



Local Government (Contracts) Act 1997

1997 CHAPTER 65

Certified contracts

4 Certified contracts: supplementary.

- (1) Where the certification requirements have been satisfied in relation to a contract by a local authority, the certificate which has been issued shall have effect (and be deemed always to have had effect) as if the local authority had had power to issue it (and had exercised that power properly in issuing it); and a certificate which has been so issued is not invalidated by reason that anything in the certificate is inaccurate or untrue.
- (2) Where the certification requirements have been satisfied in relation to a contract by a local authority within section 1(3)(a) or (d), the local authority shall secure that throughout the period for which the contract operates—
 - (a) a copy of the certificate which has been issued is open to inspection by members of the public at all reasonable times without payment, and
 - (b) members of the public are afforded facilities for obtaining copies of that certificate on payment of a reasonable fee.
- (3) A contract entered into by a local authority falls within this subsection if—
 - (a) it is entered into with another person for the provision or making available of services (whether or not together with assets or goods) for the purposes of, or in connection with, the discharge by the local authority of any of its functions, and
 - (b) it operates, or is intended to operate, for a period of at least five years.
- (4) A contract entered into by a local authority falls within this subsection if it is entered into, in connection with a contract falling within subsection (3), with—
 - (a) a person who, in connection with that contract, makes a loan to, or provides any other form of finance for, a party to that contract other than the local authority, or
 - (b) any insurer of or trustee for such a person.
- (5) Regulations may be made amending subsection (3) or (4).

Changes to legislation: Local Government (Contracts) Act 1997, Section 4 is up to date with all changes known to be in force on or before 16 April 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](#)

Commencement Information

- II** S. 4 wholly in force; s. 4 not in force at Royal Assent see s. 12(2); s. 4 in force at 30.12.1997 insofar as it applies to England and Wales by S.I. 1997/2843, **art. 2(2)**; s. 4 in force at 1.1.1998 insofar as it applies to Scotland by S.I. 1997/2878, **art. 2(2)**

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

- Act applied (with modifications) by [S.I. 2007/1182 art. 2Sch. 1](#)
- Act applied (with modifications) by [S.I. 2007/1182 art. 3Sch. 2](#)