



Local Government (Emergency Provisions) Act 1916

1916 CHAPTER 12 6 and 7 Geo 5

PART III

GENERAL

21 Interpretation.

For the purposes of this Act the expression “local authority” means any person or body of persons who receive or expend the proceeds of any local rate and any other public body which the Local Government Board may determine to be a local authority, but overseers of the poor shall not be included except by direction of that Board:

Provided that where any such authority is a police authority it shall not, as such, be deemed, for the purposes of Part I. of this Act, to be a local authority.

In England and Wales a teacher, officer, or servant appointed by the managers of a public elementary school not provided by the local education authority shall, and a teacher, officer, or servant of an institution aided by a local education authority out of the proceeds of any rate, may, if that authority think fit, be deemed, for the purposes of this Act, to be an officer or servant of the local education authority concerned.

Where the Board of Education certify to the Local Government Board that it is expedient that this Act shall apply to any public educational institution, this Act shall apply thereto, notwithstanding any trust affecting the institution, as if the managers or other governing body of the institution were a local authority, and the teachers, officers and servants of the institution were officers and servants of a local authority.

For the purposes of this Act, or for such of them as may be specified by the Local Government Board, service in connection with naval or military operations which that Board consider may properly be treated in the same manner as actual naval or military service shall be deemed to be service with His Majesty’s forces.

F1
F2

Status: Point in time view as at 01/10/2009.

Changes to legislation: There are currently no known outstanding effects for the Local Government (Emergency Provisions) Act 1916, Part III. (See end of Document for details)

Textual Amendments

- F1** S. 21: para. beginning "Except" repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. X**
F2 Definition repealed by **Statute Law (Repeals) Act 1977 (c. 18)**, s. 1(1), **Sch. 1 Pt. XI**

Modifications etc. (not altering text)

- C1** Functions of overseers of the poor now generally exercisable in City of London by Common Council and elsewhere by rating authorities: **London Government Act 1899 (c. 14)**, s. 11(1), City of London (Union of Parishes) Act 1907 (c. cxl), s. 11, **Rating and Valuation Act 1925 (c. 90)**, s. 62(1), S.R. & O. 1927/55 (Rev. XIX, p. 599; 1927, p. 964), **London Government Act 1963 (c. 33)**, s. 63(1) and **General Rate Act 1967 (c. 9)**, s. 1(1)
C2 Functions of Board of Education now exercisable by Secretary of State for Education and Science: **Education Act 1944 (c. 31)**, s. 2(1) and S.I. 1964/490

22 Application to Scotland.

In the application of this Act to Scotland the following provisions shall have effect:—

- (1) References to the Local Government Board shall be construed as references to the Secretary for Scotland or to such Scottish department as for any particular purpose of this Act may be designated by him, references to the Board of Education shall be construed as references to the Scottish Education Department, references to public educational institutions shall be construed as references to State-aided educational institutions, . . . ^{F3}
- (2) ^{F4}
- (3) ^{F5}

Textual Amendments

- F3** Words repealed by **Statute Law (Repeals) Act 1977 (c. 18)**, s. 1(1), **Sch. 1 Pt. XI**
F4 S. 22(2) repealed by **Local Government (Scotland) Act 1947 (c. 43)**, s. 381, **Sch. 14**
F5 S. 22(3) repealed by **Local Government (Scotland) Act 1929 (c. 25)**, **Sch. 9**

Modifications etc. (not altering text)

- C3** Functions of Secretary for Scotland now exercisable by Secretary of State: **Secretaries of State Act 1926 (c. 18)**, s. 1
C4 Functions of Scottish Education Department now exercisable by Secretary of State: **Reorganisation of Offices (Scotland) Act 1939 (c. 20)**, s. 1

23 Application to Ireland

In the application of this Act to Ireland the following provisions shall have effect :—

- (1) References to the Local Government Board shall be construed as references to the Local Government Board for Ireland, and references to the Local Taxation Returns Acts, 1860 and 1877, shall be construed as references to subdivision (5) of Article twenty of the schedule to the Local Government (Application of Enactments) Order, 1898 :

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- (2) It shall not be necessary to include in or append to include in or append to the annual report of the Local Government Board for Ireland the statements as to orders and directions in respect of outdoor relief required by section twenty-one of the ^{M1}Poor Relief (Ireland) (No. 2) Act, 1847, or the statement as to audit of union accounts required by section twenty of the ^{M2}Poor Relief (Ireland) Act, 1849 :
- (3) It shall be a sufficient compliance with the requirements of section twenty-nine of the ^{M3}Poor Relief (Ireland) Act, 1847, if a general statement as to the expenditure on the relief of the poor and the total number relieved in Ireland is laid before Parliament instead of an account of the expenditure and number relieved in each union :
- (4) Subsection (1) of section one of the ^{M4}Poor Relief (Ireland) Act, 1914, shall be amended by the insertion of the words “or for the better administration of the Poor Relief (Ireland) Acts, 1838 to 1900,” after the words “present war,” and by the omission of the words “for the said purpose” :
- (5) The expression “highway authority” means the county council, county borough council, or urban district council, as the case requires.

Modifications etc. (not altering text)

- C5** The text of s. 23 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.

Marginal Citations

- M1** 10 & 11 Vict. c. 90.
M2 12 & 13 Vict. c. 104
M3 10 & 11 Vict. c. 31.
M4 5 & 6 Geo. 5. c. 14.

24 †Short title and duration.

- (1) This Act may be cited as the Local Government (Emergency Provisions) Act, 1916.
- (2) ^{F6}

Textual Amendments

- F6** S. 24(2) repealed by [Statute Law Revision Act 1927 \(c. 42\)](#)

Modifications etc. (not altering text)

- C6** Unreliable marginal note

Status:

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Changes to legislation:

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