



# Mines and Quarries (Tips) Act 1969

## 1969 CHAPTER 10

### PART II

#### PREVENTION OF PUBLIC DANGER FROM DISUSED TIPS

#### **11 Local authorities having functions under Part II**

- (1) For the purpose of ensuring that disused tips do not, by reason of instability, constitute a danger to members of the public, local authorities shall have the functions conferred on them by this Part of this Act.
- (2) For the purposes of this Part of this Act a disused tip is a tip, as defined in section 2(1), which is neither an active nor a closed tip within the meaning of Part I of this Act.
- (3) In this Part of this Act " local authority ", subject to subsection (4), means—
  - (a) in England and Wales, the council of a county, county borough or London borough, the Common Council of the City of London or the Council of the Isles of Scilly, and
  - (b) in Scotland, the council of a county or of a large burgh within the meaning of the Local Government (Scotland) Act 1947.
- (4) A county council in England and Wales may, with the agreement of the council of the county district in question, delegate all or any of its functions under this Part of this Act to the council of a county district within its area, and any such delegation—
  - (a) may relate to the whole or only a part of the area of the county district; and
  - (b) may be subject to such financial and other terms and arrangements as may be agreed;and in relation to any functions so delegated to the council of a county district, the expression " local authority " in this Part of this Act includes that council.