



# Local Government (Miscellaneous Provisions) Act 1982

## 1982 CHAPTER 30

### PART XIII

#### SUPPLEMENTARY

#### 47 Minor amendments and repeals.

- (1) The enactments specified in Schedule 6 to this Act shall have effect subject to the amendments specified in that Schedule.
- (2) The enactments specified in Schedule 7 to this Act are repealed to the extent specified in the third column of that Schedule.
- (3) So far as subsection (2) above relates to Parts I and II of Schedule 7 to this Act, it shall come into force on 1st January 1983.
- (4) Subsection (2) above extends to Scotland in so far as it relates to any enactment contained in Part IV of Schedule 7 to this Act which so extends.

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

- C1** The text of ss. 43, 44, and 47(1) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

#### 48 Consequential repeal or amendment of local statutory provisions.

- (1) The Secretary of State may by order—
  - (a) repeal any provision of a local Act passed before or in the same Session as this Act or of an order or other instrument made under or confirmed by any

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*Changes to legislation: There are currently no known outstanding effects for the Local Government (Miscellaneous Provisions) Act 1982, Part XIII. (See end of Document for details)*

Act so passed if it appears to him that the provision is inconsistent with or has become unnecessary in consequence of any provision of this Act; and

- (b) amend any provision of such a local Act, order or instrument if it appears to him that the provision requires amendment in consequence of any provision contained in this Act or any repeal made by virtue of paragraph (a) above.
- (2) An order under subsection (1) above may contain such incidental or transitional provisions as the Secretary of State considers appropriate in connection with the order.
  - (3) It shall be the duty of the Secretary of State, before he makes an order under subsection (1) above repealing or amending any provision of a local Act, to consult each local authority which he considers would be affected by the repeal or amendment of that provision.
  - (4) A statutory instrument containing an order under subsection (1) above shall be subject to annulment in pursuance of a resolution of either House of Parliament.

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

- C2** S. 48 extended by [Public Health \(Control of Disease\) Act 1984 \(c. 22, SIF 100:1\)](#), s. 77, **Sch. 2 para. 5(d)** and [Building Act 1984 \(c. 55, SIF 15\)](#), s. 132, **Sch. 5 para. 3(e)**

#### **49 Citation and extent.**

- (1) This Act may be cited as the Local Government (Miscellaneous Provisions) Act 1982.
- (2) Subject to sections <sup>F1</sup>... 38(3) and 47(4) above, and to paragraph 8(2) of Schedule 6 to this Act, this Act extends to England and Wales only.

#### **Textual Amendments**

- F1** Words in s. 49(2) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), **Sch. 1 Pt. 10** Group 3

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