



Local Government in Scotland Act 2003

2003 asp 1

PART 2

COMMUNITY PLANNING

16 Community planning: further provision

- (1) It is the duty of—
 - (a) a local authority;
 - (b) a Health Board;
 - (c) a joint police board for the purposes of the Police (Scotland) Act 1967 (c. 77);
 - (d) a joint board for the purposes of the Fire Services Act 1947 (c. 41);
 - (e) the chief constable of a police force;
 - (f) Scottish Enterprise;
 - (g) Highlands and Islands Enterprise;
 - (h) Strathclyde Passenger Transport Authority,to participate in community planning.
- (2) It is the duty of the bodies, office-holders and other persons specified in paragraphs (a) to (h) of subsection (1) above to assist the local authority in the discharge of its duties under section 15 above.
- (3) The Scottish Ministers may, by order, modify subsection (1) above by adding a reference to any eligible body or deleting the reference to any body, person or office-holder.
- (4) In subsection (3) above, an “eligible body” is—
 - (a) a public authority or body;
 - (b) a body which, not being a public body, has functions of a public nature or engages in activities of that nature; or
 - (c) a person or office-holder who has such functions or engages in such activities.
- (5) An order under subsection (3) above adding a reference may, as respects the body referred to—
 - (a) specify the area or areas in respect of which the duty imposed by subsection (1) above is to be performed;

Status: This is the original version (as it was originally enacted).

- (b) modify that duty.
- (6) The Scottish Ministers shall, before exercising the power in subsection (5) above, consult—
- (a) the body to be referred to; and
 - (b) each local authority in the area of which the body provides public services.
- (7) An order under this section shall be made by statutory instrument, but shall not be made unless a draft of the instrument has been laid before and approved by resolution of the Scottish Parliament.
- (8) The Scottish Ministers shall, when discharging any function of theirs which might affect—
- (a) community planning; or
 - (b) any authority or body which or office-holder or person who must or might participate or is participating in it,
- promote and encourage the use of community planning.