
STATUTORY INSTRUMENTS

1998 No. 579

LOCAL GOVERNMENT, ENGLAND AND WALES

The Local Government Act 1988 (Defined Activities) (Exemption) (No. 1) Order 1998

<i>Made</i>	- - - -	<i>9th March 1998</i>
<i>Laid before Parliament</i>		<i>11th March 1998</i>
<i>Coming into force</i>	- -	<i>1st April 1998</i>

The Secretary of State, in exercise of the powers conferred on him by sections 2(9) and 15(5) and (7) of the Local Government Act 1988⁽¹⁾, and of all other powers enabling him in that behalf, hereby makes the following Order:

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Local Government Act 1988 (Defined Activities) (Exemption) (No. 1) Order 1998 and shall come into force on 1st April 1998.

(2) In this Order

“the 1988 Act” means the Local Government Act 1988.

Exemptions

2. An activity specified in any of paragraphs (a) to (n) of subsection 2 of section 2 (defined activities)⁽²⁾ of the 1988 Act shall not be treated as a defined activity so long as it is carried out by a defined authority listed in the Schedule to this Order during the period beginning with 1st April 1998 and ending on 31st March 2001.

Revocations

3.—(1) All directions given by the Secretary of State under section 14(2) and (3) (power to give directions) of the 1988 Act to any of the authorities mentioned in article 2 above are hereby revoked.

(1) 1988 c. 9.

(2) Subsection (2) has been amended as follows: subs. (2)(ee) was inserted by S.I. 1989/2488; subss. (2)(ff), (g), (gg) were substituted and (i) and (j) were inserted by S.I. 1994/2884; subs. (2)(h) was inserted by S.I. 1994/1671; subs. (2)(k) was inserted by S.I. 1994/2888; and subss. (2)(l) to (n) were added by S.I. 1995/1915.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

(2) In the Local Government Act 1988 (Defined Activities) (Exemption) (London Boroughs of Newham and Southwark) Order 1997(3), article 2 (exemption of sports and leisure facilities management) is hereby revoked.

(3) The Local Government Act 1988 (Defined Activities) (Exemption) (London Borough of Brent) Order 1997(4) is hereby revoked.

(4) In the Local Government Act 1988 (Defined Activities) (Exemption) (Brent London Borough Council and Harrogate Borough Council) Order 1997(5), article 2 (exemption of grounds maintenance) is hereby revoked.

Signed by authority of the Secretary of State

Nick Raynsford
Parliamentary Under Secretary of State,
Department of the Environment, Transport and
the Regions

9th March 1998

(3) S.I. [1997/532](#).
(4) S.I. [1997/533](#).
(5) S.I. [1997/2259](#).

SCHEDULE

Article 2

Birmingham City Council
Braintree District Council
Brighton and Hove Council
Bristol City Council
Cambridge City Council
Carrick District Council
City of Bradford Metropolitan District Council
City of York Council
Cumbria County Council
Exeter City Council
Gosport Borough Council
Great Yarmouth Borough Council
Ipswich Borough Council
Leeds City Council
Lincoln City Council
Lincolnshire County Council
Manchester City Council
Newark & Sherwood District Council
Newcastle upon Tyne City Council
Northamptonshire County Council
Oldham Metropolitan Borough Council
Oxford City Council
Portsmouth City Council
Reading Borough Council
Redcar & Cleveland Borough Council
South Norfolk District Council
Southampton City Council
Sunderland City Council
Surrey County Council
Tandridge District Council
Warwickshire County Council
Watford Borough Council
Wealden District Council
Welwyn Hatfield District Council
The councils of the London Borough of:
 Brent
 Camden
 Greenwich

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Harrow
Lewisham
Newham
Cleveland Police Authority
Greater Manchester Police Authority

EXPLANATORY NOTE

(This note is not part of the Order)

Under Part I of the Local Government Act 1988 (competition), work falling within certain defined activities may be carried out by local authorities only if particular conditions are fulfilled.

Article 2 of this Order exempts from the requirements of Part I work which would, apart from this Order, fall within those defined activities so long as that work is carried out by one of the authorities listed in the Schedule to the Order, during the period beginning with 1st April 1998 and ending on 31st March 2001.

Article 3 of this Order revokes all directions made by the Secretary of State under section 14(2) and (3) of the Local Government Act 1988 in relation to any of the authorities mentioned in the Order and also revokes exemptions of specific defined activities made in relation to Newham London Borough Council and Brent London Borough Council by the Local Government Act 1988 (Defined Activities) (Exemptions) (London Boroughs of Newham and Southwark) Order 1997 (S.I. [1997/532](#)), the Local Government Act 1988 (Defined Activities) (Exemption) (London Borough of Brent) Order 1997 (S.I. [1997/533](#)), and The Local Government Act 1988 (Defined Activities) (Exemption) (Brent London Borough Council and Harrogate Borough Council) Order 1997 (S.I. [1997/2259](#)).