



# Local Government Act (Northern Ireland) 1972

## 1972 CHAPTER 9

### PART VII

#### MISCELLANEOUS FUNCTIONS

##### OTHER MISCELLANEOUS FUNCTIONS

#### 111 Subscriptions.

**F1** .....

**F1** S. 111 repealed (1.4.2012) by [Local Government Finance Act \(Northern Ireland\) 2011](#) (c. 10), ss. 46, 47(2), [Sch. 2](#); S.R. 2011/306, [art. 2\(3\)](#)

#### 112 Insurance.

A council may—

- (a) insure any property in which it has an insurable interest;
- (b) insure against any contingency which may result in the imposition of any liability on or loss to the council.

##### Modifications etc. (not altering text)

- C1** Ss. 111 - 113A applied (with modifications) by S.R. 2004/49, art. 7 (as inserted (28.1.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) \(Amendment\) Order \(Northern Ireland\) 2007](#) (S.R. 2007/505), [art. 2\(5\)](#))
- C2** Ss. 111-113A applied (20.8.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2008](#) (S.R. 2008/310), [art. 7](#)

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- C3** Ss. 112-113A applied with modifications (2.4.2012) by [The Local Government \(Constituting Joint Committees as Bodies Corporate\) Order \(Northern Ireland\) 2012 \(S.R. 2012/10\)](#), arts. 1, **6**
- C4** Ss. 112113113A applied (1.4.2015) by [The Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2015 \(S.R. 2015/183\)](#), art. 1, **reg. 6**

### 113 Exercise of certain functions outside district.

- (1) Where any function of a council is not required by a statutory provision to be exercised in the district of the council, the council may exercise the function at a place outside its district—
  - (a) if the council for the district within which that place is situated consents; and
  - (b) if the function is exercised in accordance with—
    - (i) any conditions reasonably imposed by the last-mentioned council, and
    - (ii) any statutory provision regulating the exercise of the function; and
  - (c) where the function is exercisable for the purpose of providing amenities or facilities for persons who are resident in the district of the council, if that place is convenient for those persons.
- (2) Consent under subsection (1)(a) shall not be withheld unreasonably, and any question arising as to whether a consent is unreasonably withheld or whether any conditions are reasonably imposed shall be referred to and determined by the Ministry.

#### Modifications etc. (not altering text)

- C3** Ss. 112-113A applied with modifications (2.4.2012) by [The Local Government \(Constituting Joint Committees as Bodies Corporate\) Order \(Northern Ireland\) 2012 \(S.R. 2012/10\)](#), arts. 1, **6**
- C4** Ss. 112113113A applied (1.4.2015) by [The Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2015 \(S.R. 2015/183\)](#), art. 1, **reg. 6**
- C5** Ss. 111 - 113A applied (with modifications) by S.R. 2004/49, art. 7 (as inserted (28.1.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) \(Amendment\) Order \(Northern Ireland\) 2007 \(S.R. 2007/505\)](#), **art. 2(5)**)
- C6** Ss. 111-113A applied (20.8.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2008 \(S.R. 2008/310\)](#), **art. 7**

### [<sup>F2</sup>113A Power to provide advice and assistance.

- (1) Subject to subsections (3) to (6), a council may provide advice and assistance as respects any matter in which it has skill and experience to a body engaged outside the United Kingdom in the carrying on of any of the activities of local government.
- (2) In relation to any place outside the United Kingdom, activities shall be taken for the purposes of this section to be activities of local government wherever they are the equivalent of, or are comparable to, any activities which in Northern Ireland are carried on by councils.
- (3) The power conferred by subsection (1) shall not be exercised except with the consent of the Department or in accordance with a general authorisation given by the Department.

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- (4) Before giving any general authorisation under subsection (3), the Department shall consult with such persons appearing to it to represent councils as the Department thinks appropriate.
- (5) A consent or authorisation under subsection (3) may be given subject to such conditions as the Department thinks fit.
- (6) Nothing in this section authorises a council to provide any financial assistance by—
  - (a) making a grant or loan,
  - (b) giving a guarantee or indemnity, or
  - (c) investing by acquiring share or loan capital.
- (7) The Department shall provide councils with such guidance about the exercise of their powers under this section as it thinks appropriate.]

## F2 1995 NI 5

### Modifications etc. (not altering text)

- C3 Ss. 112-113A applied with modifications (2.4.2012) by [The Local Government \(Constituting Joint Committees as Bodies Corporate\) Order \(Northern Ireland\) 2012 \(S.R. 2012/10\)](#), arts. 1, [6](#)
- C4 Ss. 112-113A applied (1.4.2015) by [The Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2015 \(S.R. 2015/183\)](#), art. 1, [reg. 6](#)
- C7 Ss. 111 - 113A applied (with modifications) by S.R. 2004/49, art. 7 (as inserted (28.1.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) \(Amendment\) Order \(Northern Ireland\) 2007 \(S.R. 2007/505\)](#), [art. 2\(5\)](#))
- C8 Ss. 111-113A applied (20.8.2008) by [Local Government \(Constituting a Joint Committee a Body Corporate\) Order \(Northern Ireland\) 2008 \(S.R. 2008/310\)](#), [art. 7](#)

## 114 Acceptance of gifts.

- (1) Subject to the provisions of this section a council may accept, hold and administer any gift of property, whether real or personal—
  - (a) for any local public purpose, or
  - (b) for the benefit of the inhabitants of its district or of any part of its district,
 and may provide and maintain any works, facility, amenity, equipment or thing incidental to or consequential on the exercise of the powers conferred by this section.
- (2) This section shall not authorise the acceptance by a council of property which, when accepted, would be held in trust for an ecclesiastical charity or an eleemosynary charity.

## 115 Expenditure for special purposes.

F3 .....

- F3 S. 115 repealed (1.4.2012) by [Local Government Finance Act \(Northern Ireland\) 2011 \(c. 10\)](#), ss. 46, 47(2), [Sch. 2](#); S.R. 2011/306, [art. 2\(3\)](#)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 4(1)(ea) inserted by [2022 c. 37 Sch. 5 para. 3](#)
- s. 10(1) s. 10 renumbered as s. 10(1) by [2022 c. 37 Sch. 10 para. 3\(3\)\(a\)](#)
- s. 10(1)(a) words inserted by [2022 c. 37 Sch. 10 para. 3\(3\)\(b\)](#)
- s. 10(2) inserted by [2022 c. 37 Sch. 10 para. 3\(3\)\(c\)](#)
- Sch. 8 para. 1 repealed by [2010 c. 23 Sch. 2](#) (Amendment could not be applied - affected provision (Sch. 8) not available on [legislation.gov.uk](#))
- Sch. 8 para. 3 repealed by [2010 c. 23 Sch. 2](#) (Amendment could not be applied - affected provision (Sch. 8) not available on [legislation.gov.uk](#))