
STATUTORY INSTRUMENTS

1996 No. 1449

**The Local Government Act 1988 (Defined Activities)
(Exemption) (Bromley London Borough Council) Order 1996**

Exemption of legal services

2.—(1) The provision of legal services⁽¹⁾ by the council of the London borough of Bromley (“the authority”) shall not be treated as a defined activity so long as it consists of work falling within paragraph (2) and is carried out before 1st April 1997.

(2) The work referred to in paragraph (1) is work falling within any of the following categories—

(a) legal work in or in connection with any criminal or civil proceedings before any court or tribunal in respect of the authority’s functions under—

- (i) Part II of the Adoption Act 1976⁽²⁾,
- (ii) Part II of the Mental Health Act 1983⁽³⁾,
- (iii) the Children Act 1989⁽⁴⁾, or
- (iv) Part IV of the Education Act 1993⁽⁵⁾;

(b) legal work in or in connection with any proceedings—

- (i) under the High Court’s inherent jurisdiction in respect of the authority’s social services functions,
 - (ii) for the recovery of stolen property,
- or any resulting appeal;

(c) legal advice—

- (i) in connection with the authority’s functions under Parts II to V, XI and XII of the Children Act 1989 (including attendance at case conferences),
- (ii) to the education welfare officer of the authority in connection with that officer’s responsibilities (including attendance at case conferences),
- (iii) provided out of normal office hours to officers responsible for the authority’s social services functions, or
- (iv) in connection with the authority’s functions under the Mental Health Act 1983, including proceedings before a Mental Health Review Tribunal established under Part V of that Act.

(1) The provision of legal services is a defined activity by virtue of the Local Government Act 1988 (Competition) (Defined Activities) Order 1994, S.I.1994/2884.

(2) 1976 c. 36.

(3) 1983 c. 20.

(4) 1989 c. 41.

(5) 1993 c. 35.