



Local Government Act 1972

1972 CHAPTER 70

PART VIII **E+W**

FINANCE

Allowances to members of local authorities and other bodies

177 Provisions supplementary to sections 173 to 176. **E+W**

[^{F1} [^{F2}(1) ^{F3} ... sections 174 and 175 above apply—

- (a) to the bodies specified in section 21(1) of the Local Government and Housing Act 1989, except—
 - (i) the Common Council;
 - (ii) a body established pursuant to an order under section 67 of the Local Government Act 1985 (successors to residuary bodies); and
 - (iii) without prejudice to section 265 below, the Council of the Isles of Scilly;
- (b) to any prescribed body on which a body to which those sections apply by virtue of paragraph (a) above is represented; and
- (c) to any parish or community council.]

[^{F4}(1A) Subsection (1) has effect without prejudice to the operation of—

- (a) regulations made by virtue of section 94(5C) or 95(3B) of the School Standards and Framework Act 1998 (allowances for admission appeal panels);

^{F5}(b)

- [^{F6}(ba) regulations made by virtue of section 51A(8) of the Education Act 2002 (allowances for exclusion review panels: England);]

and

- (c) regulations made by virtue of section 52(6) of [^{F7}that Act (allowances for exclusion appeal panels: Wales); and].]

Status: Point in time view as at 01/07/2015.

Changes to legislation: Local Government Act 1972, Section 177 is up to date with all changes known to be in force on or before 24 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)

[^{F8}(2) In sections 173 to 176 above “approved duty”, in relation to a member of a body, means such duties as may be specified in or determined under regulations made by the Secretary of State.]

[^{F9}(2A)]

(3) For the purposes of sections 173 to 176 above ^{F10} ... a member of a committee or sub-committee of a local authority or other body mentioned in subsection (1) above shall be deemed to be a member of that body.

(4) Section 94(5) above shall apply in relation to a member of any body mentioned in subsection (1) above to whom it would not otherwise apply as it applies in relation to a member of a local authority; and no other enactment or instrument shall prevent a member of any such body from taking part in the consideration or determination of any allowance or other payment under any of the provisions of sections 173 to 176 above [^{F11}or under any scheme made by virtue of section 18 of the Local Government and Housing Act 1989].

^{F12}(5)]

Textual Amendments

- F1** Ss. 173-178 repealed (W.) (30.4.2012) by Local Government (Wales) Measure 2011 (nawm 4), s. 178(3), Sch. 3 para. 1(3), **Sch. 4 Pt. F**; S.I. 2012/1187, art. 2(1)(q)(2)(m)
- F2** S. 177(1) substituted (1.4.1991) by Local Government and Housing Act 1989 (c. 42, SIF 81:1), s. 194(1), **Sch.11 para. 28(2)**; S.I. 1991/344, **art. 3(2)** (with saving in Sch. para. 1(1)(b))
- F3** Words in s. 177(1) repealed (1.9.1999) by 1998 c. 31, s. 140(1)(3), Sch. 30 para. 3(2), **Sch. 31** (with ss. 138(9), 144(6)); S.I. 1999/2323, art. 2(1), **Sch. 1**
- F4** S. 177(1A) substituted (20.1.2003 for E. and 31.5.2005 for W.) by Education Act 2002 (c. 32), ss. 215(1), 216(4), **Sch. 21 para. 1** (with ss. 210(8), 214(4)); S.I. 2002/2952, **art. 2**; S.I. 2005/1395, **art. 4** Sch.
- F5** S. 177(1A)(b) repealed (25.5.2007) by Education and Inspections Act 2006 (c. 40), ss. 30, 184, 188, Sch. 3 para. 1, **Sch. 18 Pt. 3**; S.I. 2007/935, **art. 7(g)(m)(o)(q)**
- F6** S. 177(1A)(ba) inserted (1.9.2012) by Education Act 2011 (c. 21), s. 82(3), **Sch. 1 para. 1(a)**; S.I. 2012/1087, art. 3 (with art. 4)
- F7** Words in s. 177(1A)(c) substituted (1.9.2012) by Education Act 2011 (c. 21), s. 82(3), **Sch. 1 para. 1(b)**; S.I. 2012/1087, art. 3 (with art. 4)
- F8** Words in s.177(2) substituted (16.1.1990 to the extent mentioned in S.I.1989/2445, **art.4** otherwise 1.4.1991) by Local Government and Housing Act 1989 (c. 42, SIF 81:1), s. 194(1), **Sch. 11 para. 28(3)**; S.I. 1991/344, **art. 3(2)**
- F9** S.177(2A) repealed (1.4.1991) by Local Government and Housing Act 1989 (c. 42, SIF 81:1), s. 194(4), **Sch. 12 Pt. II**; S.I. 1991/344, **art. 3(2)**
- F10** Words in S.177(3) repealed (1.4.1991) by Local Government and Housing Act 1989 (c.42, SIF 81:1), s. 194(4), **Sch. 12 Pt. II**; S.I. 1991/344, **art. 3(2)**
- F11** S.177(4):Words inserted by Local Government And Housing Act 1989 (c. 42, SIF 81:1), ss. 194(1), **Sch. 11 para. 28(4)**
- F12** S. 177(5) repealed (1.4.1991) by Local Government and Housing Act 1989 (c. 42,SIF 81:1), s. 194(4), **Sch. 12 Pt. II**; S.I. 1991/344, **art. 3(2)**

Modifications etc. (not altering text)

- C1** S. 177: In the application of this Act to the Isles of Scilly "and" is inserted at the end of s. 177(1)(a)(i) and the words in s.177(1)(a) after "residuary bodies)"are omitted (1.4.1991) by virtue of S.I.1991/446, **art.2**

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- C2** S. 177 modified by S.I.1985/1884, art.10, **Sch.3 para. 3(b)**
S. 177 applied (temp. from 4.5.1995 to 31.3.1996) by S.I. 1995/1042, **art. 4(1)**
S. 177 applied (4.3.1996) by S.I. 1996/263, **reg. 16(4)**
S. 177 applied (with modifications) (4.6.1996) by S.I. 1996/1243, art. 18, **Sch. 5 Pt. I para. 2**
- C3** S. 177 modified (1.4.1999) by S.I. 1999/1016, art. 6, **Sch. 4 para. 9**
S. 177: power to amend or repeal conferred (1.11.2000 (W.) and 19.2.2001 (E.)) by 2000 c. 22, s. **100(4)**; S.I. 2000/2948, **art. 2**; S.I. 2001/415, **art. 2(b)**
S. 177 excluded (W.) (9.8.2002) by The Local Authorities (Allowances for Members of County and County Borough Councils and National Park Authorities) (Wales) Regulations 2002 (S.I. 2002/1895), **reg. 20(3)**
- C4** Ss. 173-178 applied (1.4.2009) by The Charter Trustees Regulations 2009 (S.I. 2009/467), **reg. 14(2)**
- C5** S. 177(1) modified (24.3.2010) by The South Downs National Park Authority (Establishment) Order 2010 (S.I. 2010/497), art. 1, **Sch. 3 para. 1(2)**
- C6** S. 177(1)(b) applied (with modifications) (23.11.1995) by S.I. 1995/2803, art. 18, **Sch. 5 para. 2**
S. 177(1)(b) applied (with modifications) (24.3.2005) by S.I. 2005/421, art. 16, **Sch. 3 para. 1(2)**
- C7** S. 177(1)(b) applied (with modifications) (1.7.2015) by The National Park Authorities (England) Order 2015 (S.I. 2015/770), art. 1, **Sch. 3 para. 2**

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