
STATUTORY INSTRUMENTS

2004 No. 534

The Local Authorities (Capital Finance and Accounting) (Amendment) (England) Regulations 2004

Expenditure to be capital expenditure

- 5.—(1) In regulation 25 of the Principal Regulations (expenditure to be capital expenditure)—
- (a) in sub-paragraph (d) of paragraph (1)—
 - (i) before “the acquisition of”, there shall be inserted “subject to paragraph (3),”; and
 - (ii) the word “and” shall be omitted;
 - (b) after sub-paragraph (e) of paragraph (1), there shall be added—
 - “; and
 - (f) the payment of any levy by a local authority under section 136 of the Leasehold Reform Housing and Urban Development Act 1993 (levy on disposals)⁽¹⁾
 - (c) after paragraph (2), there shall be added—
 - “(3) Where the expenditure referred to in paragraph (1)(d) is—
 - (a) an investment in a money market fund; or
 - (b) the acquisition of loan capital in—
 - (i) a multilateral development bank; or
 - (ii) a financial institution that is guaranteed by the United Kingdom Government,

It shall not be treated as being capital expenditure by virtue of this regulation.”.

⁽¹⁾ 1993 c. 28; section 136 was amended by section 109 of the Finance Act 1997 (c. 16).