



# Local Government Act 2003

## 2003 CHAPTER 26

### PART 1 **E+W**

#### CAPITAL FINANCE ETC AND ACCOUNTS

### CHAPTER 1 **E+W**

#### CAPITAL FINANCE ETC

#### *[<sup>F1</sup>Risk management: England*

#### **[<sup>F1</sup>12C Restriction of power to give risk-mitigation directions **E+W****

- (1) If, after the power to give risk-mitigation directions becomes exercisable under [section 12A\(1\)](#) in relation to a local authority—
- at least 12 months have elapsed since the Secretary of State last became aware of a trigger event having occurred in relation to the authority,
  - any risk-mitigation direction given to the authority has been complied with or revoked, and
  - the Secretary of State is satisfied no further risk-mitigation direction is likely to be required in the foreseeable future for the purpose of reducing or mitigating the financial risk to the authority,

the Secretary of State must give the local authority a notice to that effect (“a cessation notice”).

- (2) Where a cessation notice is given, the power conferred by section 12A(1) is no longer exercisable, in relation to that authority, by reason of any trigger event of which the Secretary of State was aware at the time that notice was given.
- (3) In this section “risk-mitigation direction”, “trigger event” and “financial risk” have the same meaning as in section 12A.]

---

**Changes to legislation:** Local Government Act 2003, Section 12C is up to date with all changes known to be in force on or before 13 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) [View outstanding changes](#)

---

### Textual Amendments

- F1** Ss. 12A-12D and cross-heading inserted (31.1.2024) by [Levelling-up and Regeneration Act 2023](#) (c. 55), [ss. 78\(2\), 255\(2\)\(p\)](#) (with s. 247); S.I. 2024/92, reg. 2(a)

**Changes to legislation:**

Local Government Act 2003, Section 12C is up to date with all changes known to be in force on or before 13 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.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 18(2A) inserted by [2007 c. 28 Sch. 14 para. 5\(2\)\(b\)](#)
- s. 24(1) s. 24 renumbered as s. 24(1) by [2007 c. 28 Sch. 14 para. 5\(3\)](#)
- s. 24(2) inserted by [2007 c. 28 Sch. 14 para. 5\(3\)](#)