



Local Government Finance Act 1992

1992 CHAPTER 14

PART I

COUNCIL TAX: ENGLAND AND WALES

CHAPTER VI

MISCELLANEOUS AND SUPPLEMENTAL

67 Functions to be discharged only by authority.

(1) [^{F1}Subject to subsections (2A) to (3A) below,] each of the functions of an authority mentioned in subsection (2) below shall be discharged only by the authority.

(2) The functions are—

- (a) making a determination under section 8(2) [^{F2}, 11A] or [^{F3}12] above;
- (b) making a calculation in accordance with any of sections 32 to 37 or section [^{F4}52I or 52T] or any of sections 43 to 51 or section [^{F4}52J or 52U] above, whether originally or by way of substitute;
- [^{F5}(bb) making a calculation in accordance with any of sections 85 to 90 of the Greater London Authority Act 1999;
- (bc) making a substitute calculation in accordance with any of sections 85, 86 and 88 to 90 of, and Schedule 7 to, that Act;]
- (c) setting an amount of council tax for a financial year under Chapter III of this Part, whether originally or by way of substitute; and
- (d) issuing a precept under Chapter IV of this Part, whether originally or by way of substitute.

[^{F6}(2A) Subsection (1) does not apply to the following functions—

- (a) the determination of an amount for item T in section 33(1) above;
- (b) the determination of an amount for item TP in section 34(3) above;
- (c) the determination of an amount for item T in section 44(1) above;

Status: Point in time view as at 07/10/2011. This version of this provision has been superseded.

Changes to legislation: Local Government Finance Act 1992, Section 67 is up to date with all changes known to be in force on or before 09 September 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)

- (d) the determination of an amount for item TP in section 45(3) above;
 - (e) the determination of an amount for item TP in section 48(3) or (4) above;
 - (f) the determination of an amount for item T in section 88(2) of the Greater London Authority Act 1999 (c. 29);
 - (g) the determination of an amount for item TP2 in section 89(4) of that Act;
 - (h) the determination of an amount required for determining an amount for the item mentioned in paragraph (c), (d), (f) or (g) above.]
- (3) [^{F7}Subject to subsection (3B) below,] the functions of an authority mentioned in subsection (2)(c) above may, if the authority so directs, be exercised by a committee of the authority appointed by it for that purpose; and as respects a committee so appointed—
- (a) the number of members and their term of office shall be fixed by the authority; and
 - (b) each member shall be a member of the authority.
- [^{F8}(3A) In the case of the Greater London Authority, the functions mentioned in subsection (2) above shall be discharged on behalf of the Authority in accordance with the provisions of the Greater London Authority Act 1999 but only by the Mayor of London, the London Assembly or the Mayor and Assembly acting jointly.
- (3B) Subsection (3) above does not apply in relation to the Greater London Authority, but where Schedule 6 to the Greater London Authority Act 1999 makes provision enabling a function to be discharged by a committee or other representatives of the London Assembly, the function may be discharged by such a committee or representatives in accordance with the provisions of that Schedule.]
- (4) Part VA (access to meetings and documents of certain authorities, committees and sub-committees) of the ^{M1}Local Government Act 1972 shall apply in relation to a committee appointed under subsection (3) above as it applies in relation to a committee appointed under section 102 of that Act.

Textual Amendments

- F1** Words in s. 67(1) substituted (18.11.2003) by [Local Government Act 2003 \(c. 26\), s. 84\(2\)](#)
- F2** Words in s. 67(2)(a) inserted (18.11.2003) by [Local Government Act 2003 \(c. 26\), ss. 127\(1\), 128, Sch. 7 para. 50\(a\)](#)
- F3** Word in s. 67(2)(a) substituted (27.11.2003) by [Local Government Act 2003 \(c. 26\), ss. 127\(1\), 128, Sch. 7 para. 50\(b\); S.I. 2003/3034, art. 2\(1\)\(4\), Sch. 1 Pt. 1](#)
- F4** Words in s. 67(2)(b) substituted (27.7.1999 with effect as mentioned in s. 30(2) of the amending Act.) by [1999 c. 27, s. 30\(1\), Sch. 1 Pt. II para. 7](#)
- F5** S. 67(2)(bb)(bc) inserted (3.7.2000) by [1999 c. 29, s. 108\(3\) \(with Sch. 12 para. 9\(1\)\); S.I. 1999/3434, art. 4](#)
- F6** S. 67(2A) inserted (18.11.2003) by [Local Government Act 2003 \(c. 26\), s. 84\(3\)](#)
- F7** Words in s. 67(3) inserted (3.7.2000) by [1999 c. 29, s. 108\(4\) \(with Sch. 12 para. 9\(1\)\); S.I. 1999/3434, art. 4](#)
- F8** S. 67(3A)(3B) inserted (3.7.2000) by [1999 c. 29, s. 108\(5\) \(with Sch. 12 para. 9\(1\)\); S.I. 1999/3434, art. 4](#)

Modifications etc. (not altering text)

- C1** Pt. 1 modified (24.12.2008) by [The Local Government \(Structural Changes\) \(Finance\) Regulations 2008 \(S.I. 2008/3022\), regs. 1\(2\), 8](#)

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- C2** Pt. 1 modified (24.12.2008) by [The Local Government \(Structural Changes\) \(Finance\) Regulations 2008 \(S.I. 2008/3022\)](#), regs. 1(2), **7**
- C3** S. 67 modified (24.12.2008) by [The Local Government \(Structural Changes\) \(Finance\) Regulations 2008 \(S.I. 2008/3022\)](#), reg. 1(2), **Sch. 2 para. 9**

Marginal Citations

- M1** 1972 c. 70.

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