

*Status: Point in time view as at 01/11/1996.*

*Changes to legislation: Education Reform Act 1988, Part II is up to date with all changes known to be in force on or before 08 August 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 12

#### MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART II

#### AMENDMENTS CONSEQUENTIAL ON ABOLITION OF ILEA

40 ..... F1

#### Textual Amendments

**F1** Sch. 12 para. 40 repealed by [Planning \(Consequential Provisions\) Act 1990 \(c. 11, SIF 123:1, 2\), s. 3, Sch. 1 Part I](#)

#### *The Local Government Act 1972 (c. 70)*

41 In section 70 of the Local Government Act 1972 (restriction on promotion of Bills to change local government areas), for the words “Neither a” there shall be substituted the word “No”.

42 In section 78(2) of that Act (electoral arrangements: supplementary), for the words from “in paragraphs” to the end there shall be substituted the words “in Schedule 11 to this Act”.

43 In section 146A(1)(a) of that Act (miscellaneous powers of local authorities) for the words “local authorities” there shall be substituted the words “a local authority”.

44 In section 177(2) of that Act (allowances to members of local authorities: supplementary), for “(ab)” there shall be substituted “(ac)”.

45 In section 236(1) of that Act (byelaws), for the words from “a metropolitan” to “Education Authority” there shall be substituted the words “or a metropolitan county passenger transport authority”.

46 In section 238 of that Act (evidence of byelaws), for the words from “a metropolitan” to “Education Authority” there shall be substituted the words “or a metropolitan county passenger transport authority”.

47, 48 ..... F2

#### Textual Amendments

**F2** Sch. 12 paras. 47, 48 repealed by [Local Government and Housing Act 1989 \(c. 42, SIF 81:1\), s. 194\(2\), Sch. 12 Part I](#)

49 ..... F3

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### Textual Amendments

- F3** Sch. 12 para. 49 repealed (1.1.1991 save as mentioned in S.I. 1990/2437, art. 3(3)) by Broadcasting Act 1990 (c. 42, SIF 96), s. 203(3), Sch. 21

#### *The Representation of the People Act 1983 (c. 2)*

- 50 In section 35(4) of the Representation of the People Act 1983 (returning officers for local elections), for “3A” there shall be substituted “3”.
- 51 In section 40(2) of that Act (timing as to local elections), for the words “the Local Government Act 1972 and Part III of the Local Government Act 1985” there shall be substituted the words “and the Local Government Act 1972”.

#### *The Health Service Joint Consultative Committees (Access to Information) Act 1986 (c. 24)*

- 52 In section 1(1) of the Health Service Joint Consultative Committees (Access to Information) Act 1986 (interpretation), in the definition of “local authority” for the words from “the Common Council” to the end there shall be substituted the words “or the Common Council of the City of London”.

#### *The Disabled Persons (Services, Consultation and Representation) Act 1986 (c. 33)*

- 53 (1) Section 7 of the Disabled Persons (Services, Consultation and Representation) Act 1986 (persons discharged from hospital) shall be amended as follows.
- (2) In subsection (1)(c) for the words “or authority” there shall be substituted the words “of that local authority”.
- (3) In subsection (9) the following definition shall be substituted for the definition of “the appropriate officer or authority”—
- ““the appropriate officer” of a local authority is such officer discharging functions of that authority in their capacity as a local education authority, or in Scotland an education authority, as may be appointed by the authority for the purposes of this section;”.

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