



Localism Act 2011

2011 CHAPTER 20

PART 1

LOCAL GOVERNMENT

CHAPTER 8

PAY ACCOUNTABILITY

42 Exercise of functions

- (1) The functions conferred on a relevant authority by this Chapter are not to be the responsibility of an executive of the authority under executive arrangements.
- (2) Section 101 of the Local Government Act 1972 (arrangements for discharge of functions by local authorities) does not apply to the function of passing a resolution under this Chapter.
- [^{F1}(2A) In the case of a relevant authority which is a corporate joint committee, regulation 13 of the Corporate Joint Committees (General) (No. 2) (Wales) Regulations 2021 (arrangements for the discharge of functions) does not apply to the function of passing a resolution under this Chapter.]
- (3) The function of a fire and rescue authority within section 43(1)(i) of passing a resolution under this Chapter may not be delegated by the authority.

Textual Amendments

- F1** S. 42(2A) inserted (3.12.2021) by [The Corporate Joint Committees \(General\) \(No. 2\) \(Wales\) Regulations 2021 \(S.I. 2021/1349\)](#), regs. 1(2), **12(1)(b)**

Modifications etc. (not altering text)

- C1** S. 42(1)(2) applied (with modifications) (25.1.2016) by [Local Government \(Wales\) Act 2015 \(anaw 6\)](#), ss. 28(5), 46(1)

Status: Point in time view as at 03/12/2021. This version of this provision has been superseded.

Changes to legislation: Localism Act 2011, Section 42 is up to date with all changes known to be in force on or before 30 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)

C2 S. 42(1)(2) applied (with modifications) (21.1.2021) by [Local Government and Elections \(Wales\) Act 2021 \(asc 1\)](#), [ss. 145\(4\)](#), [175\(1\)\(f\)\(2\)](#)

Commencement Information

I1 S. 42 in force at 15.1.2012 for E., see [s. 240\(1\)\(b\)](#)

I2 S. 42 in force at 31.1.2012 for W. by [S.I. 2012/193](#), [art. 2\(a\)](#)

Status:

Point in time view as at 03/12/2021. This version of this provision has been superseded.

Changes to legislation:

Localism Act 2011, Section 42 is up to date with all changes known to be in force on or before 30 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.