



Local Government Act 1999

1999 CHAPTER 27

PART I

BEST VALUE

Best value authorities

1 Best value authorities.

- (1) For the purposes of this Part each of these is a best value authority—
- [^{F1}(a) an English local authority;]
 - (b) a National Park authority [^{F2}for a National Park in England];
 - (c) the Broads Authority;
 - (d) [^{F3}... a police authority;
 - [^{F4}(e) a fire and rescue authority [^{F5}in England] constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 or a scheme to which section 4 of that Act applies, and a metropolitan county fire and civil defence authority;]
 - (f) the London Fire and Emergency Planning Authority;
 - [^{F6}(g) an authority established under section 10 of the Local Government Act 1985 (waste disposal authorities);]
 - [^{F7}(ga) an authority established for an area in England by an order under section 207 of the Local Government and Public Involvement in Health Act 2007 (joint waste authorities);]
 - [^{F8}(h) an Integrated Transport Authority for an integrated transport area in England;]
 - [^{F9}(ha) an economic prosperity board established under section 88 of the Local Democracy, Economic Development and Construction Act 2009;
 - (hb) a combined authority established under section 103 of that Act;]
 - (i) Transport for London;
 - [^{F10}(j)
 - [^{F11}[^{F12}(k)]

Status: Point in time view as at 31/03/2012.

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1999, Cross Heading: Best value authorities. (See end of Document for details)

- (2) ^{F13}In this section, “English local authority” means]
- (a) a county council ^{F14}in England], a district council ^{F15}or a London borough council];
 - (b) the Council of the Isles of Scilly;
 - (c) the Common Council of the City of London in its capacity as a local authority;
 - (d) the Greater London Authority so far as it exercises its functions through the Mayor.
- ^{F16}(3)
- ^{F17}(4)
- ^{F18}(5)
- ^{F19}^{F20}(6)
- ^{F21}(7)]
- ^{F22}(8)

Textual Amendments

- F1** S. 1(1)(a) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(2)(a)**; S.I. 2008/917, art. 2(1)(e)
- F2** Words in s. 1(1)(b) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(2)(b)**; S.I. 2008/917, art. 2(1)(e)
- F3** Words in s. 1(1)(d) repealed (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(2), **Sch. 18 Pt. 8**; S.I. 2008/917, art. 2(v)(i)
- F4** S. 1(1)(e) substituted (1.10.2004 except in relation to W., 10.11.2004 for W.) by Fire and Rescue Services Act 2004 (c. 21), s. 61, **Sch. 1 para. 91**; S.I. 2004/2304, art. 2; S.I. 2004/2917, art. 2
- F5** Words in s. 1(1)(e) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(2)(c)**; S.I. 2008/917, art. 2(1)(e)
- F6** S. 1(1)(g) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(2)(d)**; S.I. 2008/917, art. 2(1)(e)
- F7** S. 1(1)(ga) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 13 para. 53**; S.I. 2008/917, art. 2(1)(p)
- F8** S. 1(1)(h) substituted (9.2.2009) by Local Transport Act 2008 (c. 26), s. 134(4), **Sch. 4 para. 62(2)**; S.I. 2009/107, art. 2(1), Sch. 1 Pt. 1
- F9** S. 1(1)(ha)(hb) inserted (17.12.2009) by Local Democracy, Economic Development and Construction Act 2009 (c. 20), s. 148(6), **Sch. 6 para. 91**; S.I. 2009/3318, art. 2(c)
- F10** S. 1(1)(j) repealed (31.3.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 25 Pt. 32**; S.I. 2012/628, art. 4(d)
- F11** S. 1(1)(k) repealed (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), Sch. 1 para. 10, **Sch. 4**; S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)
- F12** S. 1(1)(k) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(2)(e)**; S.I. 2008/917, art. 2(1)(e)
- F13** Words in s. 1(2) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(3)(a)**; S.I. 2008/917, art. 2(1)(e)
- F14** Words in s. 1(2)(a) inserted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), **Sch. 8 para. 2(3)(b)**; S.I. 2008/917, art. 2(1)(e)
- F15** Words in s. 1(2)(a) substituted (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), **ss. 136(1)(a)**, 245(5); S.I. 2008/917, art. 2(1)(a)

Status: Point in time view as at 31/03/2012.

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1999, Cross Heading: Best value authorities. (See end of Document for details)

- F16** S. 1(3) repealed (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(4), **Sch. 18 Pt. 8**; S.I. 2008/917, art. 2(1)(e)(i)(v)
- F17** S. 1(4) omitted (16.1.2012) by virtue of Police Reform and Social Responsibility Act 2011 (c. 13), s. 157(1), **Sch. 16 para. 242(3)**; S.I. 2011/3019, art. 3, Sch. 1 (with Sch. 2 para. 59)
- F18** S. 1(5) repealed (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(6), **Sch. 18 Pt. 8**; S.I. 2008/917, art. 2(1)(e)(i)(v)
- F19** S. 1(6) repealed (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), Sch. 1 para. 10, **Sch. 4**; S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)
- F20** S. 1(6)(7) inserted (1.4.2005) by Public Audit (Wales) Act 2004 (c. 23), s. 73, **Sch. 1 para. 2**; S.I. 2005/558, art. 2, Sch. 1
- F21** S. 1(7) repealed (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), Sch. 1 para. 10, **Sch. 4**; S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)
- F22** S. 1(8) repealed (1.4.2008) by Local Government and Public Involvement in Health Act 2007 (c. 28), s. 245(5), Sch. 8 para. 2(7), **Sch. 18 Pt. 8**; S.I. 2008/917, art. 2(1)(e)(i)(v)

Commencement Information

- II** S. 1 wholly in force at 27.7.2000; s. 1 not in force at Royal Assent see s. 27; s. 1(1)(d)(e)(4)(a)(b) in force at 10.8.1999 by S.I. 1999/2169, **art. 2(1)**; s. 1(1)(a)(b)(c)(g)(h)(2)(a)(b)(c)(5) in force (E.) at 10.8.1999 and (W.) for certain purposes at 10.8.1999 by S.I. 1999/2169, **art. 2(2)**, **Sch. 1**; s. 1(1)(a)(b)(g)(3)(5)(a) in force (W.) at 1.10.1999 by S.I. 1999/2815, **art. 2**; s. 1(1)(f)(i)(j)(2)(d)(4)(c) in force at 3.7.2000 in relation to England by S.I. 2000/1724, **art. 2**; s. 1 in force at 27.7.2000 in so far as not already in force see s. 27

2 Power to extend or disapply ^{F23}: Secretary of State].

(1) The Secretary of State may by order provide that any of the authorities and bodies mentioned in subsection (2) is a best value authority for the purposes of this Part.

(2) The authorities and bodies are—

- ^{F24}(a)
- (b) a levying body within the meaning of section 74(1) of the ^{M1}Local Government Finance Act 1988 [^{F25} in respect of which the county council or charging authority referred to in section 74(1)(b) of that Act was a council or authority for an area in England];
- (c) a body to which section 75 of that Act applies (special levies) [^{F26} and which as regards the financial year beginning in 1989 had power to levy a rate by reference to property in England].

^{F27}(3)

(4) The Secretary of State may by order provide for the Greater London Authority to be a best value authority for the purposes of this Part in relation to—

- (a) specified functions of the Authority which it does not exercise through the Mayor;
- (b) specified functions which are not functions of the Authority but are functions of another best value authority;

and an order may provide for this Part to have effect in relation to those functions with specified modifications.

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- (5) The Secretary of State may by order provide that a best value authority specified, or of a description specified, in the order is not to be subject, in relation to such functions as may be specified, [^{F28}to the duty in section 3.]

^{F29}(5A)

- (6) No order shall be made under this section unless a draft has been laid before, and approved by resolution of, each House of Parliament.

Textual Amendments

- F23** Words in s. 2 title inserted (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 8 para. 3\(2\)](#); S.I. 2008/917, art. 2(1)(e)
- F24** S. 2(2)(a) repealed (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), ss. 136\(2\), 245\(5\), Sch. 18 Pt. 8](#); S.I. 2008/917, art. 2(1)(a)(i)(v)
- F25** Words in s. 2(2)(b) inserted (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 8 para. 3\(3\)\(a\)](#); S.I. 2008/917, art. 2(1)(e)
- F26** Words in s. 2(2)(c) inserted (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 8 para. 3\(3\)\(b\)](#); S.I. 2008/917, art. 2(1)(e)
- F27** S. 2(3) repealed (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 8 para. 3\(4\), Sch. 18 Pt. 8](#); S.I. 2008/917, art. 2(1)(e)(i)(v)
- F28** Words in s. 2(5) substituted (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 8 para. 3\(5\)](#); S.I. 2008/917, art. 2(1)(e)
- F29** S. 2(5A) repealed (1.4.2010) by [Local Government \(Wales\) Measure 2009 \(nawm 2\), s. 53\(2\), Sch. 1 para. 11, Sch. 4](#); S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)

Commencement Information

- I2** S. 2 wholly in force at 27.7.2000; s. 2 not in force at Royal Assent see s. 27; s. 2(1)-(3) (5)(6) in force (E.) at 27.9.1999 and (W.) for certain purposes at 27.9.1999 by [S.I. 1999/2169, art. 3\(2\), Sch. 2](#); s. 2(1)(2)(3)(5) in force at 1.10.1999 (W.) by [S.I. 1999/2815, art. 2](#); s. 2(4) in force at 3.7.2000 in relation to England by [S.I. 2000/1724, art. 2](#); s. 2 in force at 27.7.2000 in so far as not already in force see s. 27

Marginal Citations

- M1** 1988 c.41.

^{F31}**2A Power to extend or disapply: [^{F30}Welsh Ministers]**

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Textual Amendments

- F30** Words in s. 2A title substituted (1.4.2008) by [Local Government and Public Involvement in Health Act 2007 \(c. 28\), s. 245\(5\), Sch. 8 para. 4\(2\)](#); S.I. 2008/917, art. 2(1)(e)
- F31** S. 2A repealed (1.4.2010) by [Local Government \(Wales\) Measure 2009 \(nawm 2\), s. 53\(2\), Sch. 4](#); S.I. 2009/3272, art. 3(1), Sch. 2 (with art. 3(2)-(5)) (as amended (8.9.2010) by S.I. 2010/2237, art. 2)

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