
STATUTORY INSTRUMENTS

2014 No. 2095

The Openness of Local Government Bodies Regulations 2014

PART 3

Record of decisions and access to documents

Interpretation of this Part

6. In this Part—

“background papers” in relation to a decision which falls within regulation 7(2), means those documents other than published works, that—

- (a) relate to the subject matter of the decision or, as the case may be, part of the decision; and
- (b) in the opinion of the proper officer—
 - (i) disclose any facts or matters on which the decision or an important part of the decision is based; and
 - (ii) were relied on to a material extent in making the decision;

“confidential information” means—

- (c) information provided to the local government body by a government department on terms (however expressed) which forbid the disclosure of the information to the public; or
- (d) information the disclosure of which to the public is prohibited by or under any enactment or by order of a court,

and in either case, a reference to the obligation of confidence is to be construed accordingly;

“decision-making officer” means an officer of a relevant local government body who makes a decision which falls within regulation 7(2);

“exempt information” has the meaning given by section 100I(1) of the 1972 Act (exempt information and power to vary Schedule 12A);

“proper officer” has the same meaning as in section 270(3) of the 1972 Act (general provisions as to interpretation);

“relevant local government body” means—

- (a) a district council,
- (b) a county council in England,
- (c) a London borough council,
- (d) the Greater London Authority,
- (e) the Common Council of the City of London in its capacity as a local authority or police authority,
- (f) [^Fthe London Fire Commissioner],
- (g) Transport for London,

- (h) a joint authority established under Part 4 of the Local Government Act 1985 ^{M1},
- (i) an economic prosperity board,
- (j) a combined authority,
- (k) a fire and rescue authority in England constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 ^{M2} or a scheme to which section 4 of that Act applies,
- (l) a National Park Authority for a National Park in England,
- (m) the Broads Authority,
- (n) the Council of the Isles of Scilly,
- (o) a parish council, or,
- (p) a parish meeting.

Textual Amendments

- F1** Words in [reg. 6](#) substituted (1.4.2018) by [The London Government \(London Fire Commissioner and Policing\) \(Amendment\) Regulations 2018 \(S.I. 2018/269\)](#), [reg. 1\(2\)](#), [Sch. para. 15\(2\)](#)
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Marginal Citations

- M1** [1985 c. 51](#). Relevant amendments were made by the [Police and Magistrates' Courts Act 1994 \(c. 29\)](#), [section 93](#) and Schedule 9; the [Greater London Authority Act 1999 \(c. 29\)](#), [section 328](#), 423 and Schedule 34; the [Civil Contingencies Act 2004 \(c. 36\)](#), [section 32](#) and Schedule 2 and the [Local Transport Act 2008 \(c. 26\)](#), [section 77](#) and Schedule 4.
- M2** [2004 c. 21](#).

Changes to legislation:

There are currently no known outstanding effects for the The Openness of Local Government Bodies Regulations 2014, Section 6.