



Localism Act 2011

2011 CHAPTER 20

PART 1

LOCAL GOVERNMENT

CHAPTER 8

PAY ACCOUNTABILITY

41 Determinations relating to remuneration etc

- (1) This section applies to a determination that—
 - (a) is made by a relevant authority in a financial year beginning on or after 1 April 2012 and
 - (b) relates to the remuneration of or other terms and conditions applying to a chief officer of the authority.
- (2) The relevant authority must comply with its pay policy statement for the financial year in making the determination.
- (3) Any power of a fire and rescue authority within section 43(1)(i) [^{F1}or (j)] to appoint officers and employees is subject to the requirement in subsection (2).
- (4) In section 112 of the Local Government Act 1972 (appointment of staff) after subsection (2) insert—

“(2A) A local authority's power to appoint officers on such reasonable terms and conditions as the authority thinks fit is subject to section 41 of the Localism Act 2011 (requirement for determinations relating to terms and conditions of chief officers to comply with pay policy statement).”

Changes to legislation: Localism Act 2011, Section 41 is up to date with all changes known to be in force on or before 03 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

Textual Amendments

- F1** Words in s. 41(3) inserted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 1 para. 94\(2\)](#); S.I. 2017/399, reg. 2, Sch. para. 38

Modifications etc. (not altering text)

- C1** S. 41(1)(2) applied (with modifications) (25.1.2016) by [Local Government \(Wales\) Act 2015 \(anaw 6\)](#), [ss. 28\(5\)](#), 46(1)
- C2** S. 41(1)(2) applied (with modifications) (21.1.2021) by [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), [ss. 145\(4\)](#), 175(1)(f)(2)

Commencement Information

- I1** S. 41 in force at 15.1.2012 for E., see s. 240(1)(b)
- I2** S. 41 in force at 31.1.2012 for W. by [S.I. 2012/193](#), [art. 2\(a\)](#)

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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. 158(8)-(9B) substituted for s. 158(8)(9) by [2016 c. 22 s. 121\(2\)\(e\)](#)
- s. 202(3A) inserted by [2023 c. 55 s. 176\(2\)](#)