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—

- [F1] (a) an English local authority;
- (b) a National Park authority [F2 for a National Park in England];
- (c) the Broads Authority;
- [F3] (d) the Common Council of the City of London in its capacity as a police authority;
- [F4] (e) a fire and rescue authority [F5 in England] 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;
- [F6] (f) the London Fire Commissioner;
- [F7] (g) an authority established under section 10 of the Local Government Act 1985 (waste disposal authorities);
- [F8] (ga) ........................................
- [F9] (h) an Integrated Transport Authority for an integrated transport area in England;
- [F10] (ha) an economic prosperity board established under section 88 of the Local Democracy, Economic Development and Construction Act 2009;
- (hb) a combined authority established under section 103 of that Act;
- [F11] (hc) a sub-national transport body established under section 102E of the Local Transport Act 2008;
- (i) Transport for London;
- [F12] (j) ........................................
(k) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

In this section, “English local authority” means

(a) a county council [in England], a district council or a London borough 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.

Changes to legislation:
There are currently no known outstanding effects for the Local Government Act 1999, Cross Heading: Best value authorities. (See end of Document for details)

Textual Amendments

F1 S. 1(1)(a) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(2)(a); S.I. 2008/917, art. 2(1)(c)

F2 Words in s. 1(1)(b) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(2)(b); S.I. 2008/917, art. 2(1)(c)

F3 S. 1(1)(d) substituted (22.11.2012) by Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), Sch. 16 para. 242(2); S.I. 2012/2892, art. 2(i)

F4 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

F5 Words in s. 1(1)(e) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(2)(c); S.I. 2008/917, art. 2(1)(c)

F6 S. 1(1)(f) substituted (31.1.2017 for specified purposes) by Policing and Crime Act 2017 (c. 3), s. 183(1)(5)(c), Sch. 2 para. 107

F7 S. 1(1)(g) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(2)(d); S.I. 2008/917, art. 2(1)(c)

F8 S. 1(1)(ga) omitted (26.5.2015) by virtue of Deregulation Act 2015 (c. 20), s. 115(7), Sch. 13 para. 6(30); S.I. 2015/994, art. 6(g)

F9 S. 1(1)(h) substituted (9.2.2009) by Local Transport Act 2008 (c. 26), s. 134(4), Sch. 4 para. 62(2); S.I. 2009/107, art. 2(1), Sch. 1 Pt. 1

F10 S. 1(1)(ha)(hb) inserted (17.12.2009) by Local Democracy, Economic Development and Construction Act 2009 (c. 20), s. 148(6), Sch. 6 para. 91; S.I. 2009/3318, art. 2(c)

F11 S. 1(1)(hc) inserted (28.1.2016 for specified purposes, 28.3.2016 in so far as not already in force) by Cities and Local Government Devolution Act 2016 (c. 1), s. 25(2), Sch. 5 para. 15

F12 S. 1(1)(j) repealed (31.3.2012) by Localism Act 2011 (c. 20), s. 240(2), Sch. 25 Pt. 32; S.I. 2012/628, art. 4(d)

F13 S. 1(1)(k) repealed (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), Sch. 1 para. 10, Sch. 4; S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)

F14 Words in s. 1(2) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(3)(a); S.I. 2008/917, art. 2(1)(c)
2 Power to extend or disapply [F23: Secretary of State].

(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—

F24(a) ................................................

(b) a levying body within the meaning of section 74(1) of the Local Government Finance Act 1988 [F25 in respect of which the county council or charging authority referred to in section 74(1)(b) of that Act was a council or authority for an area in England];

(c) a body to which section 75 of that Act applies (special levies) [F26 and which as regards the financial year beginning in 1989 had power to levy a rate by reference to property in England].

F27(3) ................................................

(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—

(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 the duty in section 3.

(5A) . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

(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.

Textual Amendments
F23 Words in s. 2 title inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 3(2); S.I. 2008/917, art. 2(1)(c)
F24 S. 2(2)(a) repealed (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), ss. 136(2), 245(5), Sch. 18 Pt. 8; S.I. 2008/917, art. 2(1)(a)(i)(v)
F25 Words in s. 2(2)(b) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 3(3)(a); S.I. 2008/917, art. 2(1)(c)
F26 Words in s. 2(2)(c) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 3(3)(b); S.I. 2008/917, art. 2(1)(c)
F27 S. 2(3) repealed (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 3(4), Sch. 18 Pt. 8; S.I. 2008/917, art. 2(1)(c)(i)(v)
F28 Words in s. 2(5) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 3(5); S.I. 2008/917, art. 2(1)(c)
F29 S. 2(5A) repealed (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), Sch. 1 para. 11, Sch. 4; S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)

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
M1 1988 c.41.

F31A Power to extend or disapply: [F30Welsh Ministers]

Textual Amendments
F30 Words in s. 2A title substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 4(2); S.I. 2008/917, art. 2(1)(c)
F31 S. 2A repealed (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), Sch. 4; S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)
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