



Local Government and Public Involvement in Health Act 2007

2007 CHAPTER 28

PART 6

BYELAWS

VALID FROM 27/01/2010

129 Alternative procedure for byelaws

- (1) The Local Government Act 1972 (c. 70) is amended as follows.
- (2) In section 236 (procedure for byelaws), in subsection (2) (byelaws to which the section does not apply), after “apply to” insert—
 - “(a) byelaws of a class prescribed by regulations under section 236A, or
 - (b)”.
- (3) After section 236 insert—

“236A Alternative procedure for certain byelaws

- (1) The Secretary of State may, in relation to England, by regulations—
 - (a) prescribe classes of byelaws to which section 236 does not apply, and
 - (b) make provision about the procedure for the making and coming into force of such byelaws.
- (2) The regulations may prescribe a class of byelaws by reference, in particular, to one or more of the following—
 - (a) the enactment under which byelaws are made,
 - (b) the subject-matter of byelaws,

Status: Point in time view as at 13/02/2008. This version of this provision is not valid for this point in time.

Changes to legislation: There are currently no known outstanding effects for the Local Government and Public Involvement in Health Act 2007, Section 129. (See end of Document for details)

- (c) the authority by whom byelaws are made,
 - (d) the authority or person by whom byelaws are confirmed.
- (3) The regulations may, in particular, include provision about—
- (a) consultation to be undertaken before a byelaw is made,
 - (b) publicising a byelaw after it is made.
- (4) The regulations may make—
- (a) such incidental, consequential, transitional or supplemental provision (including provision amending, repealing or revoking enactments) as the Secretary of State considers appropriate, and
 - (b) different provision for different areas, including different provision for different localities and for different authorities.
- (5) Regulations may not be made under subsection (1) unless a draft of the instrument containing the regulations has been laid before, and approved by a resolution of, each House of Parliament.”
- (4) In section 237 (offences against byelaws), after “applies” insert “ and byelaws of a class prescribed by regulations under section 236A ”.

Status:

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