

## 1986 No. 413

LOCAL GOVERNMENT, ENGLAND AND WALES  
LONDON GOVERNMENT  
PUBLIC HEALTH, ENGLAND AND WALES  
MUSEUMS AND GALLERIES

The Local Government Reorganisation (Property etc.) (No. 2)  
Order 1986

<i>Made</i>	- - - -	5th March 1986
<i>Laid before Parliament</i>		10th March 1986
<i>Coming into Operation</i>		1st April 1986

The Secretary of State for the Environment, in exercise of the powers conferred on him by sections 10, 45, 100 and 101 of the Local Government Act 1985(a), and of all other powers enabling him in that behalf, hereby makes the following order:—

*Citation, commencement and interpretation*

1.— (1) This order may be cited as the Local Government Reorganisation (Property etc.) (No. 2) Order 1986 and shall come into operation on 1st April 1986.

(2) Paragraphs (1), (2) and (7) to (9) of article 2 of the Local Government Reorganisation (Property etc.) Order 1986(b) (“the principal order”) shall apply for the purposes of this order as they apply for the purposes of that order.

(3) Any reference in this or the principal order to the vesting of land shall be construed as including a reference to the vesting of any right to the use or occupation of land conferred by any statutory provision.

*Waste disposal property etc.*

2.— (1) Subject to paragraphs (3) and (4) and article 3, any land held, or used otherwise than temporarily, by an abolished council exclusively for or in connection with any one or more of the functions mentioned in paragraph (2) (“waste disposal functions”) shall vest in the local council, unless situated in an area for which an authority (“relevant authority”) has been established under section 10 of the principal Act to discharge that function or those functions, in which case that land shall vest in the relevant authority established to discharge that function or those functions in that area.

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(a) 1985 c.51.

(b) S.I. 1986/148.

(2) The functions referred to in paragraph (1) are those conferred by:—  
 sections 74 and 76 of the Public Health Act 1936(a);  
 Part I of the Control of Pollution Act 1974(b);  
 the Refuse Disposal (Amenity) Act 1978(c) (“the 1978 Act”); and  
 sections 5 and 6 of the Litter Act 1983(d).

(3) Where on and after 1st April 1986 any waste disposal function is exercisable by the London Waste Regulation Authority, the Greater Manchester Waste Disposal Authority or the Merseyside Waste Disposal Authority, all property, rights and liabilities acquired or incurred by an abolished council exclusively for or in connection with one or more of those functions shall, subject to paragraph (4), vest in that authority.

(4) Paragraph (3) shall not have effect in respect of land situated within the metropolitan district of Wigan, which land shall vest in the council of that district; and rights and liabilities arising in respect of that land shall vest in accordance with article 9 of the principal order.

(5) Any property held or used, or rights or liabilities acquired or incurred by an abolished council, for the purposes of waste disposal functions and specified in column (1) of Part I of Schedule 1, and any other property so specified in Part II, shall vest in the relevant authority or local council or councils for the area specified in column (2), in the manner, if any, so specified; and the other provisions of this article and article 3, in so far as inconsistent with this paragraph, shall not apply in relation to any matter so specified.

(6) Notwithstanding article 6(2)(a)(i) of the principal order, where land is held for the purposes both of—

- (a) a waste disposal function, and
- (b) any function mentioned in Schedule 1 to that order,

that land shall vest in the local council unless that waste disposal function is not exercisable in the area by that council, in which case that land shall vest in the appropriate residuary body.

(7) All rights and liabilities in respect of any agreement for the hire or use of any vehicles or plant exclusively for the purposes of any waste disposal function by a council of a county mentioned in column (1) below shall vest in the council of the district mentioned in relation to that county in column (2):—

(1)	(2)
South Yorkshire	Rotherham
West Midlands	Dudley
West Yorkshire	Wakefield.

(8) All litter bins provided by an abolished council under sections 5 and 6 of the Litter Act 1983 for the vesting of which provision is not otherwise made by this article shall vest in the local council.

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(a) 1936 c.49.  
 (b) 1974 c.40.  
 (c) 1978 c.3.  
 (d) 1983 c.35.

(9) Article 9(3) of the principal order shall apply to land transferred by virtue of this article or article 3 as if the reference in article 9(2) of that order to contracts for the provision of services on land included a reference to contracts for the sale or disposal of waste from land.

(10) In relation to any property situated in the Temples, any reference in this article to the local council shall be construed as including a reference to the Sub-Treasurer of the Inner Temple or the Under Treasurer of the Middle Temple, as the case may be.

(11) The provisions of Schedule 2 shall have effect in consequence of the vesting, by virtue of this article and of article 9 of the principal order, of rights and liabilities in respect of certain contracts in—

- (a) the East London Waste Authority,
- (b) the North London Waste Authority, and
- (c) the West London Waste Authority.

3.— (1) Article 2(1) shall not have effect to vest any land in Greater London held for the purposes of section 1 of the 1978 Act in any relevant London authority: any such land shall vest in the local council, and the following provisions of this article shall have effect in respect of such land notwithstanding article 9(3) of the principal order.

(2) All rights and liabilities in respect of any contract for the sale or disposal of refuse from any land described in paragraph (1) (in this article called a “relevant contract”) shall, where the land in question is situated in the area of a relevant London authority, vest in that authority.

(3) Where any relevant contract relates—

- (a) to land situated within the area of a relevant London authority and to land not so situated, or
- (b) to land situated in the area of more than one such authority,

the rights and liabilities in respect of that contract shall vest jointly and severally—

- (i) in case (a), in the relevant London authority and the local council, and
- (ii) in case (b), in the relevant London authorities concerned.

(4) In this article “relevant London authority” means—

- the East London Waste Authority,
- the North London Waste Authority,
- the West London Waste Authority, and
- the Western Riverside Waste Authority.

*The Horniman and Geffrye museums*

4.— (1) The Horniman Gardens (insofar as situated north of the London Road (A205), and including the Horniman Railway Nature Trail lying between that road and Langton Rise, together with the adjoining footpath on its eastern side) and Geffrye’s Garden (together with its extension comprising 63–67 (odd) Geffrye Street, 34 Cremer Street and the former highway Harriett Square) shall,

insofar as they are not so vested by section 45 of the principal Act, vest in the Inner London Education Authority.

(2) The powers exercisable by the Greater London Council in respect of the land vested in the Inner London Education Authority by that section and by paragraph (1) under—

sections 13, 19 and 20 of the Public Libraries and Museums Act 1964(a), and articles 7 to 11, 13, 15, 16, 18 and 19 of the schedule to the Ministry of Housing and Local Government Provisional Order Confirmation (Greater London Parks and Open Spaces) Act 1967(b),

shall be so exercisable by that Authority.

*Other museums and galleries*

5.— (1) All land vested in Merseyside County Council and described in Schedule 3 shall vest in the Board of Trustees of the National Museums and Galleries on Merseyside(c).

(2) Speke Hall and its grounds shall vest in the National Trust for Places of Historic Interest or Natural Beauty.

(3) The Greater Manchester Museum of Science and Industry shall vest in the Greater Manchester Residuary Body.

(4) All other land vested in an abolished council and held for the purposes of section 12 of the Public Libraries and Museums Act 1964, or any local Act for like purposes, shall vest in the local council.

(5) The collection of works of art and objects of historical or scientific interest acquired by Tyne and Wear County Council (other than as successor in title to any other body) shall vest in Newcastle upon Tyne City Council.

*Metropolitan county archives*

6.— (1) There shall vest in the body mentioned in column (2) below—

- (a) any collection of records maintained as archives by the metropolitan county council mentioned in respect of that body in column (1);
- (b) any land held by such a council exclusively as accommodation for any such collection; and
- (c) any other property held by such a council exclusively for the purposes of such a collection:—

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(a) 1964 c.75.

(b) 1967 c.xxix.

(c) The Board is constituted by the Merseyside Museums and Galleries Order 1986 (S.I. 1986/226).

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(1)	(2)
Greater Manchester County Council	Manchester City Council
South Yorkshire County Council	Sheffield City Council
Tyne and Wear County Council	Gateshead Metropolitan Borough Council
West Yorkshire County Council	Wakefield Metropolitan District Council.

(2) Any records of the West Midlands County Council in the custody of the council of any district and maintained as archives shall vest in that council; and all other records of the County Council which are not required for the discharge of any function by any body to which functions or property are transferred by or under the principal Act or any other enactment shall vest in Birmingham City Council.

*Thames Piers*

7.— (1) All rights and liabilities vested in the Greater London Council in respect of the following piers and landing stages shall vest in the Thames Water Authority:—

Richmond,  
Kew,  
Putney,  
the Festival Gardens Pier at Battersea Park,  
Westminster,  
Charing Cross,  
the Scantling Pier at Blackfriars,  
Lower Tower, and  
Greenwich.

(2) There are conferred on the Thames Water Authority the powers exercisable by the Greater London Council under sections 4(1) and (2), 5 (as amended by paragraph (4)), 6(1) and (2) and 7 to 9, 11 and 12 of the Greater London Council (General Powers) Act 1973(a) (“the 1973 Act”).

(3) In Part II of the 1973 Act, references to the Greater London Council shall be construed as references to the Thames Water Authority, and the expression “Council landing place” shall include the Festival pier and any pier or landing stage transferred by this order.

(4) Sections 4(3), 6(3) and (4), 10 and 19 of the 1973 Act are hereby repealed; and in section 5—

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(a) 1973 c.xxx.

for the words “the Act of 1972” there shall be substituted the words “the Water Resources Act 1963”(a), and

for the words “that Act of 1972” there shall be substituted the words “that Act of 1963”.

(5) After section 30(1B)(f) of the Water Act 1973(b) there shall be added:—

“(g) the Greater London Council (General Powers) Act 1973.”.

*Transfer of specified property*

8.— (1) Croxteth Hall and Park shall vest in Liverpool City Council.

(2) The Philharmonic Hall, Liverpool shall vest in the Merseyside Residuary Body, on whom there shall be conferred in respect of that Hall the functions of the Merseyside County Council under section 145 of the 1972 Act.

(3) The following property, and all rights and liabilities in connection with it, shall vest in the London Residuary Body:

(a) any property described in Part I of Schedule 4 which, immediately before 1st April 1986, is held by the Greater London Council for the purpose of counting traffic, measuring traffic speeds, recording information relating to traffic accidents, or analysing any information so obtained or recorded; and

(b) the property described in Part II of Schedule 4 which is, immediately before 1st April 1986, held by the Greater London Council for or in connection with their functions relating to highways and road traffic;

and in that Schedule—

“carriageway” has the same meaning as in section 329(1) of the Highways Act 1980(c), and

“motor vehicle” has the same meaning as in section 190(1) of the Road Traffic Act 1972(d).

*Urban development grant schemes*

9.— (1) The Wandsworth Enterprise Park shall vest in the London Residuary Body.

(2) Paragraphs (2) to (4) of article 9 of the principal order shall not have effect to transfer rights and liabilities of an abolished council in respect of the development or improvement of any land mentioned in Schedule 5 (being land in relation to which the Secretary of State has undertaken to give grants); and all such rights and liabilities shall vest in the appropriate residuary body.

*Housing matters: supplementary provisions*

10.— (1) The Secretary of State may, subject to paragraph (2), nominate persons to become tenants of housing accommodation—

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(a) 1963 c. 38.

(b) 1973 c.37; subsection (1B) was inserted by section 2 of the Water Charges Act 1976 (c.9).

(c) 1980 c.66.

(d) 1972 c.20.

(a) which is transferred to a local council by virtue of article 3 of, and paragraph 4 of Schedule 1 to, the principal order, or

(b) which was held by the Greater London Council for the purposes of Part V of the Housing Act 1957(a) and vests in the London Residuary Body by virtue of any provision made by or under the principal Act, and which becomes available for letting on or after 1st April 1986; and, where any such nomination has been made, that local council or, as the case may be, that Residuary Body, shall not let the accommodation otherwise than in accordance with it.

(2) The right and duty created by paragraph (1) shall expire on 31st March 1990.

11.— (1) In any case where, by virtue of any provision made by or under the principal Act—

- (a) there is transferred to any body (“the transferee”) a dwelling whose occupant is protected by virtue of paragraph (a) of any of the provisions mentioned in paragraph (2) (which relate to the protection of housing accommodation for staff in connection with transfers of housing estates of the Greater London Council), and
- (b) the transferee is not that occupant’s employer,

the transfer shall not affect the continued operation of those provisions, which shall have effect as if any reference to the authority in whom the dwelling is vested were a reference to the transferee.

(2) The provisions referred to in paragraph (1) are:

- (a) article 31 of the London Authorities (Transfer of Housing Estates etc.) Order 1971(b),
- (b) article 29 of the London Authorities (Transfer of Housing Estates etc.) (No. 1) Order 1972(c), and
- (c) article 30 of the London Authorities (Transfer of Housing Estates etc.) (No. 2) Order 1972(d).

*Goods vehicle operators’ licences: supplementary provisions*

12.— (1) Without prejudice to article 8 of the principal order, this article shall have effect in relation to goods vehicle operators’ licences.

(2) In this article:

“the 1968 Act” means the Transport Act 1968(e);

“the 1984 Regulations” means the Goods Vehicles (Operators’ Licences, Qualifications and Fees) Regulations(f);

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(a) 1957 c.56.  
(b) S.I. 1971/231.  
(c) S.I. 1972/171.  
(d) S.I. 1972/172.  
(e) 1968 c.73.  
(f) S.I. 1984/176.

“goods vehicle operator’s licence” means a licence granted under the 1968 Act;

“operating centre” has the same meaning as in the 1968 Act;

“restricted licence” and “standard licence” have the same meanings respectively as in regulation 3(2) of the 1984 Regulations;

“transferee body” means any body to which property is transferred by virtue of article 8(2) of the principal order.

(3) Where, in the case of a standard licence issued to an abolished council—

(a) any reference in that licence to the abolished council is, in accordance with article 8(4) of the principal order or paragraphs (5) and (6) of this article, to have effect as a reference to some other body; and

(b) that other body does not, on 1st April 1986, satisfy the requirements specified in regulation 5(1) of the 1984 Regulations, as supplemented by Schedule 6 to those Regulations (which are the requirements which must be satisfied before a standard licence can be granted),

the licence in question shall have effect on and after 1st April 1986 as if it was a restricted licence.

(4) In any case within paragraph (3) of this article, for the conditions attached to the standard licence and headed “Transport Manager”, “Repute” and “Financial Standing” there shall be substituted the following condition:

“*Convictions*

The holder shall notify the Licensing Authority of any relevant convictions under section 69 of the 1968 Transport Act” (a).

(5) In any case where the vehicles specified on a goods vehicle operator’s licence issued to an abolished council are, by virtue of article 8(2) of the principal order, transferred to two or more transferee bodies the following provisions of this article shall also have effect.

(6) On and after 1st April 1986, the licence in question shall have effect as if:

(a) it is a separate licence issued to each transferee body;

(b) for any reference to the abolished council there is substituted a reference to the transferee body;

(c) there are specified on the licence only the vehicle or vehicles transferred to the transferee body;

(d) for the number of vehicles which the abolished council was authorised to use there is substituted the number of vehicles transferred to the transferee body; and

(e) there is specified on the licence as an operating centre any place to be used as such by the transferee body.

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(a) The expression “licensing authority” is defined in section 59(1) of the 1968 Act, and the expression “relevant conviction” in regulation 3(2) of the 1984 Regulations.



*Byelaws: supplementary provision*

13.— (1) The powers of an abolished council to make byelaws under section 164 of the Public Health Act 1875(a) are hereby conferred on any body to which is transferred by or under the principal Act any land in respect of which such power was exercisable by such a council.

(2) The powers of the Greater London Council under section 5(3) of the London County Council (General Powers) Act 1947(b) to make byelaws for securing good and orderly conduct during any concerts and entertainments given in pursuance of that section shall be exercisable by the Arts Council of Great Britain in respect of concerts and entertainments given by them in or on any property transferred to them by section 47 of the principal Act or article 14 of the principal order as if those concerts and entertainments were given in pursuance of that section 5; and subsection (3)(b) of that section shall apply accordingly.

*Amendment of principal order*

14. Article 9(3)(b) of the principal order is amended by the substitution for the words “goods and services” of the words “goods or services”.

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(a) 1875 c.55.  
(b) 1947 c.lxvi.

## SCHEDULE 1

## Article 2(5)

## TRANSFER OF WASTE DISPOSAL PROPERTY ETC.

## PART I—PROPERTY ETC. HELD FOR WASTE DISPOSAL PURPOSES

## GREATER LONDON

(1)	(2)
LAND OUTSIDE GREATER LONDON	
Land at Aveley, Thurrock.	East London Waste Authority
Land at Coney Hill, Tandridge.	Bromley
Land at Merstham, Reigate and Banstead.	Croydon
Land at Baldock Way, Borehamwood Estate, Hertsmere.	North London Waste Authority
LAND WITHIN GREATER LONDON	
Land at Victoria Road, South Ruislip, Hillingdon used for the purposes of section 1 of the 1978 Act.	West London Waste Authority
Land known as the Vehicle Disposal Assembly Area adjacent to the Tilling Road Civic Amenity Site, Barnet used for the purposes of section 4 of the 1978 Act.	} North London Waste Authority
Land at the Edmonton Incinerator complex in Enfield used for the purposes of section 1 of the 1978 Act.	
Land at Auckland Road, Waltham Forest used for the purposes of sections 1 and 4 of the 1978 Act.	
Land at the Western Riverside Waste Transfer Station, Wandsworth used for the purposes of section 1 of the 1978 Act.	Western Riverside Waste Authority
Land at Townmead Road, Hammersmith and Fulham formerly used for waste disposal purposes.	Hammersmith and Fulham
OTHER PROPERTY	
Property normally kept at Waldo Road, Bromley:—	
(a) Foden Haulmaster OYU 109Y	Sutton
(b) Foden Haulmaster OYU 159Y	Merton

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SCHEDULE 1—*cont.*

(1)	(2)
(c) Foden Haulmaster KYM 847X	Croydon
(d) Foden Haulmaster A422 TUV	Croydon
(e) Foden Haulmaster B202 MYV	Lambeth
(f) Transit fitters vehicle KYM 845X	Croydon
(g) Vauxhall Astra OYU 153Y	Merton
(h) Ford Escort YYY 493T	Sutton
Weatherill L62B wheeled loading shovel Fleet No. PS 75274 71, normally kept at Cringle Dock, Wandsworth.	City of London
Weatherill L62B wheeled loading shovel Fleet No. PS 73559 70, normally kept at Northumberland Wharf, Tower Hamlets.	Western Riverside Waste Authority

RIGHTS AND LIABILITIES IN RESPECT OF:—

Shares in Aveley Methane Ltd.	East London Waste Authority
The contract with Cleanaway Ltd. for the transport and disposal of solid wastes and residues from Deephams Transfer Station and sites at Deephams, Barrowell Green, Carterhatch Lane, Suffield Road, Low Hall Lane, Park View Road and Chigwell Road, expiring on 31st March 1989.	North London Waste Authority
The contract with Cleanaway Ltd. for the disposal of solid waste at South Ockendon expiring on 31st January 1990.	East London Waste Authority
The contract with Aveley Methane Ltd. for the collection and disposal of methane from the land of Aveley, Thurrock; and any guarantees subsisting in favour of that company.	East London Waste Authority
The contract with Amey Roadstone Corporation Ltd. for the disposal of refuse at Appleford, near Didcot, Oxfordshire, expiring on 12th January 1987.	West London Waste Authority
The contract with London Brick Land Development Ltd. for the disposal of solid waste at Brackley Lane, Calvert, Buckinghamshire, expiring on 12th October 1986.	

SCHEDULE 1—*cont.*

(1)	(2)
The contract dated 28th May 1981 with Amey Roadstone Corporation Ltd. for the transport and disposal of waste arising in the London Boroughs of Croydon, Kingston, Merton and Sutton.	Croydon, Kingston, Merton and Sutton (jointly and severally)
Any other contract for the supply of ISO containers for use in the transport of waste from Oldfields Road waste transfer station, Sutton in pursuance of consent given by the Secretary of State under section 9 of the Local Government (Interim Provisions) Act 1984(a) on 7th October 1985.	Sutton
The contract with Cleanaway Ltd. for the disposal of solid waste at Pit No. 1, Stone, Dartford, expiring on 31st December 1989.	Bexley, Greenwich and Lewisham (jointly and severally)
The contract with Blue Circle Cement p.l.c. for the deposit of waste at, and subsequent reinstatement of, Pits No. 9 and 9A at Stone, Dartford.	} Bexley
The contract with Russell Stoneham Estates Management Ltd. for the deposit of waste at, and subsequent reinstatement of, land at Crayford Marshes, Bexley.	
The contract with Cleanaway Ltd. for the transport by barge, unloading and disposal of solid wastes from Grosvenor Dock, Westminster and Walbrook Wharf, dated 21st December 1983.	Westminster, and the City of London (jointly and severally)

SCHEDULE 1—*cont.*

GREATER MANCHESTER

(1)

(2)

PROPERTY:—

Property normally kept at the Greater Manchester County Council workshops, Bolton:—

- (a) Leyland Constructor model 2421  
XNA 251X
- (b) Leyland Constructor model 2421  
XNF 317X
- (c) Caterpillar D4 Angledozer  
Fleet No: 52338
- (d) Caterpillar D4 Angledozer  
Fleet No: 52339
- (e) Weatherill L61D wheeled  
loading shovel  
Fleet No: 52547
- (f) Weatherill L62B wheeled  
loading shovel  
Fleet No: 52541
- (g) 35 cubic yard capacity open-top  
refuse containers  
Fleet Nos: 50959, 50970,  
50973, 51605, 51607, 51644,  
51656, 51657.
- (h) Foden R620/27 vehicle  
CEN 235V.

} Wigan

RIGHTS AND LIABILITIES IN RESPECT OF:—

The contract with Amey Roadstone Corporation Ltd. for the disposal of waste on land at Langtree, Standish, Wigan

} Wigan

The contracts with Waste Management Ltd. for the disposal of waste on land at Wigan Road, Leigh, Wigan.

MERSEYSIDE

RIGHTS AND LIABILITIES IN RESPECT OF:—

Shares in Bidstone Methane Ltd.

Any guarantee in favour of Bidstone Methane Ltd.

Merseyside Waste Derived Fuel Ltd.

} Merseyside Waste Disposal Authority

SOUTH YORKSHIRE

Land known as Doncaster Recycling Plant, Kirk Sandall, Doncaster.

} South Yorkshire Residuary Body

SCHEDULE 1—*cont.*

(1)	TYNE AND WEAR	(2)
<b>LAND</b>		
Land at Hett Hills and Birtley, Chester-le-Street	}	Gateshead
Land known as the Campground Depot, Sunderland (including the Wrekenton solid waste incineration plant, salt store and waste reception site).		
<b>OTHER PROPERTY</b>		
Property normally kept at the Benwell Depot in the City of Newcastle—		
(a) Ford Escort XFT 389T	}	Gateshead
(b) Bedford Astra A174 CTN		
(c) Leyland "Big Bite" LOA 83X		
(d) MF50 Tractor and Trailer XRG 601T		
(e) Ford Transit URG 944Y		
(f) Ford Escort FTN 675W		North Tyneside
(g) Leyland Freighter EPP 23Y		South Tyneside
(h) Leyland Freighter TCU 172Y		Sunderland
<b>RIGHTS AND LIABILITIES IN RESPECT OF:—</b>		
Contracts for the hire of plant and vehicles—		
(a) with Seymour Plant Ltd. dated 8th July 1982.		Newcastle upon Tyne
(b) with Grady Hall Ltd. dated 19th July 1984.		Newcastle upon Tyne
(c) with Seymour Plant Ltd. dated 24th October 1983.		North Tyneside
(d) with Owen Pugh Ltd. dated 26th August 1982.		Gateshead
(e) with Owen Pugh Ltd. dated 1st December 1983.		North Tyneside
(f) with Transfleet Ltd. dated 25th July 1984.		Newcastle upon Tyne

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SCHEDULE 1—*cont.*

(1)	(2)
(g) with Owen Pugh Ltd. dated 17th April 1984.	Gateshead
(h) with Grady Hall Ltd. dated 24th February 1984.	Newcastle upon Tyne
(i) with Transfleet Ltd. dated 20th May 1985.	Newcastle upon Tyne
(j) with Owen Pugh Ltd. dated 24th July 1984.	Sunderland
The contract dated 22nd June 1983 with Robinson and Spacey Ltd. for the supply of waste-derived fuel pellets from the Byker Reclamation Plant.	Newcastle upon Tyne and Gateshead (jointly and severally)

WEST MIDLANDS

LAND

Land at Ebbstree Road, Seisdon, South Staffordshire.	Wolverhampton
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RIGHTS AND LIABILITIES IN RESPECT OF:—

<p>The contract with A. Adams and Sons Transport (Shareshill) Ltd. and Midland Bank p.l.c. dated 29th March 1983.</p> <p>The contract with Econowaste Ltd. dated 1st August 1978.</p> <p>The contract with Packington Estate Enterprises Ltd. dated 13th October 1980.</p> <p>The contract with Richard Biffa (Reclamation) Ltd. dated 6th April 1984.</p> <p>The contract with Warwickshire County Council for the disposal of waste at Ryton, Rugby.</p>	}	Walsall
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WEST YORKSHIRE

RIGHTS AND LIABILITIES IN RESPECT OF:—

The contracts with Darrington Quarries Ltd. for the deposit of waste at Darrington Quarries, Selby, North Yorkshire.	Wakefield
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SCHEDULE 1—*cont.*

## PART II—TRANSFER OF OTHER PROPERTY

(1)	(2)
A hereditament comprising land at Hall Farm, Ockendon, situated partly in Thurrock and partly in Havering.	East London Waste Authority
The Kirkless site at Ince-in-Makerfield.	Wigan.

## SCHEDULE 2

## Article 2(11)

## WASTE DISPOSAL: TRANSITIONAL ARRANGEMENTS IN LONDON

1. Until the expiry of the period ending with the date shown in column (1) of the Table (“the transitional period”), it shall be the duty of the council of the London borough mentioned in that respect in column (2) (“the collection authority”) to deliver to the authority mentioned in column (3) (“the receiving authority”) the tonnage of refuse mentioned in column (4), being refuse collected by the collection authority (“relevant refuse”); and paragraphs 5 and 6 of Schedule 14 to the 1972 Act or, as the case may be, section 14 of the Control of Pollution Act 1974(a), as applied by paragraphs 3 and 10 respectively of Schedule 2 to the Waste Regulation and Disposal (Authorities) Order 1985(b) (“the 1985 Order”), shall apply in respect of the relevant refuse as if the area of the receiving authority included the area of the collection authority.

TABLE				
(1)	(2)	(3)	(4)	(5)
<i>Expiry date</i>	<i>Collection authority</i>	<i>Receiving authority</i>	<i>Tonnage and period of account</i>	<i>Paying authority</i>
30th June 1992	Hammersmith & Fulham	West London Waste Authority	23,000 tonnes per financial year, being not less than 1,580 tonnes nor more than 1,940 tonnes in any period of 4 weeks	Western Riverside Waste Authority
30th June 1999	Brent	North London Waste Authority	2,300 tonnes per period of 4 weeks	West London Waste Authority
31st March 1989	Redbridge	North London Waste Authority	23,000 tonnes per financial year	East London Waste Authority
31st March 1990	Southwark	East London Waste Authority	76,000 tonnes per financial year	The council of the London borough of Southwark

(a) Section 14 may be brought into force by order under section 109(2).  
 (b) S.I. 1985/1884.



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2.— (1) In this Schedule “period of account” means—

- (a) in the first case mentioned in the Table, a financial year; and
- (b) in the other cases, the period specified in column (4) in respect of the tonnage so specified.

(2) Where the transitional period is not divisible into entire periods of account, the provisions of this Schedule shall have effect in relation to the period between the expiry of the last full period of account and the expiry of the transitional period as if the period of account were the latter period, and as if the tonnage specified in column (4) of the Table were proportionately reduced.

3.— (1) The authority mentioned in column (5) of the Table (“the paying authority”) shall pay to the receiving authority in respect of each period of account a sum equal to the average cost per tonne to the receiving authority of disposing of refuse from the place to which it is normally delivered by the collection authority, multiplied by the number of tonnes of refuse so delivered to that place (or as otherwise directed by the receiving authority) during that period of account.

(2) The average cost shall be calculated after deduction of any receipts attributable to the treatment of refuse at the place in question, or its disposal from that place.

(3) If during any period of account the tonnage of refuse delivered falls short of the tonnage specified in column (4) of the Table and the shortfall is not wholly attributable to the refusal or inability of the receiving authority to take delivery of refuse, the amount payable under sub-paragraph (1) shall be calculated by reference to the tonnage so specified rather than by reference to the tonnage delivered.

(4) If during any period of account there is a shortfall which is partly attributable to the refusal or inability of the receiving authority to take delivery of relevant refuse, the amount payable under sub-paragraph (1) shall be such reasonable amount as the paying and receiving authorities may agree or, in default of agreement, as may be determined under article 22 of the principal order.

4. The duties imposed by paragraphs 1 and 3 shall apply subject to any contrary agreement between the paying authority and the receiving authority.

5.— (1) Until the expiry of the period ending with 31st March 1989, and unless those authorities otherwise agree, the North London Waste Authority shall discharge the duty of the East London Waste Authority under paragraph 14(2) of Schedule 2 to the 1985 Order to sell or otherwise dispose of waste deposited at the place provided under section 1 of the 1978 Act at Chigwell Road, Redbridge; and the East London Waste Authority shall pay to the North London Waste Authority in respect of each financial year (which shall be the period of account for the purposes of paragraph 6 a sum equal to the average cost per tonne to the latter authority of disposing of waste in that year from places provided under that section, multiplied by the number of tonnes of waste which they sell or otherwise dispose of in that year under this paragraph.

(2) The average cost shall be calculated after deduction of any receipts attributable to the treatment or disposal of waste at or from the places mentioned in sub-paragraph (1).

(3) For the purposes of paragraph 6, the East London Waste Authority shall be treated as the paying authority and the North London Waste Authority as the receiving authority.

6. Where the period of account is a financial year, the paying authority shall estimate the amount which it considers will be payable in respect of that period in pursuance of paragraph 3, or, as the case may be, paragraph 5, and shall in each month of that year pay

to the receiving authority a sum equal to one-twelfth of the amount so estimated; and as soon as practicable after the end of the financial year, the paying authority shall pay to, or as the case may be, may recover from, the receiving authority the difference between the aggregate amount so paid and the sum due in pursuance of paragraph 3 or 5.

## SCHEDULE 3

Article 5(1)

## MERSEYSIDE MUSEUMS AND GALLERIES

THE FOLLOWING PROPERTY IN LIVERPOOL:—

The County Museum, William Brown Street

The Walker Art Gallery and Car Park

The County Sessions House

Sudley Museum and Art Gallery

The Oratory (former St James Mortuary Chapel, St James Road)

The Maritime Museum, Mann Island  
(being the whole of the land comprised in Land registry title No. MS 157671)

66/72 St Anne Street

63/65 Blundell Street

Basement Storeroom B92 at Sefton House, Exchange Buildings

Sections 8 and 9 and Offices at Princes Dock (South West).

## SCHEDULE 4

Article 8(3)

## PART I: TRAFFIC MEASUREMENT PROPERTY

1. Apparatus located on or under the surface of a road, being or being similar to inductive loops, axle sensors or pneumatic tubes.
2. Apparatus located at the side of or near to a road and used in connection with any property described in paragraph 1, being microprocessors or other counting equipment, cabinets containing the same, and padlocks and chains used for securing those cabinets.
3. Telephonic or other communication lines connecting any property described in paragraph 1 or 2 with office or other premises.
4. Apparatus used for reading and interpreting accident and basic data (including, without prejudice to the generality of that, paper and cassette tape reading equipment and any equipment used to convert accident and basic data into material readable by a computer).
5. Micro-computers or computer terminals (including both visual display units and dumb terminals) used exclusively in the analysis of accident, basic and processed data.
6. Computer and other tapes and disks, and other records, on which accident, basic and processed data are stored.
7. Television or video cameras and any associated equipment used exclusively in monitoring traffic speeds.
8. The two motor vehicles with the registration marks BYY 717V and B 583 XYL.

In this Part—

“accident data” means information relating to traffic accidents;

“basic data” means information obtained by means of the property described in paragraphs 1 and 2;

“dumb terminal” means a computer terminal which is of no use unless it is connected to a computer; and

“processed data” means information obtained by means of the application to basic data of property described in paragraph 4.

## PART II: HIGHWAYS AND ROAD TRAFFIC PROPERTY

1. The deflectograph, being a motor vehicle with the registration mark GLC 88J and used for the purpose of measuring the deflection of a carriageway as a consequence of pressure from a moving vehicle.

2. The SCRIM (or Sideway-force Coefficient Routine Investigation Machine), being a motor vehicle with the registration mark JGP 810K and used for the purpose of measuring the resistance to skidding of wet road surfaces.

3. The portable weight mat, being a device used for the purpose of weighing motor vehicles.

4. Any portable apparatus or devices used for the purpose of obtaining and recording information relating to the condition of any carriageway.

5. The coring rig, being apparatus used in association with the deflectograph and for the purpose of drilling and extracting samples of the surface and subsoil of carriageways.

6. All spare parts, and all motor vehicles and ancillary or maintenance equipment, held or used in connection with any property described in the preceding paragraphs and, in the case of any motor vehicles, all loose tools and equipment (so far as not otherwise mentioned in this paragraph) with which those vehicles are normally equipped.

The references to motor vehicles in paragraphs 1 and 2 include references to any special apparatus with which those vehicles are equipped.

## Article 9 SCHEDULE 5

### URBAN DEVELOPMENT GRANT SCHEMES

Greater London:	Wandsworth Enterprise Park 70, Rosebery Avenue, Islington Bolina Road Workshops, London SE16
Merseyside:	Beatles Museum, Liverpool County and Canal Buildings, Aintree Adelphi Hotel, Liverpool 7/7A Almonds Green, Liverpool The Pain Relief Foundation Centre, Walton Hospital, Liverpool
Tyne and Wear:	Brama Teams Glassworks, Ropery Road, Gateshead
West Yorkshire:	Maitland clothing factory, Waggon Lane, Upton.

*Kenneth Baker,*  
Secretary of State for  
the Environment.

5th March 1986.

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#### EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This order supplements the Local Government Reorganisation (Property etc.) Order 1986 (S.I. 1986/148) ("the principal order") in providing for the transfer of property, rights and liabilities of the Greater London Council and the metropolitan county councils when, on 1st April 1986, those councils are abolished by the Local Government Act 1985.

In particular it—

- (a) transfers property held and used for waste disposal functions to London borough and metropolitan district councils and waste regulation and disposal authorities (articles 2 and 3 and Schedule 1) and makes transitional provision in London (Schedule 2);
- (b) transfers land associated with the Horniman and Geffrye Museums to the Inner London Education Authority, and confers relevant powers (article 4);
- (c) transfers metropolitan museum property to successor bodies (article 5 and Schedule 3);
- (d) transfers archives in metropolitan counties to named district councils (article 6);
- (e) transfers Thames piers to, and confers relevant functions on, the Thames Water Authority (article 7);
- (f) transfers (by article 8 and Schedule 4)—
  - (i) Croxeth Hall and Park and the Philharmonic Hall, Liverpool, and
  - (ii) property associated with road traffic and highways functions in London;
- (g) transfers property, rights and liabilities associated with urban development grant schemes to residuary bodies (article 9 and Schedule 5);
- (h) creates nomination rights in relation to former Greater London Council housing, and preserves rights and liabilities in connection with dwellings occupied by that Council's employees and transferred to London authorities before 1st April 1986 (articles 10 and 11);
- (i) makes provision about goods vehicle licences supplementary to that in article 8 of the principal order (article 12);
- (j) makes provision in respect of byelaws supplementary to that in article 23 of the principal order (article 13), and
- (k) makes a minor amendment to that order (article 14).



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