

# **LOCAL GOVERNMENT IN SCOTLAND ACT 2003**

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## **EXPLANATORY NOTES**

### **THE ACT – AN OVERVIEW**

6. The Act provides:
  - a duty to secure Best Value in local government service provision;
  - an extension of the Accounts Commission for Scotland's powers to hold hearings and publish findings so that they cover issues relating to Best Value and Community Planning;
  - the provision of a Ministerial intervention power for continued or extraordinary statutory failure in Best Value or a significant misuse of the power of well being;
  - amendments to constraints on local authority trading activity, with the repeal of all existing legislation relating to compulsory competitive tendering;
  - a statutory basis for public performance reporting and arrangements to improve accountability;
  - a statutory basis for Community Planning to ensure long-term commitment to effective partnership working with communities and between local authorities and other key bodies and organisations;
  - a power of well-being to enable local authorities to work in a more innovative and creative way in responding to the needs of their communities; and
  - a vehicle to progress a number of miscellaneous provisions which relate to local government matters.
  
7. The Act is in the following parts:
  - [Part 1: Best Value and Accountability](#)
  - [Part 2: Community Planning](#)
  - [Part 3: Power to advance Well-being](#)
  - [Part 4: Enforcement and Scrutiny](#)
  - [Part 5: Rating and council tax](#)
  - [Part 6: Waste Management](#)
  - [Part 7: Finance](#)
  - [Part 8: Miscellaneous](#)
  - [Part 9: General](#)