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STATUTORY INSTRUMENTS

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**2012 No. 1008**

**The Localism Act 2011 (Commencement No. 5 and Transitional, Savings and Transitory Provisions) Order 2012**

**Transitional etc provisions: general power of competence**

**8.—(1)** The amendment of section 2(1) of the 2000 Act by paragraphs 2 and 3 of Schedule 1 to the Act shall take effect subject to the following.

(2) A parish council that is an eligible parish council<sup>(1)</sup> for the purposes of Part 1 of the 2000 Act at the time of the coming into force of Schedule 1 shall continue to be able to exercise the power under section 2 of the 2000 Act (power to promote well-being)—

- (a) where eligible by virtue of article 4 of the Parish Councils (Power to Promote Well-being) (Prescribed Conditions) Order 2008 (transitional provisions), in accordance with that article;
- (b) where otherwise eligible, until the end of the day of its next annual meeting in a year of ordinary elections and after that day for the purpose of completing any activity—
  - (i) undertaken in the exercise of section 2 of the 2000 Act, but
  - (ii) not completed before the day of the meeting.

(3) The power under section 2 of the 2000 Act shall remain a function of the Greater Manchester Combined Authority<sup>(2)</sup>, and the constituent councils of the Greater Manchester Combined Authority shall continue to have the power under that section to the extent necessary for it to be a function of the Greater Manchester Combined Authority.

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(1) See section 1 of the Local Government Act 2000. Conditions for eligibility are set out in the Parish Councils (Power to Promote Well-being) (Prescribed Conditions) Order 2008 (S.I. 2008/3095).

(2) The Greater Manchester Combined Authority was established by the Greater Manchester Combined Authority Order 2011 (S.I. 2011/908). The constituent council are the metropolitan district councils for the local government areas of Bolton, Bury, Manchester, Oldham, Rochdale, Salford, Stockport, Tameside, Trafford, and Wigan.