

## ADVICE NOTE: Local Council Services and Powers

<b>Function</b>	<b>Powers &amp; Duties</b>	<b>Statutory Provisions</b>
Allotments	Powers to provide allotments. Duty to provide allotment gardens if demand unsatisfied	Smallholdings & Allotments Act 1908, ss 23, 26 and 42
Baths and Washhouses	Power to provide public baths and washhouses	Public Health Act 1936, s 221
Burial grounds, cemeteries and crematoria	Power to acquire and maintain	Open Spaces Act 1906, ss 9 and 10;
	Power to provide	Local Government Act 1972, s.214;
	Power to agree to maintain monuments and memorials	Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970, s.1;
	Power to contribute towards expenses of cemeteries	Local Government Act 1972, s.214(6)
Bus Shelters	Power to provide and maintain shelters	Local Government (Miscellaneous Provisions) Act 1953, s.4;
		Parish Councils Act 1957
Bye Laws	Power to make bye-laws in regard to pleasure grounds	Public Health Act 1875, s.164;
	Cycle Parks	Road Traffic Regulation Act 1984, s.57(7)
	Baths and Washhouses	Public Health Act 1936, s.223
	Open spaces and burial grounds	Open Spaces Act 1906, s.15
	Mortuaries and post-mortem rooms	Public Health Act 1936, s.198

Charities	Duties re parochial charities	Charities Act 2011 s. 298
Clocks	Power to provide public clocks	Parish Councils Act 1957, s.2
Closed Churchyards	Powers as to maintenance	Local Government Act 1972, s.215
Commons and common pastures	Powers in relation to enclosure, and as to providing common pasture	Inclosure Act 1845; Smallholdings and Allotments Act 1908, s.34
Conference facilities	Power to provide and encourage the use of facilities	Local Government Act 1972, s.144
Community centres	Power to provide and equip buildings for use of clubs having athletic, social or recreational objectives	Local Government (Miscellaneous Provisions) Act 1976 s.19
Crime prevention	Powers to spend money on various crime prevention measures	Local Government and Rating Act 1997, s.31
Drainage	Power to deal with ponds and ditches	Public Health Act 1936, s.260
Entertainment and the arts	Provision of entertainment and support of the arts	Local Government Act 1972, s.145
Gifts	Power to accept	Local Government Act 1972, s.139
Highways	Power to repair and maintain public footpaths and bridle-ways	Highways Act 1980, ss.43, 50
	Power to light roads and public places	Parish Councils Act 1957, s.3; Highways Act 1980, s.301
	Provision of litter bins	Litter Act 1983, ss.5, 6
	Power to provide parking places for vehicles, bicycles and motor-cycles	Road Traffic Regulation Act 1984, ss.57, 63
	Power to enter into agreement as to dedication and widening	Highways Act 1980, ss.30, 72
	Power to provide roadside seats and shelters, and omnibus shelters	Parish Councils Act 1957, s.1

	Consent of parish council required for ending maintenance of highway at public expense, or for stopping up or diversion of highway	Highways Act 1980, ss.47, 116
	Power to complain to highway authority as to protection of rights of way and roadside wastes	Highways Act 1980, s.130
	Power to provide traffic signs and other notices	Road Traffic Regulation Act 1984, s.72
	Power to plant trees etc. and to maintain roadside verges	Highways Act 1980, s.96
Investments	Power to participate in schemes of collective investment	Trustee Investments Act 1961. S.11
Land	Power to acquire by agreement, to appropriate, to dispose of land	Local Government Act 1972, ss.124, 126, 127
	Power to accept gifts of land	Local Government Act 1972, s.139
Litter	Provision of receptacles	Litter Act 1983, ss.5, 6
Lotteries	Having a lottery operating licence	Gambling Act 2005, s.98
Mortuaries and post mortem rooms	Powers to provide mortuaries and post mortem rooms	Public Health Act 1936, s.198
Nuisances	Power to deal with offensive ditches	Public Health Act 1936, s.260
Open spaces	Power to acquire land and maintain	Open Spaces Act 1906, ss.9 and 10
Parish Property and Documents	Powers to direct as to their custody	Local Government Act 1972, s.226
	Provision of depositories	Local Government Act 1972, s.227
Public buildings and village hall	Power to provide buildings for offices and for public meetings and assemblies	Local Government Act 1972, s.133
Public	Power to provide	Public Health Act 1936,

Conveniences		s.87
Recreation	Power to acquire land for or to provide recreation grounds, public walks, pleasure grounds and open spaces and to manage and control them	Public Health Act 1875, s.164 Local Government Act 1972, Sched.14 para.27 Public Health Acts Amendment Act 1890, s.44 Open Spaces Act 1906, ss.9 and 10
	Power to provide gymnasiums, playing fields, holiday camps	Local Government (Miscellaneous Provisions) Act 1976, s.19
	Provision of boating pools	Public Health Act 1961, s.54
Town and Country Planning	Right to be notified of planning applications	Town and Country Planning Act 1990, Sched.1, para.8
Tourism	Power to contribute to organisations encouraging tourism	Local Government Act 1972, s.144
Traffic Calming	Powers to contribute financially to traffic calming schemes	Highways Act 1980, s.274A
Transport	Powers to spend money on community transport schemes	Local Government and Rating Act 1997, s.26-29
War memorials	Power to maintain, repairs, protect and adapt war memorials	War Memorials (Local Authorities' Powers) Act 1923, s.1; as extended by Local Government Act 1948, s.133
Water Supply	Power to utilise well, spring or stream and to provide facilities for obtaining water therefrom	Public Health Act 1936, s.125