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STATUTORY INSTRUMENTS

1996 No. 1366

LOCAL GOVERNMENT, ENGLAND AND WALES

WALES

FINANCE

The Local Government Reorganisation (Wales) (Capital Finance) (Amendment) Order 1996

<i>Made</i>	- - - -	<i>22nd May 1996</i>
<i>Laid before Parliament</i>		<i>24th May 1996</i>
<i>Coming into force</i>	- -	<i>1st June 1996</i>

The Secretary of State for Wales, in exercise of the powers conferred on him by section 54(1) and (2)(e) of the Local Government (Wales) Act 1994⁽¹⁾, and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation and commencement

1. This Order may be cited as the Local Government Reorganisation (Wales) (Capital Finance) (Amendment) Order 1996, and shall come into force on 1st June 1996.

Amendment of Local Government Reorganisation (Wales) (Capital Finance) Order 1996

2. In article 1(3) of the Local Government Reorganisation (Wales) (Capital Finance) Order 1996⁽²⁾, the definitions of “divided old authority”, “undivided old authority” and “usable receipts” shall be omitted.

(1) 1994 c. 19.
(2) [S.I. 1996/633](#).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Amendment of Local Government Reorganisation (Wales) (Capital Finance and Miscellaneous Provisions) Order 1996

3. Paragraph (3) of article 3 of the Local Government Reorganisation (Wales) (Capital Finance and Miscellaneous Provisions) Order 1996(3) shall be amended by the insertion after “section 56 agreement” of “in respect of relevant property transferred or retained under that agreement”.

Signed by authority of the Secretary of State for Wales

Gwilym Jones
Parliamentary Under Secretary of State, Welsh
Office

22nd May 1996

EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes amendments to the Local Government Reorganisation (Wales) (Capital Finance) Order 1996 and the Local Government Reorganisation (Wales) (Capital Finance and Miscellaneous Provisions) Order 1996.

Article 2 of this Order deletes superfluous definitions from the interpretation provisions of the Local Government Reorganisation (Wales) (Capital Finance) Order 1996.

Article 3 of the Local Government Reorganisation (Wales) (Capital Finance and Miscellaneous Provisions) Order 1996 modified the application of Part IV of the Local Government and Housing Act 1989 in relation to money transferred under some agreements made under section 56 of the Local Government (Wales) Act 1994 (“the 1994 Act”). The agreements are those concerning land, buildings or other structures (except roads), made between certain public bodies affected by area changes made by the 1994 Act (“relevant authorities”).

Paragraph (3) of that article (which provides that any receipt by a relevant authority under a section 56 agreement shall be treated as a capital receipt) is not however restricted to agreements concerning land, buildings or other structures (except roads). Article 3 of this Order amends that paragraph to restrict its application to such agreements.