



## WILTSHIRE ASSOCIATION OF LOCAL COUNCILS

### 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  Power to provide  Power to agree to maintain monuments and memorials  Power to contribute towards expenses of cemeteries	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  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 bye-laws in regard to pleasure grounds  Cycle parks  Baths and Washhouses  Open spaces and burial grounds  Mortuaries and post-mortem rooms	Public Health Act 1875, s.164 Public Health Act 1875, s.164  Road Traffic Regulation Act 1984, s.57(7)  Public Health Act 1936, s.223  Open Spaces Act 1906, s.15  Public Health Act 1936, s.198
Clocks	Power to provide public clocks	Parish Councils Act 1957, s.2



<b>Function</b>	<b>Powers and Duties</b>	<b>Statutory Provisions</b>
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
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 motor-cycles</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>



	Power to complain to district council as to protection of rights of way and roadside wastes	
<b>Function</b>	<b>Powers and Duties</b>	<b>Statutory Provisions</b>
Highways cont.	Power to provide traffic signs and other notices  Power to plant trees etc, and to maintain roadside verges	Road Traffic Regulation Act 1984, s.72  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  Power to accept gifts of land	Local Government Act 1972 ss.124, 126, 127  Local Government Act 1972, s.139
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 telecommunications facilities	Post Office Act 1953, s.51; Telecommunications Act 1984, s.97
<b>Function</b>	<b>Powers and Duties</b>	<b>Statutory Provisions</b>
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	<p>Power to acquire land for or to provide recreation grounds, public walks, pleasure grounds and open spaces and to manage and control them</p> <p>Power to provide gymnasiums, playing fields, holiday camps</p> <p>Provision of boating pools</p>	<p>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; Local Government (Miscellaneous Provisions) Act 1976, s.19</p> <p>Public Health Act 1961, s54</p>
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

This list is intended only as a summary of the principal functions of local councils. It is not intended to be a definitive list of such functions.

