

*Status: Point in time view as at 08/01/2018.*

**Changes to legislation:** Policing and Crime Act 2017, Cross Heading: Local Government Act 1972 (c. 70) is up to date with all changes known to be in force on or before 25 May 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 1

#### PROVISION FOR POLICE AND CRIME COMMISSIONER TO BE FIRE AND RESCUE AUTHORITY

#### PART 2

#### AMENDMENTS TO OTHER ACTS

#### *Local Government Act 1972 (c. 70)*

23 The Local Government Act 1972 is amended as follows.

#### Commencement Information

- I1** [Sch. 1 para. 23](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I2** [Sch. 1 para. 23](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

24 In section 120 (acquisition of land by agreement) after subsection (3A) insert—

“(3B) A fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004 is to be treated as a principal council for the purposes of this section (apart from subsection (1)(b)).”

#### Commencement Information

- I3** [Sch. 1 para. 24](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I4** [Sch. 1 para. 24](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

25 In section 138C(1) (application of provisions about religious etc observance and involvement with religious etc events) after paragraph (p) insert—

“(pa) a fire and rescue authority created by an order under section 4A of that Act, but only for the purposes of section 138B;”.

#### Commencement Information

- I5** [Sch. 1 para. 25](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I6** [Sch. 1 para. 25](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

26 In section 222 (power of local authority to prosecute or defend legal proceedings) in subsection (2) (application to bodies other than local authorities) after “the Common Council” insert “ and a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004 ”.

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**Commencement Information**

- I7** [Sch. 1 para. 26](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I8** [Sch. 1 para. 26](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

- 27 In section 223 (appearance of local authorities in legal proceedings) in subsection (2) (application to bodies other than local authorities) after “a combined authority,” insert “ a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004, ”.

**Commencement Information**

- I9** [Sch. 1 para. 27](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I10** [Sch. 1 para. 27](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

- 28 In section 229 (photographic copies of documents) in subsection (8) (meaning of “local authority”) after “a combined authority,” insert “ a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004, ”.

**Commencement Information**

- I11** [Sch. 1 para. 28](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I12** [Sch. 1 para. 28](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

- 29 In section 231 (service of notices on local authorities, etc) in subsection (4) (meaning of “local authority”) after “a combined authority,” insert “ a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004, ”.

**Commencement Information**

- I13** [Sch. 1 para. 29](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I14** [Sch. 1 para. 29](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

- 30 In section 232 (public notices) in subsection (1A) (meaning of “local authority”) after “a combined authority,” insert “ a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004, ”.

**Commencement Information**

- I15** [Sch. 1 para. 30](#) in force for certain purposes at Royal Assent, see [s. 183](#)  
**I16** [Sch. 1 para. 30](#) in force at 3.4.2017 in so far as not already in force by [S.I. 2017/399, reg. 2, Sch. para. 38](#)

- 31 In section 233 (service of notices by local authorities) in subsection (11) (meaning of “local authority”) after “a combined authority,” insert “ a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004, ”.

**Commencement Information**

- I17** [Sch. 1 para. 31](#) in force for certain purposes at Royal Assent, see [s. 183](#)

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**I18** Sch. 1 para. 31 in force at 3.4.2017 in so far as not already in force by S.I. 2017/399, reg. 2, Sch. para. 38

32 In section 234 (authentication of documents) in subsection (4) (meaning of “local authority”) after “a combined authority,” insert “ a fire and rescue authority created by an order under section 4A of the Fire and Rescue Services Act 2004, ”.

#### **Commencement Information**

**I19** Sch. 1 para. 32 in force for certain purposes at Royal Assent, see s. 183

**I20** Sch. 1 para. 32 in force at 3.4.2017 in so far as not already in force by S.I. 2017/399, reg. 2, Sch. para. 38

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