



Local Government Act 1974

1974 CHAPTER 7

PART I

GRANTS

Rate support grants

5 Reduction of grants in case of default.

- (1) If, in the case of any local authority or joint board, the appropriate Minister—
- (a) is satisfied that the authority or board have failed to achieve or maintain a reasonable standard in the discharge of any of their functions, regard being had to the standards maintained by other authorities and boards, and
 - (b) is of opinion that by reason of the failure a reduction should be made in the amount of any elements of rate support grant payable to the local authority or a constituent authority of the joint board,

he may, after affording to the local or constituent authority in question an opportunity of making representations, make and cause to be laid before Parliament a report stating the amount of and the reasons for the proposed reduction and setting out any representations made by the authority with respect to the proposed reduction; and if the report is approved by a resolution of the Commons House of Parliament the Secretary of State may reduce the elements of the grant accordingly.

- (2) F1

- (3) Any regulations in force immediately before 1st April 1974 and—
- (a) made under subsection (2) of section 4 of the ^{M1}Local Government Act 1966 (which in the context of that Act corresponds to subsection (2) above), or
 - (b) made under section 3(4) of the ^{M2}Local Government Act 1958 but, by virtue of subsection (3) of the said section 4, having effect for the purposes of that section as if made under subsection (2) thereof,

shall have effect on and after that date for the purposes of this section as if made under subsection (2) above.

Status: Point in time view as at 01/02/1991. This version of this provision has been superseded.

Changes to legislation: Local Government Act 1974, Section 5 is up to date with all changes known to be in force on or before 15 June 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)

(4) In this section “joint board” includes a joint committee which continues to exist by virtue of section 263(5) of the ^{M3}Local Government Act 1972.

Textual Amendments

F1 S. 5(2) repealed by S.I. 1982/208, **art. 2**

Modifications etc. (not altering text)

C1 Power to repeal s. 5 conferred by [Local Government, Planning and Land Act 1980 \(c. 65\)](#), s. 53(10)(11)(c), **Sch. 8**

Marginal Citations

M1 1966 c. 42.

M2 1958 c. 55.

M3 1972 c. 70.

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