



Local Government Act 1999

1999 CHAPTER 27

PART I

BEST VALUE

Best value authorities

1 Best value authorities.

- (1) For the purposes of this Part each of these is a best value authority—
- (a) a local authority;
 - (b) a National Park authority;
 - (c) the Broads Authority;
 - (d) a police authority;
 - [^{F1}(e) a fire and rescue authority constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 or a scheme to which section 4 of that Act applies, and a metropolitan county fire and civil defence authority;]
 - (f) the London Fire and Emergency Planning Authority;
 - (g) a waste disposal authority;
 - (h) a metropolitan county passenger transport authority;
 - (i) Transport for London;
 - (j) the London Development Agency.
- (2) In relation to England “local authority” in subsection (1)(a) means—
- (a) a county council, a district council, a London borough council, a parish council or a parish meeting of a parish which does not have a separate parish council;
 - (b) the Council of the Isles of Scilly;
 - (c) the Common Council of the City of London in its capacity as a local authority;
 - (d) the Greater London Authority so far as it exercises its functions through the Mayor.

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- (3) In relation to Wales “local authority” in subsection (1)(a) means a county council, a county borough council or a community council.
- (4) In subsection (1)(d) “police authority” means—
- (a) a police authority established under section 3 of the Police Act 1996;
 - (b) the Common Council of the City of London in its capacity as a police authority;
 - (c) the Metropolitan Police Authority.
- (5) In subsection (1)(g) “waste disposal authority” means an authority which—
- (a) is a waste disposal authority for the purposes of Part II of the ^{M1}Environmental Protection Act 1990, or
 - (b) is established under section 10 of the ^{M2}Local Government Act 1985 (joint arrangements).

Textual Amendments

- F1** S. 1(1)(e) substituted (1.10.2004 except in relation to W., 10.11.2004 for W.) by [Fire and Rescue Services Act 2004 \(c. 21\)](#), s. 61, [Sch. 1 para. 91](#); [S.I. 2004/2304](#), art. 2; [S.I. 2004/2917](#), art. 2

Commencement Information

- II** S. 1 wholly in force at 27.7.2000; s. 1 not in force at Royal Assent see s. 27; s. 1(1)(d)(e)(4)(a)(b) in force at 10.8.1999 by [S.I. 1999/2169](#), [art. 2\(1\)](#); s. 1(1)(a)(b)(c)(g)(h)(2)(a)(b)(c)(5) in force (E.) at 10.8.1999 and (W.) for certain purposes at 10.8.1999 by [S.I. 1999/2169](#), [art. 2\(2\)](#), [Sch. 1](#); s. 1(1)(a)(b)(g)(3)(5)(a) in force (W.) at 1.10.1999 by [S.I. 1999/2815](#), [art. 2](#); s. 1(1)(f)(i)(j)(2)(d)(4)(c) in force at 3.7.2000 in relation to England by [S.I. 2000/1724](#), [art. 2](#); s. 1 in force at 27.7.2000 in so far as not already in force see s. 27

Marginal Citations

- M1** [1990 c.43](#) .
M2 [1985 c.51](#) .

2 Power to extend or disapply.

- (1) The Secretary of State may by order provide that any of the authorities and bodies mentioned in subsection (2) is a best value authority for the purposes of this Part.
- (2) The authorities and bodies are—
- (a) a local precepting authority within the meaning of section 39(2) of the ^{M3}Local Government Finance Act 1992;
 - (b) a levying body within the meaning of section 74(1) of the ^{M4}Local Government Finance Act 1988;
 - (c) a body to which section 75 of that Act applies (special levies).
- (3) An order under subsection (1) providing for an authority or body to be a best value authority may provide for section 7 to have effect in relation to that authority or body with specified modifications.
- (4) The Secretary of State may by order provide for the Greater London Authority to be a best value authority for the purposes of this Part in relation to—

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- (a) specified functions of the Authority which it does not exercise through the Mayor;
 - (b) specified functions which are not functions of the Authority but are functions of another best value authority;
- and an order may provide for this Part to have effect in relation to those functions with specified modifications.
- (5) The Secretary of State may by order provide that a best value authority specified, or of a description specified, in the order is not to be subject, in relation to such functions as may be specified, to a duty—
- (a) which is specified in the order, and
 - (b) to which the authority would otherwise be subject under this Part.
- (6) No order shall be made under this section unless a draft has been laid before, and approved by resolution of, each House of Parliament.

Commencement Information

I2 S. 2 wholly in force at 27.7.2000; s. 2 not in force at Royal Assent see s. 27; s. 2(1)-(3) (5)(6) in force (E.) at 27.9.1999 and (W.) for certain purposes at 27.9.1999 by [S.I. 1999/2169](#), [art. 3\(2\)](#), [Sch. 2](#); s. 2(1)(2)(3)(5) in force at 1.10.1999 (W.) by [S.I. 1999/2815](#), [art. 2](#); s. 2(4) in force at 3.7.2000 in relation to England by [S.I. 2000/1724](#), [art. 2](#); s. 2 in force at 27.7.2000 in so far as not already in force see s. 27

Marginal Citations

M3 [1992 c.14.](#)

M4 [1988 c.41.](#)

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Changes to legislation:

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