



Local Government Finance Act 1988

1988 CHAPTER 41

PART V

GRANTS

Transport grants

87 Transport grants.

- (1) The Secretary of State shall pay to a defined council a grant for a chargeable financial year if he accepts that at least some of its estimated relevant transport expenditure for the year is appropriate to be taken into account for the purposes of this section.
- (2) The amount of the grant shall be a proportion of so much of the council's estimated relevant transport expenditure for the year as he accepts under subsection (1) above.
- (3) The proportion shall be such as is determined for the year by the Secretary of State and shall be the same as regards each council to which a grant is paid for the year under this section.
- (4) A grant under this section shall be paid at such time, or in instalments of such amounts and at such times, as the Secretary of State thinks fit; and any such time need not fall within the financial year concerned.
- (5) In deciding whether to accept any of a council's estimated relevant transport expenditure for a financial year under subsection (1) above, and how much of it to accept, the Secretary of State may have regard to the following matters (in addition to any other matters he thinks fit)—
 - (a) whether the council's relevant transport expenditure for any preceding financial year or years is greater or smaller than its estimated relevant transport expenditure for that year or those years;
 - (b) the extent (if any) to which it is greater or smaller.

Status: Point in time view as at 15/07/2003.

Changes to legislation: Local Government Finance Act 1988, Cross Heading: Transport grants is up to date with all changes known to be in force on or before 26 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)

- (6) The total accepted under subsection (1) above as regards all defined councils for a particular financial year shall not exceed such amount as is approved by the Treasury for the year.

Modifications etc. (not altering text)

C1 S. 87(5)(a) amended (28.11.1994) by [S.I. 1994/2825, reg. 35](#)

88 Transport grants: supplementary.

- (1) This section applies for the purposes of section 87 above.
- (2) Each of the following is a defined council—
- (a) a county council,
 - ^{F1}[(aa) a county borough council,]^{F2}and]
 - (b) a metropolitan district council,
 - ^{F3}(c)
 - ^{F3}(d)
- (3) A council's relevant transport expenditure for a financial year is the expenditure it calculates it incurred in the year in connection with—
- (a) highways or the regulation of traffic (where the council is English), or
 - (b) highways, the regulation of traffic or public transport (where the council is Welsh).
- (4) But in making the calculation expenditure shall be left out of account unless, at the time the calculation is made, it is [^{F4}expenditure for capital purposes within the meaning of Pt.IV of the Local Government and Housing Act 1989].
- (5) A council's estimated relevant transport expenditure for a financial year is the expenditure it estimates it will incur in the year in connection with—
- (a) highways or the regulation of traffic (where the council is English), or
 - (b) highways, the regulation of traffic or public transport (where the council is Welsh).
- (6) But in making the estimate expenditure shall be left out of account unless, at the time the estimate is made, it is [^{F4}expenditure for capital purposes within the meaning of Pt.IV of the Local Government and Housing Act 1989].

Textual Amendments

- F1** S. 88(2)(aa) inserted (3.4.1995) by 1994 c. 19, s. 66(6), [Sch. 16 para. 85](#) (with ss. 54(5)(7), 55(5), Sch. 17 paras. 22(1), 23(2)); S.I. 1995/852, art. 9(1), [Sch. 5](#) (with art. 9(2)-(5))
- F2** Word in S. 88(2)(aa) inserted (3.7.2000) by 1999 c. 29, s. 159(8)(a) (with Sch. 12 para. 9(1)); S.I. 2000/801, art. 2(2)(c), [Sch. Pt. 3](#)
- F3** S. 88(2)(c)(d) repealed (15.7.2003) by Greater London Authority Act 1999 (c. 29), ss. 159(8)(b)(9), 425(2), [Sch. 34 Pt. II](#) (with Sch. 12 para. 9(1)); S.I. 2003/1920, art. 2(f)(h)
- F4** Words substituted by [Local Government and Housing Act 1989](#) (c. 42, SIF 81:1), s. 139, [Sch. 5 para. 60](#)

Status:

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