



Local Government Act 1894

1894 CHAPTER 73 56 and 57 Vict

PART II **E+W**

GUARDIANS AND DISTRICT COUNCILS

20^{F1} **E+W**

Textual Amendments

F1 S. 20 repealed by [Poor Law Act 1927 \(c. 14\)](#), [Sch. 11](#)

21 **Names of county districts and district councils.** **E+W**

.....^{F2},—

(1)

(2)^{F3}

(3) In this [^{F4}and every other] Act of Parliament, unless the context otherwise requires, the expression “district council” shall include the council of every urban district, whether a borough or not, and of every rural district, and the expression “county district” shall include every urban and rural district whether a borough or not.

Textual Amendments

F2 Words repealed by [Statute Law Revision Act 1908 \(c. 49\)](#)

F3 Ss. 21(2), 22–24 repealed by [Local Government Act 1933 \(c. 51\)](#), [Sch. 11 Pt. IV](#)

F4 Words repealed except so far as they apply to any enactment passed before 1st June 1934 by [Local Government Act 1933 \(c. 51\)](#), [Sch. 11 Pt. IV](#) and so far as they apply to [Rating and Valuation Act 1925 \(c. 90\)](#) by [London Government Act 1963 \(c. 33\)](#), [Sch. 18 Pt. II](#)

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1894, Part II. (See end of Document for details)

22— F5 **E+W**
24.

Textual Amendments
F5 Ss. 21(2), 22–24 repealed by Local Government Act 1933 (c. 51), Sch. 11 Pt. IV

25 †Powers of district council with respect to sanitary and highway matters. **E+W**
(1) F6
(2) F7
(4) F8
(5) F9
(7) F10

Textual Amendments
F6 S. 25(1) repealed by Statute Law (Repeals) Act 1978 (c. 45), s. 1(1), Sch. 1 Pt. XII
F7 S. 25(2)(3) repealed by Highways Act 1959 (c. 25), s. 312(2), Sch. 25 and London Government Act 1963 (c. 33), s. 16(2), Sch. 6 para. 70
F8 S. 25(4) repealed by Local Government Act 1929 (c. 17), Sch. 12 Pt. III
F9 S. 25(5)(6) repealed by Local Government Act 1933 (c. 51), Sch. 11 Pt. IV
F10 S. 25(7) repealed by Statute Law (Repeals) Act 1976 (c. 16), s. 1(1), Sch. 1 Pt. VIII

Modifications etc. (not altering text)
C1 Unreliable margin note

26 †Duties and powers of district council as to rights of way, rights of common, and roadside wastes. **E+W**
(1) F11
(2) A district council may with the consent of the county council for the county within which any common land is situate aid persons in maintaining rights of common where, in the opinion of the council, the extinction of such rights would be prejudicial to the inhabitants of the district; and may with the like consent exercise in relation to any common within their district all such powers as may, under section eight of the ^{M1}Commons Act, 1876, be exercised by an urban sanitary authority in relation to any common referred to in that section; and notice of any application to the Board of Agriculture in relation to any common within their district shall be served upon the district council.
(3) A district council may, for the purpose of carrying into effect this section, institute or defend any legal proceedings, and generally take such steps as they deem expedient.
(4) F11
(7) Nothing in this section shall prejudice any powers exercisable by an urban sanitary authority at the passing of this Act, . . . F12

Status: Point in time view as at 01/02/1991.

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Textual Amendments

- F11** S. 26(1)(4)–(6) repealed by [Highways Act 1959 \(c. 25\)](#), s. 312(2), **Sch. 25** and [London Government Act 1963 \(c. 33\)](#), s. 16(2), **Sch. 6 para. 70**
- F12** Words repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. 1 Pt. XII**

Modifications etc. (not altering text)

- C2** Unreliable margin note
- C3** Functions of Board of Agriculture under s. 26(2) now exercisable by Secretary of State: [Board of Agriculture and Fisheries Act 1903 \(c. 31\)](#), s. **1(1)**, [Ministry of Agriculture and Fisheries Act 1919 \(c. 91\)](#), s. **1** and [S.I. 1955/554 \(1955 I, p. 1200\)](#), 1965/143, 319, 1967/156, 1970/1681

Marginal Citations

- M1** 1876 c. 56.

27 Transfer of certain powers of justices to district councils. E+W

- (1) ^{F13} the powers, duties, and liabilities of justices out of session in relation to any of the matters following, that is to say,—
- (a) ^{F14}
 - (b) ^{F15}
 - (c) the licensing of dealers in game;
 - (d) ^{F16}
 - (e) the abolition of fairs and alteration of days for holding fairs;
 - (f) ^{F16}
- when arising within a county district, shall be transferred to the district council of the district.
- (2) ^{F17}
- (3) All fees payable in respect of the powers, duties, and liabilities transferred by this section shall be payable to the district council.

Textual Amendments

- F13** Words repealed by [Statute Law Revision Act 1908 \(c. 49\)](#)
- F14** S. 27(1)(a) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\)](#), s. 1(1), **Sch. 1 Pt. IV**
- F15** S. 27(1)(b) repealed by [Consumer Credit Act 1974 \(c. 39\)](#), s. 192(4), **Sch. 5**
- F16** Ss. 27(1)(d)(f), 28, 29 repealed by [Local Government Act 1933 \(c. 51\)](#), **Sch. 11 Pt. IV**
- F17** S. 27(2) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\)](#), s. 1(1), **Sch. 1 Pt. IV**

28, 29. ^{F18} E+W

Textual Amendments

- F18** Ss. 27(1)(d)(f), 28, 29 repealed by [Local Government Act 1933 \(c. 51\)](#), **Sch. 11 Pt. IV**

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30 F19 **E+W**

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Textual Amendments
F19 S. 30 repealed by [Poor Law Act 1927 \(c. 14\)](#), **Sch. 11**

31 F20 **E+W**

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Textual Amendments
F20 S. 31 repealed by [London Government Act 1939 \(c. 40\)](#), **Sch. 8**

32 F21 **E+W**

.....
Textual Amendments
F21 Ss. 32, 35 repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. 1 Pt. XII**

33 F22 **E+W**

.....
Textual Amendments
F22 S. 33 repealed by [Local Government Act 1933 \(c. 51\)](#), **Sch. 11 Pt. IV** and S.I. 1965/654

34 F23 **E+W**

.....
Textual Amendments
F23 S. 34 repealed by [Rating and Valuation Act 1925 \(c. 90\)](#), **Sch. 8**

35 F24 **E+W**

.....
Textual Amendments
F24 Ss. 32, 35 repealed by [Statute Law \(Repeals\) Act 1978 \(c. 45\)](#), s. 1(1), **Sch. 1 Pt. XII**

Status:

Point in time view as at 01/02/1991.

Changes to legislation:

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