



# Local Government (Records) Act 1962

## 1962 CHAPTER 56 10 and 11 Eliz 2

### 2 Acquisition and deposit of records.

- (1) A local authority to which this subsection applies may—
  - (a) by agreement acquire by way of purchase records which, or (in the case of a collection) the majority of which, appear to the authority to be of local interest;
  - (b) accept the gift of records which, or (in the case of a collection) the majority of which, appear to the authority to be of general or local interest.
- (2) A local authority to which this subsection applies may accept the deposit of records—
  - (a) which appear to the authority to be of general or local interest; or
  - (b) which are the subject of an arrangement made under subsection (4) below.
- (3) A local authority may accept the deposit of records authorised to be deposited with it by any enactment other than this section.
- (4) A local authority other than a parish council or parish meeting may arrange to deposit any records under its control with an authority to which subsections (1) and (2) above apply or, if [<sup>F1</sup>the Secretary of State] consents, with any other person.
- (5) Where by virtue of this section records are under the control of a local authority in relation to which a provision of the following sections applies, namely, [<sup>F2</sup>section two hundred and twenty four of the <sup>M1</sup>Local Government Act 1972], . . . <sup>F3</sup>(which sections regulate the custody of certain records) that provision shall apply as respects those records notwithstanding that apart from this subsection it would not so apply.
- [<sup>F4</sup>(6) Subsections (1) and (2) above apply to the council of every country, [<sup>F5</sup> county borough,] metropolitan district or London borough [<sup>F6</sup> to the Common Council of the City of London,][<sup>F7</sup> to the London Fire and Emergency Planning Authority,][<sup>F8</sup> to a police authority established under [<sup>F9</sup> section 3 of the Police Act 1996]] , [<sup>F10</sup>the Metropolitan Police Authority,] . . . <sup>F11</sup>, to a joint authority established by Part IV of the Local Government Act 1985 [<sup>F12</sup> , to an authority established under section 10 of that Act (waste regulation and disposal authorities)] and to the council of any non-metropolitan district specified in an order made in that behalf by the Secretary of State.]

*Status: Point in time view as at 03/07/2000. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Local Government (Records) Act 1962, Section 2. (See end of Document for details)*

[<sup>F13</sup>(7) In the application of this section to the Common Council of the City of London 'local interest' shall be construed as if the area of the Council included the whole of Greater London. ]

#### Textual Amendments

- F1** Words substituted by virtue of S.I. 1965/319, arts. 2(1), 10(1), **Sch. I Pt. I** and S.I. 1970/1681, arts. 2(1), **6(3)**
- F2** Words substituted by virtue of Local Government Act 1972 (c. 70), s. 272(2)
- F3** Words repealed by London Government Act 1963 (c. 33), **Sch. 18 Pt. II**
- F4** S. 2(6) substituted by Local Government Act 1985 (c. 51, SIF 81:1), ss. 1, 2, 16, **Sch. 8 para. 22(1)**
- F5** Words inserted (1.4.1996) after the word "county," by virtue of 1994 c. 19, s. 66(6), **Sch. 16 para. 20(1)** (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1996/396, art. 4, **Sch. 2**
- F6** Words in s. 2(6) inserted by S.I. 1986/148, **art. 18(2)(a)**
- F7** Words in s. 2(6) inserted (3.7.2000) by 1999 c. 29, s. 328(8), **Sch. 29 Pt. I para. 2** (with Sch. 12 para. 9(1)); S.I. 2000/1094, **art. 4(a)(h)**
- F8** Words in s. 2(6) inserted (1.4.1995) by 1994 c. 29, s. 43, **Sch. 4, Pt. I, para. 1**; S.I. 1994/3262, art. 4, **Sch.**
- F9** Words in s. 2(6) substituted (22.8.1996) by 1996 c. 16, ss. 103, 104(1), **Sch. 7, Pt. I, para. 1(2)(b)** (for words which have been inserted in part (1.4.1995) by 1994 c. 29, s. 43, **Sch. 4, Pt. I, para. 1**; S.I. 1994/3262, art. 4, **Sch.**)
- F10** Words in s. 2(6) inserted (3.7.2000) by 1999 c. 29, s. 325, **Sch. 27 para. 17** (with Sch. 12 para. 9(1)); S.I. 2000/1648, art. 2, **Sch.**
- F11** Words in s. 2(6) repealed by Education Reform Act 1988 (c. 40, SIF 41:1), ss. 231(7), 235(6), 237, **Sch. 13**
- F12** Words in s. 2(6) inserted by S.I. 1990/1765, **art. 4(1)(a)**
- F13** S. 2(7) inserted by S.I. 1986/148, **art. 18(2)(b)**

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

- C1** Reference to parish council or parish meeting to be construed (W.) as reference to community council: Local Government Act 1972 (c. 70), s. 179(4)(b)

#### Marginal Citations

- M1** 1972 c. 70.

**Status:**

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**Changes to legislation:**

There are currently no known outstanding effects for the Local Government (Records) Act 1962, Section 2.