

# HARTINGTON NETHER QUARTER PARISH COUNCIL PRIVACY POLICY

## POWERS AND DUTIES OF PARISH COUNCILS

| <b>Function</b>                            | <b>Powers and Duties</b>  | <b>Statutory Provisions</b>   |
|--|---|---|
| Allotments                                 | Powers to provide allotments. Duty to provide allotment gardens if demand unsatisfied   | Small Holdings and Allotments Act 1908, ss. 23, 26, and 42  |
| Baths & washhouses                         | Power to provide public baths and washhouses  | Public Health Act 1936, ss.221, 222, 223 and 227  |
| Burial grounds, cemeteries, and crematoria | Power to acquire and maintain.<br>Power to provide.<br>Power to agree to maintain monuments and memorials.<br>Power to contribute towards expenses of cemeteries  | Open Spaces Act 1906, ss.9 and 10;<br>Local Government Act 1972, s.214;<br>Parish Councils and Burial Authorities (Miscellaneous Provisions) Act 1970, s.1<br>Local Government Act 1972, s.214(6)           |
| Bus shelters                               | Power to provide and maintain shelters  | Local Government (Miscellaneous Provisions) Act 1953, s.4   |
| Bye Laws                                   | Power to make byelaws in regard to pleasure grounds.<br>Cycle parks<br>Baths and Washhouses<br>Open spaces and burial grounds<br>Mortuaries and post-mortem rooms | Public Health Act 1875, s.164<br>Public Health Act 1875, s.164<br>Road Traffic Regulation Act 1984, s.57(7)<br>Public Health Act 1936, s.223<br>Open Spaces Act 1906, s.15<br>Public Health Act 1936, s.198 |
| 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, as to regulation and management, and as to providing common pasture  | Enclosure Act 1845; Local Government Act 1894, s.8(4); 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 educational 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  |

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| Gifts                                   | Power to accept  | Local Government Act 1972, s.139  |
| Highways                                | <p>Power to repair and maintain public footpaths and bridleways.</p> <p>Power to light roads and public places</p> <p>Provision of litter bins</p> <p>Power to provide parking places for vehicles, bicycles and motorcycles.</p> <p>Power to enter into agreement as to dedication and widening.</p> <p>Power to provide roadside seats and shelters, and omnibus shelters.</p> <p>Consent of parish council required for ending maintenance of highway at public expense, or for stopping up or diversion of highway</p> | <p>Highways Act 1980, ss.43, 50</p> <p>Parish Councils Act 1957, s.3; Highways Act 1980, s.301</p> <p>Litter Act 1983, ss. 5,6</p> <p>Road Traffic Regulation Act 1984 ss. 57, 63</p> <p>Highways Act 1980, ss 30, 72</p> <p>Parish Councils Act 1957, s.1</p> <p>Highways Act 1980, ss.47, 116</p> <p>Highways Act 1980, s.130</p> |
| Highways cont.                          | <p>Power to provide traffic signs and other notices.</p> <p>Power to plant trees etc, and to maintain roadside verges</p>  | <p>Road Traffic Regulation Act 1984, s.72</p> <p>Highways Act, 1980, s.96</p>   |
| Investments                             | Power to participate in schemes of collective investment   | Trustee Investments Act 1961, s.11  |
| Land                                    | <p>Power to acquire by agreement, to appropriate, to dispose of</p> <p>Power to accept gifts of land</p>   | <p>Local Government Act 1972 ss.124, 126, 127</p> <p>Local Government Act 1972, s.139</p>   |
| Litter                                  | Provision of receptacles   | Litter Act 1983, ss.5, 6  |
| Lotteries                               | Powers to promote  | Lotteries and Amusements Act 1976, s.7  |
| Mortuaries and post-mortem rooms        | Power 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   | Public Health Act 1875, s.164; Open Spaces Act 1906, ss.9 & 10  |
| Parish property and documents           | Powers to direct as to their custody   | Local Government Act 1972, s.226  |
| Postal and telecommunication facilities | Power to pay the Post Office, British Telecommunications, or any other public telecommunications operator any loss sustained in providing post or telegraph office or tele-communications facilities   | Post Office Act 1953, s.51; Telecommunications Act 1984, s.97   |

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| Public buildings and village halls | Power to provide buildings for offices and for public meetings and assemblies  | Local Government Act 1972, s.133   |
| Public conveniences                | Power to provide   | Public Health Act 1936, 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.<br><br>Power to provide gymnasiums, playing fields, holiday camps<br><br>Provision of boating pools | Public Health Act 1875, s.164;<br><br>Local Government Act 1972, Sched.14, para 27; Public Health Acts Amendment Act 1890 s.44; Open Spaces Act 1906, ss.9 and 10; Local Government (Miscellaneous Provisions) Act 1976, s.19<br><br>Public Health Act 1961, s54 |
| 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   | Local Government Act 1972, s.144   |
| Traffic calming                    | Powers to contribute financially to traffic calming schemes  | Local Government and Rating act 1997, s.26   |
| Transport                          | Powers to spend money on community transport schemes   | Local Government and Rating Act 1997, s.26-29  |
| War memorials                      | Power to maintain, repair, 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  |