



Local Government and Public Involvement in Health Act 2007

2007 CHAPTER 28

PART 4

PARISHES

CHAPTER 3

REORGANISATION

Miscellaneous

102 Interpretation

- (1) This section applies for the purposes of this Chapter.
- (2) The following expressions have the meanings given—
 - “alternative style” has the same meaning as in sections 9 to 16A of the Local Government Act 1972 (c. 70) (see section 17A of that Act);
 - [^{F1}“application area” means the area to which a community governance application relates;]
 - “area under review”, in relation to a community governance review, means however much of the area of a principal council is subject to the review;
 - [^{F1}“community governance application” has the meaning given by section 80A]
 - “community governance petition” has the meaning given by section 80;
 - “community governance review” has the meaning given by section 79;
 - “electoral arrangements”, in relation to a parish council, means all of the following—
 - (a) the year in which ordinary elections of councillors are to be held;

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- (b) the number of councillors to be elected to the council, or (in the case of a common council) the number of councillors to be elected to the council by each parish;
- (c) the division (or not) of the parish, or (in the case of a common council) any of the parishes, into wards for the purpose of electing councillors;
- (d) the number and boundaries of any such wards;
- (e) the number of councillors to be elected for any such ward;
- (f) the name of any such ward;

“local government elector” has the same meaning as in the Local Government Act 1972 (see section 270);

[^{F2}“Local Government Boundary Commission” means the Local Government Boundary Commission for England.]

“petition area” means the area to which a community governance petition relates;

“principal council” means—

- (a) a district council in England,
- (b) a county council in England for an area in which there are no district councils, or
- (c) a London borough council;

“reorganisation order” means an order under section 86;

[^{F3}“relevant two-year period”, in relation to receipt of a community governance petition or community governance application, means the period of two years ending with the day on which the petition or application is received by the principal council;]

[^{F4}“specified recommendations”, in relation to a community governance petition or community governance application, means the recommendations—

- (a) specified in the petition or application, or
- (b) treated by section 80 as included in the recommendations specified in the petition or treated by section 80A as included in the recommendations specified in the application;]

“terms of reference” has the meaning given by section 81.

- (3) A principal council “begins” a community governance review when the council publishes the terms of reference of the review.
- (4) A principal council “concludes” a community governance review when the council publishes the recommendations made in the review.
- (5) A principal council is “in the course of undertaking” a community governance review in the period between—
 - (a) beginning the review, and
 - (b) concluding the review.
- [^{F5}(6) The terms of reference of a community governance review “allow for a community governance petition or community governance application to be considered” if the terms of reference of the review are such that—
 - (a) the area under review includes the whole of the petition area or application area; and

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- (b) the recommendations to be considered by the review include all of the petition's or application's specified recommendations.]

Textual Amendments

- F1** Words in s. 102(2) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **9(2)(a)**
- F2** Words in s. 102(2) inserted (1.4.2010) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 148(3)(b), **Sch. 4 para. 33**; S.I. 2009/3318, art. 4(ff)
- F3** Words in s. 102(2) substituted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **9(2)(b)**
- F4** Words in s. 102(2) substituted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **9(2)(c)**
- F5** S. 102(6) substituted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **9(3)**

Commencement Information

- I1** S. 102 in force at 13.2.2008 by [S.I. 2008/337](#), **art. 2(b)**

Changes to legislation:

There are currently no known outstanding effects for the Local Government and Public Involvement in Health Act 2007, Section 102.