



Local Government Act 2000

2000 CHAPTER 22

[^{F1}PART 1A

ARRANGEMENTS WITH RESPECT TO LOCAL AUTHORITY GOVERNANCE IN ENGLAND

CHAPTER 2

EXECUTIVE ARRANGEMENTS

Executive functions

[^{F1}9DA Functions of an executive: further provision

- (1) Any reference in the following provisions of this Chapter to any functions which are, or are not, the responsibility of an executive of a local authority under executive arrangements is a reference to the functions of the authority to the extent to which they are or (as the case may be) are not, by virtue of section 9D, the responsibility of the executive under such arrangements.
- (2) Any function which is the responsibility of an executive of a local authority under executive arrangements—
 - (a) is to be regarded as exercisable by the executive on behalf of the authority, and
 - (b) may be discharged only in accordance with any provisions made by or under this Part or section 236 of the Local Government and Public Involvement in Health Act 2007 (exercise of functions by local councillors in England) which apply to the discharge of any such function by that form of executive.
- (3) Accordingly, any function which is the responsibility of an executive of a local authority under executive arrangements—
 - (a) may not be discharged by the authority,
 - (b) is not to be a function to which section 101(1) of the Local Government Act 1972 applies, and

Status: Point in time view as at 18/03/2022.

Changes to legislation: Local Government Act 2000, Section 9DA is up to date with all changes known to be in force on or before 29 May 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)

- (c) may be the subject of arrangements made under section 101(5) of that Act only if permitted by any provision made under section 9EB.
- (4) Subject to any provision made under subsection (5), any function of a local authority that operates executive arrangements which, under those arrangements, is not the responsibility of the executive of the local authority is to be discharged in any way which would be permitted or required apart from the provisions made by or under this Chapter.
- (5) The Secretary of State may by regulations make provision with respect to the discharge of any function of a local authority that operates executive arrangements which, under those arrangements, is not the responsibility of the executive of the local authority (including provision disapplying section 101 of the Local Government Act 1972 or any provision of that section).
- (6) In this section “function” has the same meaning as in section 9D.]

Textual Amendments

- F1** Pt. 1A inserted (3.12.2011 for specified purposes, 15.1.2012 for the insertion of Pt. 1A Ch. 4 so far as not already in force and ss. 9B, 9C and 9R for specified purposes, 9.3.2012 for the insertion of ss. 9H-9HE in so far as not already in force and s. 9R for specified purposes, 4.5.2012 in so far as not already in force) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 2 para. 1](#); S.I. 2011/2896, art. 2(e); S.I. 2012/57, art. 4(1)(b) (with arts. 6, 7, 9-11); S.I. 2012/628, art. 2(a); S.I. 2012/1008, art. 4(b)

Modifications etc. (not altering text)

- C1** Pt. 1A modified in part (14.2.2020) by S.I. 2020/156, [art. 7](#) (as substituted (8.5.2020) by [The Local Government \(Coronavirus\) \(Structural Changes\) \(Consequential Amendments\) \(England\) Regulations 2020 \(S.I. 2020/426\)](#), regs. 1(2), [12](#))
- C2** S. 9DA restricted by S.I. 2019/957, [art. 6A\(14\)-\(16\)](#) (as inserted (8.5.2020) by [The Local Government \(Coronavirus\) \(Structural Changes\) \(Consequential Amendments\) \(England\) Regulations 2020 \(S.I. 2020/426\)](#), regs. 1(2), [5](#))
- C3** S. 9DA modified (E.) (18.3.2022) by [The North Yorkshire \(Structural Changes\) Order 2022 \(S.I. 2022/328\)](#), arts. 1(1), [8\(2\)](#)
- C4** S. 9DA modified (E.) (18.3.2022) by [The Somerset \(Structural Changes\) Order 2022 \(S.I. 2022/329\)](#), arts. 1(1), [8\(2\)](#)

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