

Status: Point in time view as at 01/09/1999.

Changes to legislation: Building Act 1984, Cross Heading: Repeal and amendment of Acts etc. is up to date with all changes known to be in force on or before 20 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 5

TRANSITIONAL PROVISIONS

Repeal and amendment of Acts etc.

- 3 Any power that is exercisable by virtue of—
- (a) section 317 of the ^{M1}Public Health Act 1936,
 - (b) section 82 of the Public Health Act 1961,
 - (c) section 82, 83 or 84 of the ^{M2}London Government Act 1963,
 - (d) section 252 or 254 of the ^{M3}Local Government Act 1972, or
 - (e) section 48 of the ^{M4}Local Government (Miscellaneous Provisions) Act 1982,

in relation to a provision that is repealed and re-enacted by this Act is exercisable in relation to that provision as so re-enacted to the extent to which it would have been exercisable immediately before such repeal.

Marginal Citations

- M1** 1936 c. 49.
M2 1963 c. 33.
M3 1972 c. 70.
M4 1982 c. 30.

- 4 (1) Section 64(5) of the Act of 1936, in so far as it relates to the retention of plans or other documents by a local authority, continues to have effect (notwithstanding its repeal by the Act of 1974) as respects documents deposited in duplicate in pursuance of existing regulations until regulations with respect to the retention by local authorities of copies of deposited plans have been made under paragraph 2(c) of Schedule 1 to this Act and apply in relation to the documents so deposited.
- (2) In this paragraph—
- “the Act of 1936” means the Public Health Act 1936;
 - “the Act of 1961” means the Public Health Act 1961;
 - “the Act of 1974” means the ^{M5}Health and Safety at Work etc. Act 1974;
 - “existing regulations” means regulations made under section 4 of the Act of 1961 that, on the coming into force of the provisions specified in the Schedule to the ^{M6}Health and Safety at Work etc. Act 1974 (Commencement No. 4) Order 1977, had effect in accordance with section 61(6) of the Act of 1974 whether in the form in which they accordingly had effect or as amended.

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Marginal Citations

M5 [1974 c. 37.](#)

M6 [S.I. 1977/294.](#)

- 5 Without prejudice to the power to make building regulations, the repeal of section 70(1) of the ^{M7}Health and Safety at Work etc. Act 1974, and the re-enactment in this Act of that subsection down to “Wales”, do not of themselves cause any building regulations to apply to inner London that were prevented by that subsection from so applying.

Marginal Citations

M7 [1974 c. 37.](#)

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