
STATUTORY INSTRUMENTS

2016 No. 449

The Tees Valley Combined Authority Order 2016

PART 4

Additional functions

Economic development and regeneration functions

7.—(1) The functions of the constituent councils set out in Schedule 2 are exercisable by the Combined Authority in relation to its area.

(2) The functions are exercisable concurrently with the constituent councils.

(3) Any requirement in any enactment for a constituent council to exercise such a function may be fulfilled by the exercise of that function by the Combined Authority.

Incidental provisions

8. The following provisions shall have effect as if the Combined Authority were a local authority for the purposes of those provisions—

- (a) section 113 of the Local Government Act 1972(1) (power to place staff at the disposal of other local authorities);
- (b) section 142(2) of the Local Government Act 1972(2) (power to arrange for publication of information etc relating to the functions of the authority); and
- (c) section 222 of the Local Government Act 1972(3) (power to prosecute and defend legal proceedings).

9.—(1) The Combined Authority shall have the power to exercise any of the functions described in subsection (1)(a) and (b) of section 88 of the Local Government Act 1985(4) (research and collection of information) whether or not a scheme is made under that section.

(2) For the purposes of paragraph (1) of this article, paragraphs (a) and (b) of section 88(1) of the Local Government Act 1985 have effect as if a reference to “that area” were a reference to the combined area.

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- (1) [1972 c. 70](#). Section 113 was amended by paragraph 151 of Schedule 4 to the National Health Service Reorganisation Act [1973 \(c. 32\)](#); by section 66(1) of and paragraph 13 of Schedule 9 to the National Health Service and Community Care Act [1990 \(c. 19\)](#); by paragraph 18 of Schedule 4 to the Health and Social Care (Community Health and Standards) Act [2003 \(c. 43\)](#); by paragraph 51(a) of Schedule 1 to the National Health Service (Consequential Provisions) Act [2006 \(c. 43\)](#); by paragraph 17 of Schedule 5, paragraph 3 of Schedule 7, and paragraph 3 of Schedule 17 to Health and Social Care Act [2012 \(c. 7\)](#); by [S.I. 2000/90](#); by [S.I. 2002/2469](#); and by [S.I. 2007/961](#).
 - (2) Section 142 was amended by the Local Government Act [1986 \(c. 10\)](#), section 3(1)(a); there are other amendments which are not relevant to this instrument.
 - (3) To which there are amendments not relevant to this instrument.
 - (4) [1985 c. 51](#).

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

10. Section 13 of the Local Government and Housing Act 1989⁽⁵⁾(voting rights of members of certain committees) has effect in relation to the Combined Authority as if—

(a) in subsection (4) after paragraph (h) there were inserted—

“(i) subject to subsection (4A), a committee appointed by the Tees Valley Combined Authority;” and

(b) after subsection (4) there were inserted—

“(4A) A person who is a member of a committee falling within paragraph (i) of subsection (4) or a sub-committee appointed by such a committee shall for all purposes be treated as a non-voting member of that committee or sub-committee unless that person is a member of one of the constituent councils as defined by article 2 of the Tees Valley Combined Authority Order 2016.”

11. In Part 2 of Schedule 3 (pension funds) to the Local Government Pension Scheme Regulations 2013⁽⁶⁾ in the table insert at the end—

“An employee of the Tees Valley Combined Middlesbrough Borough Council”
Authority established by the Tees Valley
Combined Authority Order 2016

(5) 1989 c. 42. Section 13 was amended by paragraph 1 of Schedule 21(II) and paragraph 96 of Schedule 37(I) to the Education Act 1993 (c. 35); by paragraph 36 of Schedule 4(I) and by paragraph 1 of Schedule 9(I) to the Police and Magistrates’ Courts Act 1994 (c. 29); by paragraph 1 of Schedule 24 to the Environment Act 1995 (c. 25); by paragraph 96 of Schedule 37(I) and by paragraph 1 of Schedule 38(I) to the Education Act 1996 (c. 56); by paragraph 22 of Schedule 30 to the School Standards and Framework Act 1998 (c. 31); by paragraph 1 of Schedule 5(4) to the Children Act 2004 (c. 31); by paragraph 81 of Schedule 6 to the Local Democracy, Economic Development and Construction Act 2009; by paragraph 14 of Schedule 14 and by paragraph 1 of Schedule 22(4) to the Marine and Coastal Access Act 2009 (c. 23); by paragraph 15 of Schedule 8 to the Public Service Pensions Act 2013 (c. 25); by S.I. 2001/1517; and by S.I. 2010/1158.

(6) S.I. 2013/2356. Schedule 3 was amended by regulations 31 and 32 of the Local Government Pension Scheme (Amendment) Regulations 2015/755.