



2010 CHAPTER 7

PART 2

LOCAL GOVERNMENT REORGANISATION

CHAPTER 2

CONTROL OF DISPOSALS AND CONTRACTS OF
EXISTING COUNCILS^[F1] AND THEIR FINANCES]

Referral to Department where consent refused or granted subject to conditions

13.—(1) This section applies where—

- (a) the consent of^[F1] a successor council or] a statutory transition committee is required in relation to a proposed disposal or contract of an existing council; and
- (b) that consent is refused by^[F2] the successor council or] the statutory transition committee or is given subject to conditions.

(2) The existing council may refer the decision of^[F3] the successor council or] the statutory transition committee to the Department.

(3) Where the decision^{F4}... is referred to the Department under this section, the Department may—

- (a) confirm that decision;
- (b) if consent has been given subject to conditions, amend or revoke any such condition;
- (c) if consent has been refused, grant consent unconditionally or subject to conditions.

Changes to legislation: There are currently no known outstanding effects for the Local Government (Miscellaneous Provisions) Act (Northern Ireland) 2010, Section 13. (See end of Document for details)

(4) The decision of the Department under this section in relation to any consent or conditions—

- (a) has effect for the purposes of this Chapter (except this section) as if made by the^{F5} successor council or] statutory transition committee; and
- (b) is final.

Textual Amendments

- F1** Words in s. 13(1)(a) inserted (2.6.2014) by Local Government Act (Northern Ireland) 2014 (c. 8), **ss. 116(5)(a)(i)**, 129 (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1
- F2** Words in s. 13(1)(b) inserted (2.6.2014) by Local Government Act (Northern Ireland) 2014 (c. 8), **ss. 116(5)(a)(ii)**, 129 (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1
- F3** Words in s. 13(2) inserted (2.6.2014) by Local Government Act (Northern Ireland) 2014 (c. 8), **ss. 116(5)(b)**, 129 (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1
- F4** Words in s. 13(3) repealed (2.6.2014) by Local Government Act (Northern Ireland) 2014 (c. 8), **ss. 116(5)(c)**, 129, **Schs. 10** (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1 and words expressed to be repealed by Sch. 10 of said Act and SR 2015/209
- F5** Words in s. 13(4)(a) inserted (2.6.2014) by Local Government Act (Northern Ireland) 2014 (c. 8), **ss. 116(5)(d)**, 129 (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1

Changes to legislation:

There are currently no known outstanding effects for the Local Government (Miscellaneous Provisions) Act (Northern Ireland) 2010, Section 13.