



# Local Government and Public Involvement in Health Act 2007

## 2007 CHAPTER 28

### PART 4

#### PARISHES

### CHAPTER 3

#### REORGANISATION

##### *Undertaking community governance reviews*

#### **84 Review being undertaken: duty to respond to petition [<sup>F1</sup>or application]**

- (1) This section applies if the following conditions are met—
- (a) a principal council is in the course of undertaking a community governance review of part of the council's area (“the current review”);
  - (b) the council receives a community governance petition [<sup>F2</sup>or community governance application] which relates to part of the council's area;
  - (c) the petition area [<sup>F3</sup>or application area] is wholly outside the area under review.
- (2) The principal council must follow one of the options in subsection (4), (5) or (6).
- (3) But the duty in subsection (2) does not apply if—
- (a) the principal council has concluded a previous community governance review within the relevant two-year period, and
  - (b) in the council's opinion the petition area [<sup>F4</sup>or application area] covers the whole or a significant part of the area to which the previous review related.

For further provision about this case, see section 85.

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*Changes to legislation: There are currently no known outstanding effects for the Local Government and Public Involvement in Health Act 2007, Section 84. (See end of Document for details)*

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- (4) The first option mentioned in subsection (2) is for the principal council to modify the terms of reference of the current review so that they allow for the petition [<sup>F5</sup>or application] to be considered.
- (5) The second option is for the principal council to undertake a community governance review that—
- (a) is separate from the current review, and
  - (b) has terms of reference that allow for the petition [<sup>F6</sup>or application] to be considered.
- (6) The third option is for the principal council to—
- (a) modify the terms of reference of the current review,
  - (b) undertake a community governance review that is separate from the current review (“the new review”), and
  - (c) secure that (when taken together)—
    - (i) the terms of reference of the current review (as modified), and
    - (ii) the terms of reference of the new review,
 allow for the petition [<sup>F7</sup>or application] to be considered.

#### Textual Amendments

- F1** Words in s. 84 heading inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **8**
- F2** Words in s. 84(1)(b) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **6(2)**
- F3** Words in s. 84(1)(c) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **6(3)**
- F4** Words in s. 84(3)(b) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **6(3)**
- F5** Words in s. 84(4) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **6(4)**
- F6** Words in s. 84(5)(b) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **6(4)**
- F7** Words in s. 84(6) inserted (E.) (27.3.2015) by [The Legislative Reform \(Community Governance Reviews\) Order 2015 \(S.I. 2015/998\)](#), arts. 1(3), **6(4)**

#### Commencement Information

- I1** S. 84 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 84.