

*Status: Point in time view as at 18/09/2012.*

*Changes to legislation: There are currently no known outstanding effects for the Local Government and Public Involvement in Health Act 2007, Part 2. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 8

#### BEST VALUE: MINOR AND CONSEQUENTIAL AMENDMENTS

#### PART 2

#### OTHER MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Housing Associations Act 1985 (c. 69)*

F123 .....

#### Textual Amendments

- F1** Sch. 8 para. 23 repealed (1.4.2010) by [The Housing and Regeneration Act 2008 \(Consequential Provisions\) Order 2010 \(S.I. 2010/866\)](#), art. 1(2), [Sch. 4](#) (with art. 6, Sch. 3)

##### *Railways and Transport Safety Act 2003 (c. 20)*

24 In section 54 of the Railways and Transport Safety Act 2003 (performance directions), for subsection (1) substitute—

- “(1) The Secretary of State may give a direction to the Authority—
- (a) specifying factors (“performance indicators”) by reference to which the Authority's performance in exercising functions can be measured;
  - (b) specifying standards (“performance standards”) to be met by the Authority in relation to performance indicators specified under paragraph (a).
- (1A) In specifying performance indicators and performance standards, and in deciding whether to do so, the Secretary of State shall aim to promote improvement of the way in which the functions of the Authority are exercised, having regard to a combination of economy, efficiency and effectiveness.
- (1B) A direction under subsection (1) may specify different performance indicators or performance standards—
- (a) for different functions;
  - (b) to apply at different times.
- (1C) The Secretary of State may give a direction to the Authority requiring the Authority to—
- (a) specify performance indicators in relation to functions;

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- (b) set targets for the performance of functions (“performance targets”) by reference to performance indicators specified under paragraph (a) or subsection (1)(a);
- (c) set a plan of action to be taken for the purposes of meeting a performance target.”

**Commencement Information**

**II** Sch. 8 para. 24 in force at 1.4.2008 by S.I. 2008/917, art. 2(1)(e)

*Local Government Act 2003 (c. 26)*

- 25 (1) The Local Government Act 2003 is amended as follows.
- (2) In section 36(1) (grants in connection with designation for service excellence), for “subject to any of the duties in sections 3 to 6 of the Local Government Act 1999 (best value duties)” substitute “ which, in relation to any of its functions, is subject to the duty in section 3(1) of the Local Government Act 1999 (best value duty) ”.
  - (3) In section 98(2) (procedure for orders under section 97), for “relate to best value authorities in Wales” (in each place) substitute “ include provision which has effect in relation to Wales ”.
  - (4) In section 101 (staff transfer matters: general), for subsection (7) substitute—  
 “(7) For the purposes of this section, the Secretary of State is the “appropriate person” in relation to a police authority for a police area in Wales.”

**Commencement Information**

**I2** Sch. 8 para. 25 in force at 1.4.2008 by S.I. 2008/917, art. 2(1)(e)

*Fire and Rescue Services Act 2004 (c. 21)*

- 26 (1) Section 24 of the Fire and Rescue Services Act 2004 (inspection of compliance with obligation to have regard to Fire and Rescue National Framework) is amended as follows.
- (2) In subsection (1), for “13” substitute “ 13A ”.
  - (3) In subsection (2), for “section 13(2)(b) and (4)” substitute “ sections 13(2)(b) and (4) and 13A(2)(b) and (4) ”.

**Commencement Information**

**I3** Sch. 8 para. 26 in force at 1.4.2008 by S.I. 2008/917, art. 2(1)(e)

*Public Audit (Wales) Act 2004 (c. 23)*

- 27 (1) The Public Audit (Wales) Act 2004 is amended as follows.

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- (2) In section 41(1)(a) (studies for improving economy etc in services), for “best value authorities in Wales” substitute “ local government bodies in Wales that are also best value authorities for the purposes of Part 1 of the Local Government Act 1999 ”.
- (3) In section 59 (interpretation), omit subsection (4) (definition of best value authority in Wales).

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**Commencement Information**

**I4** Sch. 8 para. 27 in force at 1.4.2008 by S.I. 2008/917, art. 2(1)(e)

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