



Local Government Finance Act 1982

1982 CHAPTER 32

PART II

BLOCK GRANT

8 Adjustments of distribution of block grant.

(1) In subsection (6) of section 59 of the ^{M1}Local Government, Planning and Land Act 1980 (purposes for which the amount of block grant payable to a local authority may be adjusted under that section) after paragraph (c) there shall be inserted—

“(cc) making, in the amount of block grant payable to an authority, adjustments by reference to guidance issued by the Secretary of State and designed to achieve any reduction in the level of local authority expenditure (or any restriction on increase in that level) which he thinks necessary having regard to general economic conditions; and”.

(2) After subsection (11) of the said section 59 there shall be inserted—

“(11A) Any guidance issued for the purposes of subsection (6)(cc) above shall be framed by reference to principles applicable to all local authorities; and before issuing any guidance for those purposes the Secretary of State shall consult such associations of local authorities as appear to him to be concerned and any local authority with whom consultation appears to him to be desirable.”

(3) The powers conferred by the said section 59 . . . ^{F1}—

- (a) ^{F2}
- (b) shall not be exercised for the purpose specified in paragraph (b) or (c) of [^{F3}subsection (6) of that section] so as to decrease the amount of block grant payable to a local authority; and
- (c) shall be exercisable for the purpose specified in paragraph (cc) of that subsection so as to increase or decrease the amount of block grant payable to a local authority according to whether or the extent to which they have or have not complied (or have or have not taken steps to comply) with the guidance referred to in that paragraph.

Status: Point in time view as at 01/02/1991.

Changes to legislation: There are currently no known outstanding effects for the Local Government Finance Act 1982, Part II. (See end of Document for details)

- (4) If representations in that behalf are made to him by any association of local authorities or by any local authority the Secretary of State may—
- (a) in the Rate Support Grant Report made for any year under section 60 of the said Act of 1980; or
 - (b) in a supplementary report made for any year under section 61 of that Act, provide that expenditure of any description or amount shall be disregarded for the purposes of paragraph (cc) of subsection (6) of the said section 59 and in determining under subsection (3)(c) above whether or the extent to which local authorities have or have not complied (or have or have not taken steps to comply) with the guidance referred to in that paragraph.
- [^{F4}(4A) If guidance issued for the purposes of section 59(6)(cc) of the said Act of 1980 is guidance by reference to total expenditure, and if representations in the following behalf are made to the Secretary of State by any association of local authorities or by any local authority, he may—
- (a) in the Rate Support Grant Report made for any year under section 60 of that Act, or
 - (b) in a supplementary report made for any year under section 61 of that Act, provide that items of any description or amount shall be disregarded in calculating total expenditure for the purposes of the said section 59(6)(cc) and of determining under subsection (3)(c) above whether or the extent to which local authorities have or have not complied (or have or have not taken steps to comply) with the guidance.]
- (5) Subsections (2) and (3) of the said section 59 . . . ^{F5} (which are superseded by subsection (3) above) shall be omitted; . . . ^{F5}
- (6) The powers conferred by the said section 59 . . . ^{F5} shall not be exercised for the purpose specified in sub-section (6)(cc) of that section except in accordance with principles to be applied to all local authorities; and accordingly subsections (5)(a)(ii) and (7) of that section . . . ^{F5} shall not apply to any exercise of those powers for that purpose.
- (7) A supplementary report made for any year under section 61 of the said Act of 1980 may specify a determination under the said section 59 . . . ^{F5} in relation to a local authority notwithstanding that no such determination was specified in relation to that authority in the Rate Support Grant Report made for that year under section 60 of that Act.
- (8) No determination made for the purpose specified in subsection (6)(cc) of the said section 59 and specified by virtue of subsection (7) above in a supplementary report shall be such as to decrease the amount of block grant payable to a local authority in any year to any greater extent than is permissible in accordance with principles specified in that behalf in the Rate Support Grant Report made for that year.
- (9) Where by virtue of subsection (7) above a determination is specified in a supplementary report—
- (a) the principles in accordance with which the power to make the determination are exercised; and
 - (b) [^{F6}such explanation as the Secretary of State thinks desirable of the main features of the determination.],
- shall be specified in the supplementary report except that paragraph (a) above shall not apply to any determination which is subject to subsection (8) above.

Status: Point in time view as at 01/02/1991.

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(10) This section has effect in relation to block grant for any year beginning on or after 1st April 1981 except that so much of subsection (2) above as relates to consultation and subsection (8) above do not apply to any year beginning before 1st April 1983.

(11) F7

Textual Amendments

- F1 Words repealed by [Local Government Finance Act 1982 \(c. 32, SIF 81:1\)](#), s. 38, **Sch. 6 Pt. III**
- F2 [S. 8\(3\)\(a\)](#) repealed (and superseded in part) by [Rate Support Grants Act 1986 \(c. 54, SIF 103:1\)](#), ss. 2(1), 3, [Sch. 1 para. 5](#), **Sch. 2**
- F3 Words substituted by [Rate Support Grants Act 1986 \(c. 54, SIF 103:1\)](#), s. 3, **Sch. 1 para. 5**
- F4 [S. 8\(4A\)](#) inserted by [Local Government Finance Act 1987 \(c. 6, SIF 81:1\)](#), s. 11(1), [Sch. 4 paras. 7, 12\(3\)](#)
- F5 Words repealed by [Local Government Finance Act 1982 \(c. 32, SIF 81:1\)](#), s. 38, **Sch. 6 Pt. III**
- F6 Words substituted (*retrospectively*) by [Rate Support Grants Act 1986 \(c. 54, SIF 103:1\)](#), s. 3, **Sch. 1 para. 9**
- F7 [S. 8\(11\)](#) repealed by [Local Government Finance Act 1982 \(c. 32, SIF 81:1\)](#), s. 38, **Sch. 6 Pt. III**

Modifications etc. (not altering text)

- C1 The text of s. 8(1)(2) is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not reflect any amendments or repeals which may have been made prior to 1.2.1991.
- C2 [S. 8\(3\)\(c\)](#) amended by [Rate Support Grants Act 1988 \(c. 51, SIF 81:1\)](#), s. 2(1)(b)(2)(3)
- C3 [S. 8\(4A\)](#) excluded by [Rate Support Grants Act 1988 \(c. 51, SIF 81:1\)](#), s. 2(6)
- C4 [S. 8\(6\)](#) modified by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), ss. 80(2), 106

Marginal Citations

- M1 [1980 c. 65](#).

9 Information for purposes of block grant.

(1) The Secretary of State shall have power to require any information submitted to him by a local authority under section 65(1) of the ^{M2}Local Government, Planning and Land Act 1980 (information for purposes of block grant) to be certified under arrangements made by the Audit Commission established under Part III of this Act.

(2) F8

Textual Amendments

- F8 [S. 9\(2\)\(3\)](#) repealed by [Local Government Finance Act 1987 \(c. 6, SIF 81:1\)](#), s. 11(2), **Sch. 5** (the repeal being subject to the provision at the end of that Sch.)

Marginal Citations

- M2 [1980 c. 65](#).

10 Block grant for Receiver for the Metropolitan Police District.

(1) Schedule 2 to this Act shall have effect for enabling block grant to be paid to the Receiver for the Metropolitan Police District.

Status: Point in time view as at 01/02/1991.

*Changes to legislation: There are currently no known outstanding effects for the
Local Government Finance Act 1982, Part II. (See end of Document for details)*

(2) This section has effect for any year beginning on or after 1st April 1983.

Status:

Point in time view as at 01/02/1991.

Changes to legislation:

There are currently no known outstanding effects for the Local Government Finance Act 1982, Part II.