



Local Government Act 1986

1986 CHAPTER 10

PART II

LOCAL AUTHORITY PUBLICITY

- 5 Separate account of expenditure on publicity.** **E+W**
- (1) A local authority shall keep a separate account of their expenditure on publicity.
 - (2) Any person interested may at any reasonable time and without payment inspect the account and make copies of it or any part of it.
 - (3) A person having custody of the account who intentionally obstructs a person in the exercise of the rights conferred by subsection (2) commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
 - (4) The regulation making power conferred by [^{F1}section 32(1)(e) of the Local Audit and Accountability Act 2014][^{F2}section 39(1)(e) of the Public Audit (Wales) Act 2004] or section 105(1)(d) of the ^{M1}Local Government (Scotland) Act 1973 (power to make provision as to exercise of right of inspection and as to informing persons of those rights) applies to the right of inspection conferred by subsection (2).
 - (5) The Secretary of State may by order provide that subsection (1) does not apply to publicity or expenditure of a prescribed description.
 - (6) Before making an order the Secretary of State shall consult such associations of local authorities as appear to him to be concerned and any local authority with whom consultation appears to him to be desirable.
 - (7) An order shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Extent Information

- E1** This version of this provision extends to England and Wales only; a separate version has been created for Scotland only.

Status: There are multiple versions of this provision on screen. These apply to different geographical extents. Skip to: E+W - England and Wales extent S - Scotland extent
Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1986, Section 5. (See end of Document for details)

Textual Amendments

- F1** Words in s. 5(4) substituted (E.W.) (1.4.2015) by [Local Audit and Accountability Act 2014 \(c. 2\)](#), s. 49(1), [Sch. 12 para. 15](#); S.I. 2015/841, art. 3(x)
- F2** Words in s. 5(4) inserted (E.W.) (1.4.2005) by [Public Audit \(Wales\) Act 2004 \(c. 23\)](#), s. 73, [Sch. 2 para. 6](#); S.I. 2005/558, art. 2, [Sch. 1](#)

Modifications etc. (not altering text)

- C5** S. 5(1) excluded (E.W.) by S.I. 1987/2004, [arts. 3–7](#)
S. 5(1) applied (with modifications) (4.6.1996) by S.I. 1996/1243, art. 18, [Sch. 5 Pt. 1 para. 3](#)

Marginal Citations

- M1** [1973 c. 65](#).

5 Separate account of expenditure on publicity. **S**

- (1) A local authority shall keep a separate account of their expenditure on publicity.
- (2) Any person interested may at any reasonable time and without payment inspect the account and make copies of it or any part of it.
- (3) A person having custody of the account who intentionally obstructs a person in the exercise of the rights conferred by subsection (2) commits an offence and is liable on summary conviction to a fine not exceeding level 3 on the standard scale.
- (4) The regulation making power conferred by section 23(1) (e) of the ^{M2}Local Government Finance Act 1982 or section 105(1) (d) of the ^{M3}Local Government (Scotland) Act 1973 (power to make provision as to exercise of right of inspection and as to informing persons of those rights) applies to the right of inspection conferred by subsection (2).
- (5) The Secretary of State may by order provide that subsection (1) does not apply to publicity or expenditure of a prescribed description.
- (6) Before making an order the Secretary of State shall consult such associations of local authorities as appear to him to be concerned and any local authority with whom consultation appears to him to be desirable.
- (7) An order shall be made by statutory instrument which shall be subject to annulment in pursuance of a resolution of either House of Parliament.

Extent Information

- E2** This version of this provision extends to Scotland only; a separate version has been created for England and Wales only.

Modifications etc. (not altering text)

- C6** S. 5(1) excluded (S.) by S.I. 1988/332, [arts. 3–7](#)

Marginal Citations

- M2** [1982 c. 32](#).
M3 [1973 c. 65](#).

Status:

There are multiple versions of this provision on screen. These apply to different geographical extents.

Skip to:

- E+W - England and Wales extent
- S - Scotland extent

Changes to legislation:

There are currently no known outstanding effects for the Local Government Act 1986, Section 5.