

## SCHEDULES

### SCHEDULE 8

Section 19

#### FURTHER PROVISION ABOUT CRIME AND DISORDER COMMITTEES OF CERTAIN LOCAL AUTHORITIES

##### *Introductory*

- 1 (1) This Schedule applies in relation to a local authority that is not operating executive arrangements under Part 2 of the Local Government Act 2000 (c. 22).
- (2) In this Schedule “local authority” and “crime and disorder committee” have the same meaning as in section 19.

##### *Functions of crime and disorder committees*

- 2 (1) The crime and disorder committee of a local authority may not discharge any functions other than its functions under section 19 or this Schedule.
- (2) In the case of a committee of a local authority that acts as its crime and disorder committee and also acts in one or more other capacities, the reference in sub-paragraph (1) to the crime and disorder committee is a reference to that committee in its capacity as crime and disorder committee.

##### *Appointment of sub-committees*

- 3 (1) The crime and disorder committee of a local authority—
  - (a) may appoint one or more sub-committees, and
  - (b) may arrange for the discharge of any of its functions by any such sub-committee.
- (2) A sub-committee of the crime and disorder committee may not discharge any functions other than those conferred on it under sub-paragraph (1)(b).

##### *Meetings etc*

- 4 A local authority shall make arrangements—
  - (a) for enabling a member of the crime and disorder committee of the authority to ensure that a matter that is relevant to the functions of the committee is included in the agenda for, and is discussed at, a meeting of the committee, and
  - (b) for enabling a member of a sub-committee of such a committee to ensure that a matter that is relevant to the functions of the sub-committee is included in the agenda for, and is discussed at, a meeting of the sub-committee.
- 5 The crime and disorder committee of a local authority, or a sub-committee of such a committee, may include persons who are not members of the authority, but (subject to

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*Status: This is the original version (as it was originally enacted).*

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section 20(6)) such persons are not entitled to vote, at a meeting of such a committee or sub-committee, on any question that falls to be decided at that meeting.

*Power to compel attendance etc*

- 6 (1) The crime and disorder committee of a local authority or a sub-committee of such a committee—
- (a) may require members or officers of the authority to attend before it to answer questions;
  - (b) may invite other persons to attend meetings of the committee.
- (2) A member or officer of a local authority shall comply with any requirement made under sub-paragraph (1)(a).
- (3) A person is not obliged by sub-paragraph (2) to answer any question that he would be entitled to refuse to answer in or for the purposes of proceedings in a court in England and Wales.

*Miscellaneous and supplemental*

- 7 The crime and disorder committee of a local authority, or a sub-committee of such a committee, is to be treated as a committee or sub-committee of a principal council for the purposes of Part 5A of the Local Government Act 1972 (c. 70) (access to meetings and documents of certain authorities, committees and sub-committees).
- 8 The crime and disorder committee of a local authority, or a sub-committee of such a committee, is to be treated as a body to which section 15 of the Local Government and Housing Act 1989 (c. 42) (duty to allocate seats to political groups) applies.
- 9 Subsections (2) and (5) of section 102 of the Local Government Act 1972 (appointment of committees) apply to the crime and disorder committee of a local authority, or a sub-committee of such a committee, as they apply to a committee appointed under that section.

*Application to the City of London*

- 10 Paragraph 8 does not apply to the crime and disorder committee of the Common Council or to a sub-committee of that committee.
- 11 (1) The Common Council may discharge its duty under section 19(1) by itself acting as the crime and disorder committee of the Council, and sub-paragraphs (2) to (4) apply if it does so.
- (2) In section 19 or 20 or this Schedule, or in section 5 of the Crime and Disorder Act 1998 (c. 37) (authorities responsible for crime and disorder strategies), a reference to the crime and disorder committee of a local authority includes a reference to the Common Council in its capacity as crime and disorder committee.
  - (3) Paragraph 2, in its application to the Common Council, has effect with the omission of sub-paragraph (2).
  - (4) Paragraph 9, in its application to the Common Council, applies only so far as it relates to sub-committees.
- 12 In paragraphs 10 and 11 “the Common Council” means the Common Council of the City of London.