
STATUTORY INSTRUMENTS

2008 No. 3022

The Local Government (Structural Changes) (Finance) Regulations 2008

PART 1

GENERAL

Citation and commencement

1.—(1) These Regulations may be cited as the Local Government (Structural Changes) (Finance) Regulations 2008.

(2) These Regulations shall come into force on 24th December 2008.

Interpretation

2. In these Regulations—

“the 1988 Act” means the Local Government Finance Act 1988(1);

“the 1992 Act” means the Local Government Finance Act 1992(2);

“the 2007 Act” means the Local Government and Public Involvement in Health Act 2007;

“financial year” means any period of twelve months beginning with 1st April;

“first transitional period”, in relation to a preparing council, means the period defined as such in the order which confers functions on the authority;

“first year” means the financial year beginning on the reorganisation date;

“Implementation Executive” means a committee of a preparing council’s executive established in pursuance of an order;

“order” means an order under section 7 of the 2007 Act;

“preceding year” means the financial year preceding the first year;

“preparing council” means a local authority which, in accordance with an order, becomes a single-tier council on the reorganisation date;

“relevant authority”, in relation to a reorganised area, means the preparing council or the shadow council (as the case may be);

“relevant period”, in relation to a reorganised area, means the period which—

(a) begins at the start of the transitional period or the shadow period (as the case may be), and

(b) ends immediately before the reorganisation date;

“reorganisation date”, in relation to an order, means the date specified in the order as that on which a structural change comes into effect;

(1) 1988 c.41.

(2) 1992 c.14.

Status: This is the original version (as it was originally made).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

“reorganised area” means any area which, in accordance with an order, becomes a single-tier area on the reorganisation date⁽³⁾;

“second transitional period”, in relation to a preparing council, means the period defined as such in the order which confers functions on the authority;

“second year” means the financial year following the first year, “third year” means the financial year following the second year, and so on;

“shadow council” means an authority (not being a local authority) which in accordance with an order becomes a local authority on the reorganisation date;

“shadow executive”, in relation to a shadow council, means the executive created by the council in accordance with an order;

“shadow period”, in relation to a shadow council, means the period defined as such in the order which confers functions on the authority;

“single-tier council” means a local authority which on and after the reorganisation date is the sole principal authority for an area;

“transitional period” in relation to a preparing council, means the period defined as such in the order which confers functions on the authority; and

“valuation list” means a list compiled and maintained for a billing authority⁽⁴⁾ under Chapter 2 of Part 1 of the 1992 Act.

⁽³⁾ As to an area which is “single-tier”, see section 23(2)(a) of the 2007 Act.

⁽⁴⁾ The term “billing authority” is defined in section 1(2) of the 1992 Act.