
DRAFT STATUTORY INSTRUMENTS

2023 No.

**LOCAL GOVERNMENT, ENGLAND
TRANSPORT, ENGLAND
POLICE, ENGLAND
FIRE AND RESCUE SERVICES, ENGLAND**

The York and North Yorkshire Combined Authority Order 2023

Made - - - - *****

Coming into force in accordance with article 1

**THE YORK AND NORTH YORKSHIRE
COMBINED AUTHORITY ORDER 2023**

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10. Mayoral development corporation
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45. Fire and rescue functions excluded from the power to make arrangements
46. Police, Fire and Crime Panel: oversight functions in relation to fire and rescue functions
47. Police, Fire and Crime Panel: scrutiny of the community risk management plan
48. Notification of proposed allocation of budget for fire and rescue functions
49. Police, Fire and Crime Panel review of proposed budget

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50. Transfer of property, rights and liabilities
51. Secondments
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54. Extension of financial year of fire and rescue authority
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3. (1) The Combined Authority must appoint a vice-chair from amongst...
4. Proceedings
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6. (1) The Combined Authority may establish an independent remuneration panel...
7. The Combined Authority may only pay an allowance to the...
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SCHEDULE 2 —

PART 1 — Modification of the application of Part 1 of the 2008 Act

1. (1) Chapters 1 and 2 of Part 1 of the...
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2. (1) Schedules 2 to 4 to the 2008 Act apply...

Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The York and North Yorkshire Combined Authority Order 2023 No. 1432

SCHEDULE 3 — Modification of the application of Part 8 of, and schedule 21 to the 2011 Act

1. (1) Chapter 2 of Part 8 of the 2011 Act...

SCHEDULE 4 — Permit schemes: modification of the application of Part 3 of the Traffic Management Act 2004

1. (1) Part 3 of the TM Act is modified as...

SCHEDULE 5 — Modifications of police and crime commissioner enactments in their application to the Mayor

PART 1 — Primary legislation

1. Police (Property) Act 1897
 2. Trustee Investments Act 1961
 3. Pensions (Increase) Act 1971
 4. Local Government (Miscellaneous Provisions) Act 1976
 5. Local Government, Planning and Land Act 1980
 6. Dartford-Thurrock Crossing Act 1988
 7. Local Government Finance Act 1988
 8. Road Traffic Act 1988
 9. Local Government and Housing Act 1989
 10. Police Act 1996
 11. Police Reform Act 2002
 12. Proceeds of Crime Act 2002
 13. Local Government Act 2003
 14. Railways and Transport Safety Act 2003
 15. Local Government and Public Involvement in Health Act 2007
 16. Local Democracy, Economic Development and Construction Act 2009
 17. Police Reform and Social Responsibility Act 2011
 18. In section 5 (police and crime commissioners to issue police...
 19. In section 7(7) (police and crime plans)—
 20. In section 16 (appointment of persons not employed by elected...
 21. In section 18 (delegation of functions by police and crime...
 22. In section 21 (police fund), after subsection (3) insert—
 23. In section 28 (police and crime panels outside London)—
 24. In section 29 (power to require attendance and information)—
 25. In section 30 (suspension of police and crime commissioner)—
 26. In section 31(3) (conduct), for paragraphs (b) to (d) substitute—...
 27. In section 62 (appointment of acting commissioner)—
 28. For section 63 (vacancy where acting commissioner acts for 6...
 29. For section 64(3) to (4A) (disqualification from election as police...
 30. In section 65 (disqualification from election or holding office as...
 31. In section 70 (declaration of acceptance of office of police...
 32. In Schedule 1 (police and crime commissioners)—
 33. In Schedule 5 (issuing precepts)— (a) in paragraph 1—
 34. In Schedule 6 (police and crime panels)—
 35. In Schedule 7 (regulations about complaints and conduct matters)—
 36. In Schedule 8 (appointment, suspension and removal of senior police...
 37. Local Audit and Accountability Act 2014
- PART 2 — Secondary legislation
38. Motor Vehicles (Third Party Risks) Regulations 1972
 39. Official Secrets Act 1989 (Prescription) Order 1990
 40. Police (Disposal of Sound Equipment) Regulations 1995
 41. Police (Property) Regulations 1997

42. Health and Safety (Enforcing Authority) Regulations 1998
43. Motor Vehicles (Driving Licences) Regulations 1999
44. Redundancy Payments (Continuity of Employment in Local Government, etc) (Modification) Order 1999
45. Motor Vehicles (Access to Driver Licensing Records) Regulations 2001
46. Police and Criminal Evidence Act 1984 (Drug Testing of Persons in Police Detention) (Prescribed Persons) Regulations 2001
47. Police Regulations 2003
48. Docking of Working Dogs' Tails (England) Regulations 2007
49. REACH Enforcement Regulations 2008
50. Elected Local Policing Bodies (Specified Information) Order 2011
51. Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012
52. Police Appeals Tribunals Rules 2012
53. Police and Crime Commissioner (Disqualification) (Supplementary Provisions) Regulations 2012
54. Police and Crime Panels (Precepts and Chief Constable Appointments) Regulations 2012
55. Local Government Pension Scheme Regulations 2013
56. Local Audit (Auditor Resignation and Removal) Regulations 2014
57. Combined Authorities (Mayors) (Filling of Vacancies) Order 2017
58. Police Appeals Tribunals Rules 2020
59. Policing Protocol Order 2023

SCHEDULE 6 — Exclusion of legislation from application to the Combined Authority Mayor with policing and crime functions

PART 1 — Primary legislation

1. Section 28 of the Leasehold Reform Act 1967 (retention or...
2. The following provisions of the Local Government Act 1972—
3. Section 5(3)(baa) of the Rent (Agriculture) Act 1976 (no statutory...
4. Section 14(1)(caa) of the Rent Act 1977 (landlord's interest belonging...
5. Sections 95, 96A, 97 and 98 of the Local Government,...
6. Sections 33 (enforceability by local authorities of certain covenants relating...
7. Section 13AB(8)(f) and 13B(4)(g) of the Representation of the People...
8. Section 60 of the County Courts Act 1984 (right of...
9. The following provisions of the Housing Act 1985—
10. Section 38 of the Landlord and Tenant Act 1985 (minor...
11. Section 7 of the Local Government Act 1986 (transfer requires...
12. Section 58 of the Landlord and Tenant Act 1987 (exempt...
13. Sections 111, 113, 114 and 114A of the Local Government...
14. Paragraph 12(2)(g) of Schedule 1 to the Housing Act 1988...
15. Section 39 of the Local Government Finance Act 1992 (precepting...
16. Section 33 of the Value Added Tax Act 1994 (refunds...
17. Section 94 of the Police Act 1996 (financing of new...
18. Paragraph 57 of Schedule 1 to the Freedom of Information...
19. Sections 21 and 22 of the Local Government Act 2003...
20. The following provisions of the Fire and Rescue Services Act...
21. The following provisions of the PRSR Act —
22. Paragraph 19 of Schedule 2 to the Local Audit and...
23. The following provisions of the Policing and Crime Act 2017—...

PART 2 — Secondary legislation

24. The Police and Crime Commissioner Elections Order 2012.

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25. The Police and Crime Commissioner Elections (Functions of Returning Officers)...
26. The Police and Crime Commissioner Elections (Returning Officers' Accounts) Regulations...
27. The Police and Crime Commissioner Elections (Declaration of Acceptance of...
28. The following provisions of Schedule 2 to the Local Government...
29. The Police and Crime Commissioner Elections Order 2015.
30. Article 7 of the Chancellor of the Duchy of Lancaster...
31. The Transfer of Functions (Police and Crime Commissioner Elections) Order...
32. The Police and Crime Commissioner Elections (Designation of Local Authorities)...
33. The Police and Crime Commissioner Elections (Designation of Police Area...
34. The Police and Crime Commissioner Elections (Local Returning Officers' and...

SCHEDULE 7 — Modification of enactments in their application to the Combined Authority as fire and rescue authority

PART 1 — Primary legislation

1. Local Government Act 1972
2. Local Government Finance Act 1988
3. Local Government and Housing Act 1989
4. Crime and Disorder Act 1998
5. Local Government Act 2003
6. Fire and Rescue Services Act 2004
7. Local Democracy, Economic Development and Construction Act 2009
8. Police Reform and Social Responsibility Act 2011

PART 2 — Secondary legislation

9. Pipelines Safety Regulations 1996
10. Local Government (Best Value Authorities) (Power to Trade) (England) Order 2009
11. Community Right to Challenge (Fire and Rescue Authorities and Rejection of Expressions of Interest) (England) Regulations 2012
12. Local Government Pension Scheme Regulations 2013
13. Explosives Regulations 2014
14. Control of Major Accident Hazards Regulations 2015
15. Fire and Rescue Authority (Police and Crime Commissioner) (Application of Local Policing Provisions, Inspection, Powers to Trade and Consequential Amendments) Order 2017

Explanatory Note