



Levelling-up and Regeneration Act 2023

2023 CHAPTER 55

PART 2

LOCAL DEMOCRACY AND DEVOLUTION

CHAPTER 1

COMBINED COUNTY AUTHORITIES

Requirements in connection with regulations about CCAs

48 Requirements for changes to existing arrangements relating to CCA

- (1) The Secretary of State may make regulations under section 10, 16, 18, 19, 21, 22, 25, 26, 27, 30 or 33 in relation to an existing CCA only if—
 - (a) the Secretary of State considers that to do so is likely to improve the economic, social and environmental well-being of some or all of the people who live or work in the area,
 - (b) the Secretary of State considers that to do so is appropriate having regard to the need—
 - (i) to secure effective and convenient local government, and
 - (ii) to reflect the identities and interests of local communities,
 - (c) where a proposal for the making of the regulations has been submitted under section 47, the Secretary of State considers that making the regulations will achieve the purposes specified under subsection (8) of that section, and
 - (d) any consultation required by subsection (3) has been carried out.
- (2) If a proposal for the making of the regulations has been submitted under section 47, the Secretary of State must have regard to the proposal in making the regulations.
- (3) The Secretary of State must carry out a public consultation unless—

Changes to legislation: There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 48. (See end of Document for details)

- (a) a proposal has been prepared under section 47,
 - (b) a public consultation has been carried out in connection with the proposal and the Secretary of State has been provided with a summary of the consultation responses, and
 - (c) the Secretary of State considers that no further consultation is necessary.
- (4) Subsection (5) applies where the Secretary of State is considering whether to make regulations under section 25 and—
- (a) part of the area to be created is separated from the rest of it by one or more local government areas that are not within the area, or
 - (b) a local government area that is not within the area to be created is surrounded by local government areas that are within the area.
- (5) In deciding whether to make the regulations under section 25, the Secretary of State must have regard to the likely effect of the change to the CCA's area on the exercise of functions equivalent to those of the CCA's functions in each local government area that is next to any part of the area to be created by the regulations.
- (6) This section does not apply to regulations under section 25(1)(b) that are made as a result of the duty in section 28(3).

Commencement Information

II S. 48 in force at 26.12.2023, see s. 255(2)(c)

Changes to legislation:

There are currently no known outstanding effects for the Levelling-up and Regeneration Act 2023, Section 48.