F167** Sch. 17 paras. 17, 18(a)(b) repealed by Local Government Act 1972 (c. 70), Sch. 30

**F168** Sch. 17 para. 18(c) repealed by Children and Young Persons Act 1969 (c. 54), s. 72(4), Sch. 6

- 19 ..... F169

**Textual Amendments**

**F169** Sch. 17 para. 19 repealed by Rent Act 1968 (c. 23), s. 117(5), Sch. 17

- 20 In the <sup>M17</sup>Town and Country Planning Act 1959—
  - (a) the Greater London Council and the London borough councils shall be included among the authorities to whom Part II of that Act applies;
  - (b) ..... F170

**Textual Amendments**

**F170** Sch. 17 para. 20(b) repealed by Statute Law (Repeals) Act 1989 (c. 43), s. 1(1), Sch. 1 Pt. VII

**Marginal Citations**

**M17** 1959 c. 53.

- 21 (1) In the <sup>M18</sup>Caravan Sites and Control of Development Act 1960—
  - (a) Part I shall extend to the whole of Greater London;
  - <sup>X9</sup>(b) in section 29 (1), in the definition of “local authority”, after the word “district” there shall be inserted the words “the Common Council of the City of London”.

F171(2) .....

F171(3) .....

F171(4) .....

F171(5) .....

**Editorial Information**

**X9** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Textual Amendments**

**F171** Sch. 17 para. 21(2)-(5) repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. XIII Group 1.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Marginal Citations**

**M18** 1960 c. 62.

<sup>F172</sup>22 .....

**Textual Amendments**

**F172** Sch. 17 para. 22 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. X Group1.

23 ..... <sup>F173</sup>

**Textual Amendments**

**F173** Sch. 17 para. 23 repealed by Local Government Act 1972 (c. 70), Sch. 30

24 ..... <sup>F174</sup>

**Textual Amendments**

**F174** Sch. 17 para. 24 repealed by Licensing Act 1964 (c. 26), Sch. 15

<sup>x10</sup>25     In the Trustee Investments Act 1961—

- (a)     in section 11(4)(a), after the word “London” there shall be inserted the words “the Greater London Council” ; and
- (b)     in paragraph 4 of Part IV of Schedule 1, in the definition of “local authority”, after the word “London” there shall be inserted the words “the Greater London Council”.

**Editorial Information**

**X10** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

<sup>F175</sup>26 .....

**Textual Amendments**

**F175** Sch. 17 para. 26 repealed (5.11.1993) by 1993 c. 50, s. 1(1), Sch. 1 Pt. X Group1.

27     In the Local Government (Records) Act 1962—

- (a)     ..... <sup>F176</sup>
- <sup>x11</sup>(b)    in section 8 (1), in the definition of “local authority”, for the words “metropolitan borough” there shall be substituted the words “London borough” and after the words “county district” there shall be inserted the words “or the Greater London Council”.

*Status: Point in time view as at 26/04/2005.*

*Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963. (See end of Document for details)*

**Editorial Information**

**X11** The text of Sch. 17 paras. 21(b), 22, 25, 27(b) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

**Textual Amendments**

**F176** Sch. 17 para. 27(a) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

- 28 In the Betting, Gaming and Lotteries Act 1963—
- (a) ..... **F177**
  - (b) ..... **F178**
  - (c) in paragraph 2 of Schedule 1, paragraphs . . . **F179** 6 of Schedule 3, paragraph 9(a) of Schedule 6, and paragraph 1 (2) (a) of Schedule 7, for the words “metropolitan borough” wherever these words occur there shall be substituted the words “London Borough”.

**Textual Amendments**

**F177** Sch. 17 para. 28(a) repealed by [Local Government Act 1972 \(c. 70\)](#), **Sch. 30**

**F178** Sch. 17 para. 28(b) repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

**F179** Words repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 1, 102, **Sch. 17**

- 29 ..... **F180**

**Textual Amendments**

**F180** Sch. 17 para. 29 and Sch. 18 repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), **Sch. Pt. XI**

SCHEDULE 18

**F181**  
...

**Textual Amendments**

**F181** Sch. 17 para. 29 and Sch. 18 repealed by [Statute Law \(Repeals\) Act 1974 \(c. 22\)](#), **Sch. Pt. XI**

**Status:**

Point in time view as at 26/04/2005.

**Changes to legislation:**

There are currently no known outstanding effects for the London Government Act 1963.