



## Farnham Town Council

### POWERS AND DUTIES OF PARISH COUNCILS

<b><u>FUNCTION</u></b>	<b><u>POWERS &amp; DUTIES</u></b>	<b><u>STATUTORY PROVISIONS</u></b>
<b>Allotments</b>	<b>Powers to provide allotments</b>  <b>Duty to provide allotment gardens if demand unsatisfied</b>	<b>Small Holdings and Allotments Act 1908, ss. 23, 26 and 42</b>
<b>Baths and Warehouses</b>	<b>Power to provide public baths and washhouses</b>	<b>Public Health Act 1936, ss. 221, 222, 223 and 227</b>
<b>Burial Grounds, Cemeteries and Crematoria</b>	<b>Power to acquire and maintain</b>  <b>Power to provide</b>  <b>Power to agree to maintain monuments and memorials</b>  <b>Power to contribute towards expenses of cemeteries</b>	<b>Open spaces Act 1906, ss. 9 and 10. Local Government Act 1972 s. 214. Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970, s. 1</b>  <b>Local Government Act 1972, s. 215 (6)</b>
<b>Bus Shelters</b>	<b>Power to provide and maintain shelters</b>	<b>Local Government (Miscellaneous Provisions) Act 1953, s. 4</b>
<b>Bye-Laws</b>	<b>Power to make bye-laws in regard to pleasure grounds</b>  <b>Cycle parks</b>  <b>Baths and washhouses</b>  <b>Open spaces and burial grounds</b>	<b>Public Health Act 1875, s. 164</b>  <b>Road Traffic Regulation act 1984 s. 57 (7)</b>  <b>Public Health Act 1936, s. 223</b>  <b>Open Spaces Act 1906, s. 15</b>

	<b>Mortuaries and post-mortem rooms</b>	<b>Public Health Act 1936, s. 198</b>
<b>Charities</b>	<b>Duty to receive accounts of parochial charities</b>	<b>Charities Act 1960, s. 32</b>
<b>Clocks</b>	<b>Power to provide public clocks</b>	<b>Parish Councils Act 1957, s. 2</b>
<b>Closed Churchyards</b>	<b>Powers as to maintenance</b>	<b>Local Government Act 1972, s. 215</b>
<b>Commons and Common Pastures</b>	<b>Powers in relation to enclosure, as to regulation and management, and as to providing common pasture</b>	<b>Enclosure Act 1845. Local Government Act 1894, s. 8 (4). Smallholdings and Allotments Act 1908, s. 34</b>
<b>Community Centres</b>	<b>Power to provide and equip buildings for use of clubs having athletic, social or educational objectives</b>	<b>Local Government (Miscellaneous Provisions) Act 1976, s. 19</b>
<b>Conference Facilities</b>	<b>Power to provide and encourage the use of facilities</b>	<b>Local Government Act 1972, s. 144</b>
<b>Crime Prevention</b>	<b>Powers to spend money on various crime prevention measures</b>	<b>Local Government &amp; Rating Act 1997, s. 31</b>
<b>Drainage</b>	<b>Power to deal with ponds and ditches</b>	<b>Public Health Act 1936, s. 260</b>
<b>Education</b>	<b>Right to appoint school governors</b>	<b>Education (No 2) Act 1986, s. 4</b>
<b>Entertainment and the Arts</b>	<b>Provision of entertainment and support of the arts</b>	<b>Local Government Act 1972, s. 145</b>
<b>Gifts</b>	<b>Power to accept</b>	<b>Local Government Act 1972, s. 139</b>

<b>Highways</b>	<b>Power to repair and maintain public footpaths and bridleways</b>	<b>Highways Act 1980, ss. 43 and 50</b>
	<b>Power to light roads and public places</b>	<b>Parish Councils Act 1957, s. 3. Highways Act 1980, s. 301</b>
	<b>Provision of litter bins</b>	<b>Litter Act 1983 ss. 5 and 6</b>
	<b>Power to provide parking places for vehicles, bicycles and motor-cycles</b>	<b>Road Traffic Regulation Act 1984, ss. 57 and 63</b>
	<b>Power to enter into agreement as to dedication and widening</b>	<b>Highways Act 1980, ss. 30 and 72</b>
	<b>Power to provide roadside seats and shelters, and omnibus shelters</b>	<b>Parish Councils Act 1957, s. 1</b>
<b>Highways cont.</b>	<b>Consent of Parish Council required for ending maintenance of highway at public expense, or for stopping up or diversion of highway.</b>	<b>Highways Act 1980, ss. 47 and 116</b>
	<b>Power to complain to District Council as to protection of rights of way and roadside wastes</b>	<b>Highways Act 1980, s. 130</b>
	<b>Power to provide traffic signs and other notices</b>	<b>Road Traffic Regulation Act 1984, s. 72</b>
	<b>Power to plant trees, etc. and to maintain roadside verges</b>	<b>Highways Act 1980, s. 96</b>
<b>Investments</b>	<b>Power to participate in schemes of collective investment</b>	<b>Trustee Investments Act 1961, s.11</b>

<b>Land</b>	<b>Power to acquire by agreement, to appropriate, to dispose of</b>	<b>Local Government Act 1972, ss. 124, 126 and 127</b>
	<b>Power to accept gifts of land</b>	<b>Local Government Act 1972, s. 139</b>
<b>Litter</b>	<b>Provision of receptacles</b>	<b>Litter Act 1983, ss. 5 and 6</b>
<b>Lotteries</b>	<b>Power to promote</b>	<b>Lotteries and Amusements Act 1976, s. 7</b>
<b>Mortuaries and Post-Mortem Rooms</b>	<b>Power to provide mortuaries and post-mortem rooms</b>	<b>Public Health Act 1936, s. 198</b>
<b>Nuisances</b>	<b>Power to deal with offensive ditches</b>	<b>Public Health Act 1936, s. 260</b>
<b>Open Spaces</b>	<b>Power to acquire land and maintain</b>	<b>Public Health Act 1875, s. 164. Open Spaces Act 1906, ss. 9 and 10</b>
<b>Parish Property and Documents</b>	<b>Power to direct as to their custody</b>	<b>Local Government Act 1972, s. 226</b>
<b>Postal and Telecommunications Facilities</b>	<b>Power to pay the Post Office, British Telecommunications or any other public telecommunications operator any loss sustained in providing post or telegraph office or telecommunications facilities</b>	<b>Post Office Act 1953, s. 51. Telecommunications Act 1984, s. 97</b>
<b>Public Buildings and Village Halls</b>	<b>Power to provide buildings for offices and for public meetings and assemblies</b>	<b>Local Government Act 1972, s. 133</b>
<b>Public Conveniences</b>	<b>Power to provide</b>	<b>Public Health Act 1936, s. 87</b>
<b>Recreation</b>	<b>Power to acquire land for or to provide recreation grounds,</b>	<b>Public Health Act 1875, s. 164. Local Government Act 1972, s. 14 para 27. Public</b>

	public walks, pleasure grounds and open spaces and to manage and control them.	Health Act 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
<b>Tourism</b>	Power to contribute to organisation encouraging	Local Government Act 1972, s. 144
<b>Town and Country Planning</b>	Right to be notified of planning applications	Town and Country Planning Act 1990, s. 1 para 8
<b>Traffic Calming</b>	Powers to contribute financially to traffic calming schemes	Local Government & Rating Act 1997 s.130
<b>Transport</b>	Powers to spend money on community transport schemes	Local Government & Rating Act 1997 s.26-29
<b>War Memorials</b>	Power to maintain, repair, protect and adapt war memorials	War Memorials (Local Authorities' Powers Act 1923, s. 1, extended by Local Government Act 1948 s.133
<b>Water Supply</b>	Power to utilise well, spring or stream and to provide facilities for obtaining water therefrom	Public Health Act 1936 s. 125

This list is intended only as a summary of the principle functions of Local Councils. It is not intended to be a definitive and precise list of such functions.