



Local Government (Scotland) Act 1973

1973 CHAPTER 65

PART II

CHANGES IN LOCAL GOVERNMENT AREAS

Conduct of Reviews

18 Procedure for reviews.

- (1) Where [^{F1}Boundaries Scotland] propose to conduct a review under the foregoing provisions of this Part of this Act, [^{F2}it must] take such steps as [^{F3}it thinks] fit to secure that persons who may be interested in the review are informed of the proposal to conduct it and of any directions of the Secretary of State which are relevant to it.
- (2) In conducting any such review, [^{F4}Boundaries Scotland] shall—
 - (a) consult—
 - (i) the council of any local government area affected by the review, and such other local authorities, community councils and public bodies as appear to [^{F5}it] to be concerned;
 - (ii) any bodies representative of staff employed by local authorities who have asked [^{F4}Boundaries Scotland] to consult them; and
 - (iii) such other persons as [^{F6}it thinks] fit;
 - [^{F7}(aa) at least two months before taking any steps under paragraph (b) below to inform other persons of any draft proposals or any interim decision not to make proposals, inform the council of any local government area affected by the review of those proposals or that decision;
 - (ab) before taking any such steps, take into consideration any representation made to [^{F8}it] by such a council during the period of two months beginning on the day on which the council is informed under paragraph (aa);]
 - (b) take such steps as [^{F9}it thinks] fit for seeing that persons who may be interested in the review are informed of any draft proposals or any interim decision not to make proposals, and of the place or places where those proposals or that decision can be inspected;

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- (c) in particular, deposit copies of those proposals or that decision at the offices of the council of any local government area which may be affected thereby and require any such council to keep the copies available for inspection at their offices for a period specified in the requirement; and
 - (d) take into consideration any representation made to ^{F10}it] within that period.
- ^{F11}(2A) The Scottish Ministers may give directions to—
- (a) ^{F12}Boundaries Scotland],
 - (b) the council of any local government area affected by a review,
- in relation to consultation under subsection (2)(a) above.
- (2B) Such directions may be given generally or in relation to particular reviews or particular aspects of reviews.]
- (3) Where ^{F13}Boundaries Scotland] make a report under this Part of this Act ^{F14}it must]—
- (a) take such steps as ^{F15}it thinks] fit for securing that persons who may be interested in the report are informed of it and of the place or places where it can be inspected;
 - (b) in particular, deposit copies of the report at the offices of the council of any local government area which may be affected thereby and require any such council to keep the copies available for inspection at their offices until the expiration of six months after the making of ^{F16}regulations giving effect] to any proposals contained in the report, or after a notification by ^{F17}Boundaries Scotland] that ^{F18}it has] no proposals to put forward^{F19}... .
- (4) Subject to the foregoing provisions of this section, the procedure of ^{F20}Boundaries Scotland] in conducting any review under this Part of this Act shall be such as ^{F21}it] may determine.

Textual Amendments

- F1** Words in s. 18(1) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(2\)\(f\)\(i\)](#); S.S.I. 2021/124, reg. 2, sch.
- F2** Words in s. 18(1) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(8\)](#); S.S.I. 2021/124, reg. 2, sch.
- F3** Words in s. 18(1) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(9\)](#); S.S.I. 2021/124, reg. 2, sch.
- F4** Words in s. 18(2) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(2\)\(f\)\(ii\)](#); S.S.I. 2021/124, reg. 2, sch.
- F5** Word in s. 18(2)(a)(i) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(4\)\(c\)](#); S.S.I. 2021/124, reg. 2, sch.
- F6** Words in s. 18(2)(a)(iii) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(9\)](#); S.S.I. 2021/124, reg. 2, sch.
- F7** S. 18(2)(aa)(ab) inserted (20.8.2004) by [Local Governance \(Scotland\) Act 2004 \(asp 9\), ss. 4\(5\)\(b\)\(i\), 17\(2\)](#); S.S.I. 2004/351, art. 2 (with art. 3)
- F8** Word in s. 18(2)(ab) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(4\)\(c\)](#); S.S.I. 2021/124, reg. 2, sch.
- F9** Words in s. 18(2)(b) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(9\)](#); S.S.I. 2021/124, reg. 2, sch.
- F10** Word in s. 18(2)(d) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\), s. 35, sch. para. 1\(4\)\(c\)](#); S.S.I. 2021/124, reg. 2, sch.
- F11** S. 18(2A)(2B) inserted (20.8.2004) by [Local Governance \(Scotland\) Act 2004 \(asp 9\), ss. 4\(5\)\(b\)\(ii\), 17\(2\)](#); S.S.I. 2004/351, art. 2 (with art. 3)

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- F12** Words in s. 18(2A)(a) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(2\)\(f\)\(iii\)](#); S.S.I. 2021/124, reg. 2, sch.
- F13** Words in s. 18(3) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(2\)\(f\)\(iv\)](#); S.S.I. 2021/124, reg. 2, sch.
- F14** Words in s. 18(3) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(8\)](#); S.S.I. 2021/124, reg. 2, sch.
- F15** Words in s. 18(3)(a) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(9\)](#); S.S.I. 2021/124, reg. 2, sch.
- F16** Words in s. 18(3)(b) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), [ss. 31\(3\)\(a\)](#), 35; S.S.I. 2021/124, reg. 2, sch.
- F17** Words in s. 18(3)(b) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(3\)\(e\)](#); S.S.I. 2021/124, reg. 2, sch.
- F18** Words in s. 18(3)(b) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(6\)\(b\)](#); S.S.I. 2021/124, reg. 2, sch.
- F19** Words in s. 18(3)(b) repealed (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), [ss. 31\(3\)\(b\)](#), 35; S.S.I. 2021/124, reg. 2, sch.
- F20** Words in s. 18(4) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(2\)\(f\)\(v\)](#); S.S.I. 2021/124, reg. 2, sch.
- F21** Word in s. 18(4) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(5\)\(b\)](#); S.S.I. 2021/124, reg. 2, sch.

Modifications etc. (not altering text)

- C1** S. 18 power to transfer or modify functions conferred (30.11.2000 for certain purposes, otherwise prosp.) by 2000 c. 41, [ss. 19\(3\)](#), 163(2)(3) (with s. 156(6))

19 Local inquiries.

- (1) [^{F22}Boundaries Scotland] may cause a local inquiry to be held with respect to any review carried out by [^{F23}it] under this Part of this Act.
- (2) Subsections (3) to (6) and (8) of section 210 of this Act shall apply in relation to an inquiry held under this section with the substitution for references to a Minister of references to [^{F24}Boundaries Scotland].

Textual Amendments

- F22** Words in s. 19(1) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(2\)\(g\)](#); S.S.I. 2021/124, reg. 2, sch.
- F23** Word in s. 19(1) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(4\)\(d\)](#); S.S.I. 2021/124, reg. 2, sch.
- F24** Words in s. 19(2) substituted (14.5.2021) by [Scottish Elections \(Reform\) Act 2020 \(asp 12\)](#), s. 35, [sch. para. 1\(2\)\(g\)](#); S.S.I. 2021/124, reg. 2, sch.

Modifications etc. (not altering text)

- C2** S. 19 power to transfer or modify functions conferred (30.11.2000 for certain purposes, otherwise prosp.) by 2000 c. 41, [ss. 19\(3\)](#), 163(2)(3) (with s. 156(6))

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