

**Status:** Point in time view as at 25/05/2018. This version of this cross heading contains provisions that are prospective.

**Changes to legislation:** Local Government and Housing Act 1989, Cross Heading: The Local Government, Planning and Land Act 1980 is up to date with all changes known to be in force on or before 06 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

## SCHEDULES

### SCHEDULE 11

#### MINOR AND CONSEQUENTIAL AMENDMENTS

PROSPECTIVE

#### *The Local Government, Planning and Land Act 1980*

56 In section 98 of the <sup>M1</sup>Local Government, Planning and Land Act 1980 (disposal of land at direction of Secretary of State), in subsection (8), at the end of paragraph (b) the word “or” shall be omitted and at the end of paragraph (c) there shall be added—

“or

- (d) in any case where the body to whom this Part of this Act applies is one of the bodies specified in subsection (8A) below, the other body is a company under the control or subject to the influence of that body within the meaning of Part V of the Local Government and Housing Act 1989 (companies in which local authorities have interests).

(8A) The bodies referred to in subsection (8)(d) above are—

- (a) a county council;
- [<sup>F1</sup>(aa) a county borough council;]
- (b) a district council;
- (c) a London borough council;
- (d) the Common Council of the City of London; <sup>F2</sup>...
- (e) a joint authority established by Part IV of the Local Government Act 1985;
- [<sup>F3</sup> an economic prosperity board established under section 88 of the
- <sup>F4</sup>(eza) Local Democracy, Economic Development and Construction Act 2009;
- (ezb) a combined authority established under section 103 of that Act;]
- and
- (ea) <sup>F5</sup> .....
- [<sup>F6</sup>(f) the London Fire Commissioner.”]]

#### Textual Amendments

- F1** Words in Sch. 11 para. 56 inserted (3.4.1995) by [Local Government \(Wales\) Act 1994 \(c. 19\)](#), s. 66(6), [Sch. 16 para. 57\(4\)](#); S.I. 1995/852, art. 9(1), [Sch. 5](#) (subject to art. 9(2)-(5))

*Status: Point in time view as at 25/05/2018. This version of this cross heading contains provisions that are prospective.*

*Changes to legislation: Local Government and Housing Act 1989, Cross Heading: The Local Government, Planning and Land Act 1980 is up to date with all changes known to be in force on or before 06 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

- F2** Word in Sch. 11 para. 56 repealed (3.7.2000) by the [Greater London Authority Act 1999 \(c. 29\)](#), s. 423, [Sch. 34 Pt. VIII](#); S.I. 2000/1094, [art. 4\(i\)](#)
- F3** Words in Sch. 11 para. 56 inserted (3.7.2000) by the [Greater London Authority Act 1999 \(c. 29\)](#), s. 328, [Sch. 29 para. 30](#); S.I. 2000/1094, [art. 4\(h\)](#)
- F4** Words in Sch. 11 para. 56 inserted (17.12.2009) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 119, [Sch. 6 para. 50](#); S.I. 2009/3318, [art. 2\(c\)](#)
- F5** Words in Sch. 11 para. 56 repealed (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 59, [Sch. 13 para. 6\(14\)\(b\)](#); S.I. 2015/994, [art. 6\(g\)](#)
- F6** Words in [Sch. 11 para. 56](#) substituted (31.1.2017 for specified purposes, 1.4.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), ss., 183(5)(e), [Sch. 2 para. 58](#); S.I. 2018/227, [reg. 4\(c\)](#)

#### Marginal Citations

- M1** 1980 c. 65.

57 In section 100 of that Act (interpretation and extent of Part X) for subsection (1) there shall be substituted the following subsections—

“(1) Except where the context otherwise requires, in this Part of this Act, “subsidiary”, in relation to a body to whom this Part of this Act applies, means—

- (a) if that body is a county council, [<sup>F7</sup>county borough council] district council, London borough council, the Common Council of the City of London [<sup>F8</sup>, the London Fire Commissioner][<sup>F9</sup>, a joint authority established by Part 4 of the Local Government Act 1985 [<sup>F10</sup>, an economic prosperity board established under section 88 of the Local Democracy, Economic Development and Construction Act 2009,][<sup>F11</sup>or a combined authority established under section 103 of that Act]], a company under the control, or subject to the influence, of that body within the meaning of Part V of the Local Government and Housing Act 1989 (companies in which local authorities have interests); and
- (b) in the case of any other body, a wholly-owned subsidiary of that body.

(1A) In this Part of this Act, “wholly-owned subsidiary” has the meaning assigned to it by [<sup>F12</sup>section 1159 of the Companies Act 2006].”

#### Textual Amendments

- F7** Words in Sch. 11 para. 57 inserted (29.4.1996) by [S.I. 1996/1008, art. 2, Sch. Pt. I para. 2](#)
- F8** Words in Sch. 11 para. 57 substituted (31.1.2017 for specified purposes, 1.4.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 2 para. 60](#); S.I. 2018/227, [reg. 4\(c\)](#)
- F9** Words in Sch. 11 para. 57 substituted (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\)](#), s. 245(5), [Sch. 13 para. 36\(5\)](#); S.I. 2008/917, [art. 2\(1\)\(p\)](#)
- F10** Words in Sch. 11 para. 57 inserted (17.12.2009) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 148(6), [Sch. 6 para. 52](#); S.I. 2009/3318, [art. 2\(c\)](#)
- F11** Words in Sch. 11 para. 57 substituted (26.5.2015) by [Deregulation Act 2015 \(c. 20\)](#), s. 115(7), [Sch. 13 para. 6\(14\)\(d\)](#); S.I. 2015/994, [art. 6\(g\)](#)
- F12** Words in Sch. 11 para. 57 substituted (1.10.2009) by [The Companies Act 2006 \(Consequential Amendments, Transitional Provisions and Savings\) Order 2009 \(S.I. 2009/1941\)](#), [art. 1\(2\)](#), [Sch. 1 para. 46\(3\)\(b\)](#) (with [art. 10](#))

**Status:**

Point in time view as at 25/05/2018. This version of this cross heading contains provisions that are prospective.

**Changes to legislation:**

Local Government and Housing Act 1989, Cross Heading: The Local Government, Planning and Land Act 1980 is up to date with all changes known to be in force on or before 06 July 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.