



Local Government Act 1985

1985 CHAPTER 51

PART VII

RESIDUARY BODIES

67 Winding up of residuary bodies.

- (1) Except as respects any of its functions for the discharge of which provision will be or is likely to be required after the end of the period of five years beginning with the abolition date, it shall be the duty of each residuary body to use its best endeavours to secure that its work is completed as soon as practicable and in any event by the end of that period; and each residuary body shall—
 - (a) as respects any such functions, any property held by that body for the purposes of any such functions and any rights or liabilities of that body which will or are likely to subsist for longer than that period, make such arrangements as are practicable for their transfer to another body or bodies or submit proposals to the Secretary of State for effecting such transfers by orders made by him in that behalf.
 - (b) not later than the end of the period of four years beginning with the abolition date, submit to the Secretary of State a scheme for the winding up of the residuary body and the disposal of its remaining functions, property, rights and liabilities so far as not dealt with in pursuance of paragraph (a) above.
- (2) A residuary body may at any time before the end of the period mentioned in subsection (1)(b) above submit proposals to the Secretary of State for the transfer of any property of that body to a local authority or to a new authority.
- (3) The Secretary of State may by order provide for any such transfer or disposal as is mentioned in subsection (1) or (2) above, whether as proposed by the residuary body or otherwise, and for giving effect (with or without modifications) to any scheme submitted to him under subsection (1) above; and, without prejudice to the generality of that power, any such order may contain such supplementary and transitional provisions as the Secretary of State thinks necessary or expedient, including provisions amending any enactment or any instrument made under any enactment or establishing

Status: Point in time view as at 22/07/2004.

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1985, Section 67. (See end of Document for details)

new bodies corporate to receive any functions, property, rights or liabilities transferred by the order.

Modifications etc. (not altering text)

- C1** S. 67 restricted by [Education Reform Act 1988 \(c.40, SIF 41:1\)](#), **ss. 164(1)**, 231(7), 235(6)
- C2** S. 67 modified by [Education Reform Act 1988 \(c.40, SIF 41:1\)](#), **ss. 164(1)(2)**, 231(7), 235(6)
- C3** S. 67(2) amended by [S.I. 1985/1884](#), **art. 6**

Status:

Point in time view as at 22/07/2004.

Changes to legislation:

There are currently no known outstanding effects for the Local Government Act 1985, Section 67.