

**Changes to legislation:** Greater London Authority Act 1999, SCHEDULE 6 is up to date with all changes known to be in force on or before 30 April 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) View outstanding changes

## SCHEDULES

### SCHEDULE 6

Section 87.

#### PROCEDURE FOR DETERMINING THE AUTHORITY’S CONSOLIDATED <sup>[F1]</sup>COUNCIL TAX] REQUIREMENT

##### Textual Amendments

- F1** Words in Sch. 6 heading substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(a\)](#); S.I. 2011/2896, art. 2(i)

##### Modifications etc. (not altering text)

- C1** Sch. 6 applied (with modifications) (27.7.1999 with application in relation to the limitation of council tax and precepts as regards the financial year beginning with 1.4.2000 and subsequent financial years) by [1992 c. 14, s. 52J](#) (as inserted (27.7.1999 with application in relation to the limitation of council tax and precepts as regards the financial year beginning with 1.4.2000 and subsequent financial years) by [1999 c. 27, s. 30, Sch. 1 Pt. 1 para. 1](#))

#### *Preliminary*

- 1 (1) It shall be the duty of the Mayor and the Assembly, in accordance with the following provisions of this Schedule, to prepare and approve for each financial year—
- (a) a budget for each of the constituent bodies as such (a “component budget”);
  - and
  - (b) a consolidated budget for the Authority (a “consolidated budget”).
- (2) A component budget must consist of statements of—
- (a) the amount of the component <sup>[F2]</sup>council tax] requirement for the constituent body concerned; and
  - (b) the calculations under section 85(4) to (7) of this Act which give rise to that amount.
- (3) A consolidated budget must consist of statements of—
- (a) the amount of the Authority’s consolidated <sup>[F3]</sup>council tax] requirement;
  - (b) the amount of the component <sup>[F4]</sup>council tax] requirement for each constituent body; and
  - (c) the calculations under section 85(4) to (8) of this Act which give rise to each of the amounts mentioned in paragraphs (a) and (b) above.
- (4) In this Schedule “public meeting”, in relation to the Assembly, means a meeting of the Assembly throughout which members of the public are entitled to be present.
- <sup>[F5]</sup>(5) In this Schedule “the relevant principles”, in relation to a budget or a council tax requirement for a financial year, means the principles approved by the House of

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Commons for the financial year under section 52ZD of the Local Government Finance Act 1992 (principles in connection with council tax referendums).

- (6) For the purposes of this Schedule, whether or not a budget or council tax requirement for a financial year complies with the relevant principles is to be determined by reference to whether or not the amount that would be calculated for the year under section 88 or 89 above (calculation of basic amount of council tax) by reference to the budget or council tax requirement is excessive by reference to the relevant principles.]

#### Textual Amendments

- F2** Words in Sch. 6 para. 1(2)(a) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 7 para. 40\(b\)](#); [S.I. 2011/2896](#), art. 2(i)
- F3** Words in Sch. 6 para. 1(3)(a) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 7 para. 40\(b\)](#); [S.I. 2011/2896](#), art. 2(i)
- F4** Words in Sch. 6 para. 1(3)(b) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 7 para. 40\(b\)](#); [S.I. 2011/2896](#), art. 2(i)
- F5** Sch. 6 para. 1(5)(6) inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 6 para. 37\(2\)](#); [S.I. 2011/2896](#), art. 2(i)

#### *Mayor’s draft component budget for each constituent body*

- 2 (1) For each financial year, the Mayor shall prepare a draft of his proposed component budget for each of the constituent bodies (a “draft component budget”).
- [<sup>F6</sup>(2) The Mayor shall consult the Assembly—
- (a) before preparing the draft component budget for the Mayor, and
  - (b) before preparing the draft component budget for the Assembly.]
- (3) Before preparing the draft component budget for a functional body, the Mayor shall consult the body.

#### Textual Amendments

- F6** Sch. 6 para. 2(2) substituted (E.W.) (with effect in accordance with s. 59(6) of the amending Act) by [Greater London Authority Act 2007 \(c. 24\)](#), [ss. 13\(2\)](#), 59(4); [S.I. 2007/3107](#), [art. 3](#)

#### *Draft consolidated budget*

- 3 (1) After the Mayor has prepared the draft component budgets under paragraph 2 above, he shall prepare a draft of his proposed consolidated budget for the financial year (the “draft consolidated budget”).
- (2) Before finally determining the contents of the draft consolidated budget, the Mayor shall consult—
- (a) the Assembly, if paragraph (b) below does not apply, or
  - (b) if the Assembly has so resolved, such committee or other representatives of the Assembly as may be specified in, or determined in accordance with, the resolution,
- and (in either case) such other bodies or persons as appear appropriate to the Mayor.

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- (3) The Mayor shall—
- (a) present the draft consolidated budget to the Assembly at a public meeting of the Assembly; and
  - (b) publish it in such manner as he may determine.
- (4) It shall be the duty of the Mayor to comply with paragraph 2 and sub-paragraphs (1) to (3) above on or before <sup>F7</sup>15th February] in the financial year preceding that to which the draft consolidated budget relates.

#### Textual Amendments

- F7** Words in [Sch. 6 para. 3\(4\)](#) substituted (10.1.2024 with application in relation to the financial year beginning on 1.4.2024) by [The Greater London Authority \(Consolidated Council Tax Requirement Procedure\) Regulations 2023 \(S.I. 2023/1298\)](#), regs. 1(1), 2

#### *Failure of Mayor to comply with paragraph 3(4)*

- 4 (1) If the Mayor fails to comply with paragraph 3(4) above, the Assembly shall—
- (a) prepare a draft component budget for each functional body, after consultation with that body;
  - <sup>F8</sup>(b) prepare a draft component budget for the Mayor;
  - (bb) prepare a draft component budget for the Assembly; and
  - (c) prepare a draft consolidated budget.
- <sup>F9</sup>(1A) If the draft consolidated budget does not comply with the relevant principles, the Assembly shall also prepare a draft substitute consolidated budget that complies with those principles.]
- (2) If, at a public meeting of the Assembly, the draft consolidated budget prepared under sub-paragraph (1)(c) above is approved by the Assembly—
- (a) that draft, as so approved, shall be the Authority's consolidated budget for the financial year to which it relates; and
  - (b) the following provisions of this Schedule shall not apply in relation to the consolidated budget or the component budgets for that financial year.
- <sup>F10</sup>(3) If, at the public meeting referred to in sub-paragraph (2) above, the draft substitute consolidated budget prepared under sub-paragraph (1A) above is approved by the Assembly, that draft, as so approved, shall be the Authority's substitute consolidated budget for the financial year to which it relates.]

#### Textual Amendments

- F8** Sch. 6 para. 4(1)(b)(bb) substituted for Sch. 6 para. 4(1)(b) (E.W.) (with effect in accordance with [s. 59\(6\)](#) of the amending Act) by [Greater London Authority Act 2007 \(c. 24\)](#), [ss. 13\(3\)](#), [59\(4\)](#); [S.I. 2007/3107](#), [art. 3](#)
- F9** Sch. 6 para. 4(1A) inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), [s. 240\(2\)](#), [Sch. 6 para. 37\(3\)\(a\)](#); [S.I. 2011/2896](#), [art. 2\(i\)](#)
- F10** Sch. 6 para. 4(3) inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), [s. 240\(2\)](#), [Sch. 6 para. 37\(3\)\(b\)](#); [S.I. 2011/2896](#), [art. 2\(i\)](#)

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*Assembly consideration of Mayor's draft budget*

- 5 (1) This paragraph applies where the Mayor presents a draft consolidated budget to the Assembly in accordance with paragraph 3 above.
- (2) The draft consolidated budget must be considered at a public meeting of the Assembly.
- (3) The Assembly must approve the draft consolidated budget, together with the draft component budgets comprised in it, with or without amendment [<sup>F11</sup>(but see paragraph 5A below)].
- (4) For the purposes of sub-paragraph (3) above, the only amendments which are to be made are those agreed to by the Assembly.
- (5) If no amendments are made on consideration of the draft consolidated budget (whether to that budget or to any of the draft component budgets comprised in it) the draft consolidated budget shall be deemed to be approved without amendment.

**Textual Amendments**

**F11** Words in Sch. 6 para. 5(3) inserted (E.W.) (with effect in accordance with s. 59(6) of the amending Act) by [Greater London Authority Act 2007 \(c. 24\)](#), **ss. 13(4)**, 59(4); S.I. 2007/3107, **art. 3**

*<sup>F12</sup>Limit on Assembly's powers to amend Mayor's draft budget for the Assembly*

**Textual Amendments**

**F12** Sch. 6 para. 5A and cross-heading inserted (E.W.) (with effect in accordance with s. 59(6) of the amending Act) by [Greater London Authority Act 2007 \(c. 24\)](#), **ss. 13(5)**, 59(4); S.I. 2007/3107, **art. 3**

- 5A (1) In exercising its powers of amendment under paragraph 5(3) above, the Assembly must not make amendments affecting the amount of the draft component [<sup>F13</sup>council tax] requirement for the Assembly if those amendments, taken together, contravene sub-paragraph (2) below.
- (2) Amendments contravene this sub-paragraph if—
- (a) the effect of implementing the amendments is to increase the amount of the draft component [<sup>F14</sup>council tax] requirement for the Assembly, and
- (b) the condition in sub-paragraph (3) below is met.
- (3) The condition is that—
- (a) the draft component [<sup>F15</sup>council tax] requirement for the Assembly, after implementing the amendments, exceeds
- (b) the adjusted previous component [<sup>F15</sup>council tax] requirement for the Assembly.
- (4) Find the adjusted previous component [<sup>F15</sup>council tax] requirement for the Assembly as follows.
- (5) Find NM and OM, where—

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NM is the draft component [<sup>F15</sup>council tax] requirement for the Mayor, before implementing any amendments under paragraph 5(3) above;

OM is the component [<sup>F15</sup>council tax] requirement for the Mayor for the previous financial year.

- (6) If NM is greater than OM—
- (a) find the percentage by which NM is greater than OM, and
  - (b) increase the amount of the component [<sup>F16</sup>council tax] requirement for the Assembly for the previous financial year by the same percentage.

The result is the adjusted previous component budget requirement for the Assembly.

- (7) If NM is less than OM—
- (a) find the percentage by which NM is less than OM, and
  - (b) reduce the amount of the component [<sup>F17</sup>council tax] requirement for the Assembly for the previous financial year by the same percentage.

The result is the adjusted previous component [<sup>F17</sup>council tax] requirement for the Assembly.

- (8) If NM equals OM, then—
- (a) the adjusted previous component [<sup>F17</sup>council tax] requirement for the Assembly,
- equals
- (b) the amount of the component [<sup>F17</sup>council tax] requirement for the Assembly for the previous financial year.

- (9) The Authority's chief finance officer may direct that such amounts as he may specify in the direction are to be left out of account for the purpose of determining the adjusted previous component [<sup>F17</sup>council tax] requirement for the Assembly.
- (10) The Secretary of State may give the chief finance officer guidance with respect to the exercise of the power to give a direction under sub-paragraph (9) above.
- (11) The chief finance officer must have regard to any such guidance.
- (12) For the purposes of this Schedule the “draft component [<sup>F18</sup>council tax] requirement” for any constituent body is the component [<sup>F18</sup>council tax] requirement for the body as stated in the draft component budget for the body.]

#### Textual Amendments

- F13** Words in Sch. 6 para. 5A(1) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(c\)](#); S.I. 2011/2896, art. 2(i)
- F14** Words in Sch. 6 para. 5A(2)(a) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(c\)](#); S.I. 2011/2896, art. 2(i)
- F15** Words in Sch. 6 paras. 5A(3)-(5) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(c\)](#); S.I. 2011/2896, art. 2(i)
- F16** Words in Sch. 6 para. 5A(6)(b) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(c\)](#); S.I. 2011/2896, art. 2(i)
- F17** Words in Sch. 6 paras. 5A(7)-(9) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(c\)](#); S.I. 2011/2896, art. 2(i)

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**F18** Words in Sch. 6 para. 5A(12) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 7 para. 40\(c\)](#); [S.I. 2011/2896, art. 2\(i\)](#)

*The Mayor’s final draft of the proposed consolidated budget*

- 6 (1) After—
- (a) the draft consolidated budget has been approved (with or without amendment) under paragraph 5 above, or
  - (b) such period as the Mayor considers reasonable has elapsed without the draft consolidated budget having been so approved,
- the Mayor shall prepare a final draft of his proposed consolidated budget for the financial year (the “final draft budget”).
- (2) In a case falling within paragraph (b) of sub-paragraph (1) above—
- (a) the Mayor shall lay before the Assembly in accordance with the standing orders of the Authority a statement that he is proceeding by virtue of that paragraph; and
  - (b) on the laying of the statement, the Assembly shall be deemed to have approved the draft consolidated budget without amendment.
- (3) Whether the Assembly have approved the draft consolidated budget with or without amendment, the final draft budget may be—
- (a) the draft consolidated budget, as approved by the Assembly, with the amendments (if any) made under paragraph 5 above;
  - (b) the draft consolidated budget amended by the Mayor as he considers appropriate; or
  - (c) the same as the draft consolidated budget.
- (4) The Mayor shall—
- (a) present the final draft budget to the Assembly; and
  - (b) publish it in such manner as he may determine.
- (5) If—
- (a) the Assembly approved the draft consolidated budget with amendments under paragraph 5 above, but
  - (b) the final draft budget is anything other than the draft consolidated budget with those amendments,
- the Mayor, at the time when he presents the final draft budget to the Assembly, shall lay before the Assembly in accordance with standing orders of the Authority a written statement of his reasons for preparing a final draft budget which is not the draft consolidated budget with those amendments.
- (6) It shall be the duty of the Mayor (having regard to paragraph 8(7) below) to comply with sub-paragraph (4) above before the last day of February in the financial year preceding that to which the final draft budget relates.

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### *[<sup>F19</sup>The Mayor's substitute consolidated budget*

#### Textual Amendments

**F19** Sch. 6 para. 6A and cross-heading inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 6 para. 37\(4\)](#); S.I. 2011/2896, art. 2(i)

- 6A (1) This paragraph applies if the Mayor prepares a final draft budget that does not comply with the relevant principles.
- (2) The Mayor shall also prepare a draft substitute consolidated budget that complies with those principles.
- (3) The Mayor shall—
- (a) present the draft substitute consolidated budget to the Assembly, and
  - (b) publish it in such manner as the Mayor may determine.
- (4) The Mayor shall, at the time when the Mayor presents the draft substitute consolidated budget to the Assembly, lay before the Assembly in accordance with standing orders of the Authority a written statement of the reasons for the differences between the final draft budget and the draft substitute consolidated budget.
- (5) It shall be the duty of the Mayor (having regard to paragraphs 8(7) and 8C below) to comply with sub-paragraph (4) above before the last day of February in the financial year preceding that to which the final draft budget relates.]

### *Failure of Mayor to present final draft budget*

- 7 (1) This paragraph applies if the Mayor has complied with paragraph 3(4) above but has failed to comply with paragraph 6(6) above.
- (2) Where this paragraph applies, a public meeting of the Assembly shall be held to determine the Authority's consolidated [<sup>F20</sup>council tax] requirement.
- (3) The component [<sup>F20</sup>council tax] requirement of each of the constituent bodies shall be agreed by the Assembly.
- (4) The Authority's consolidated [<sup>F20</sup>council tax] requirement shall be deemed to be agreed by the Assembly accordingly.
- [<sup>F21</sup>4A) If the Authority's consolidated council tax requirement does not comply with the relevant principles, the Assembly shall also agree a substitute consolidated council tax requirement that complies with those principles at the public meeting.]
- (5) Where this paragraph applies, the following provisions of this Schedule shall not apply in relation to the consolidated budget or the component budgets for the financial year in question.

#### Textual Amendments

**F20** Words in Sch. 6 para. 7(2)-(4) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 7 para. 40\(d\)](#); S.I. 2011/2896, art. 2(i)

**F21** Sch. 6 para. 7(4A) inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 6 para. 37\(5\)](#); S.I. 2011/2896, art. 2(i)

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*Approval of Mayor's final draft budget by Assembly*

- 8 (1) This paragraph applies where the Mayor presents a final draft budget to the Assembly in accordance with paragraph 6 above.
- (2) The final draft budget must be considered at a public meeting of the Assembly.
- (3) After considering the final draft budget, the Assembly must approve it with or without amendment [<sup>F22</sup> (but see paragraph 8A below) ] .
- (4) For the purposes of sub-paragraph (3) above, the only amendments which are to be made are those agreed to by at least two-thirds of the Assembly members voting.
- (5) If no amendments are made on consideration of the final draft budget, the final draft budget shall be deemed to be approved without amendment.
- (6) The final draft budget as approved by the Assembly with or without amendment shall be the Authority's consolidated budget for the financial year.
- [<sup>F23</sup>(6A) Sub-paragraph (6B) below applies if—
- (a) the final draft budget is approved by the Assembly with amendments, and
- (b) as a result, the final draft budget no longer complies with the relevant principles.
- (6B) The Assembly shall also agree a substitute consolidated budget that complies with those principles at the public meeting.]
- (7) It shall be the duty of the Assembly to approve the final draft budget with or without amendment before the last day of February in the financial year preceding that to which the final draft budget relates.

**Textual Amendments**

- F22** Words in Sch. 6 para. 8(3) inserted (E.W.) (with effect in accordance with s. 59(6) of the amending Act) by [Greater London Authority Act 2007 \(c. 24\), ss. 13\(6\), 59\(4\); S.I. 2007/3107, art. 3](#)
- F23** Sch. 6 para. 8(6A)(6B) inserted (3.12.2011) by [Localism Act 2011 \(c. 20\), s. 240\(2\), Sch. 6 para. 37\(6\); S.I. 2011/2896, art. 2\(i\)](#)

*[<sup>F24</sup>Limit on Assembly's power to amend Mayor's final draft budget for the Assembly*

**Textual Amendments**

- F24** Sch. 6 para. 8A and cross-heading inserted (E.W.) (with effect in accordance with s. 59(6) of the amending Act) by [Greater London Authority Act 2007 \(c. 24\), ss. 13\(7\), 59\(4\); S.I. 2007/3107, art. 3](#)

- 8A (1) In exercising its powers of amendment under paragraph 8 above, the Assembly must not make amendments affecting the amount of the final draft component [<sup>F25</sup>council tax] requirement for the Assembly if those amendments, taken together, contravene sub-paragraph (2) below.
- (2) Amendments contravene this sub-paragraph if—
- (a) the effect of implementing the amendments is to increase the amount of the final draft component [<sup>F26</sup>council tax] requirement for the Assembly, and



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- (b) the condition in sub-paragraph (3) below is met.
- (3) The condition is that—
- (a) the final draft component [<sup>F27</sup>council tax] requirement for the Assembly, after implementing the amendments, exceeds
  - (b) the adjusted previous component [<sup>F27</sup>council tax] requirement for the Assembly.
- (4) Find the adjusted previous component [<sup>F27</sup>council tax] requirement for the Assembly as follows.
- (5) Find NM and OM, where—
- NM is the final draft component [<sup>F27</sup>council tax] requirement for the Mayor, before implementing any amendments under paragraph 8(3) above;
- OM is the component [<sup>F27</sup>council tax] requirement for the Mayor for the previous financial year.
- (6) If NM is greater than OM—
- (a) find the percentage by which NM is greater than OM, and
  - (b) increase the amount of the component [<sup>F28</sup>council tax] requirement for the Assembly for the previous financial year by the same percentage.
- The result is the adjusted previous component [<sup>F28</sup>council tax] requirement for the Assembly.
- (7) If NM is less than OM—
- (a) find the percentage by which NM is less than OM, and
  - (b) reduce the amount of the component [<sup>F29</sup>council tax] requirement for the Assembly for the previous financial year by the same percentage.
- The result is the adjusted previous component [<sup>F29</sup>council tax] requirement for the Assembly.
- (8) If NM equals OM, then—
- (a) the adjusted previous component [<sup>F30</sup>council tax] requirement for the Assembly, equals
  - (b) the amount of the component [<sup>F30</sup>council tax] requirement for the Assembly for the previous financial year.
- (9) Sub-paragraphs (9) to (11) of paragraph 5A above (power of chief finance officer to direct amounts to be left out of account) also have effect for the purposes of this paragraph.
- (10) For the purposes of this Schedule the “final draft component budget requirement” for any constituent body is the component [<sup>F31</sup>council tax] requirement for the body as stated in the final draft [<sup>F31</sup>council tax].]

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#### Textual Amendments

- F25** Words in Sch. 6 para. 8A(1) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)
- F26** Words in Sch. 6 para. 8A(2)(a) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)
- F27** Words in Sch. 6 paras. 8A(3)-(5) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)
- F28** Words in Sch. 6 para. 8A(6)(b) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)
- F29** Words in Sch. 6 para. 8A(7) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)
- F30** Words in Sch. 6 para. 8A(8) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)
- F31** Words in Sch. 6 para. 8A(10) substituted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 7 para. 40(e)**; S.I. 2011/2896, art. 2(i)

*<sup>F32</sup> Approval of substitute consolidated budget by Assembly following non-compliance by Mayor with paragraph 6A*

#### Textual Amendments

- F32** Sch. 6 paras. 8B-8D and cross-headings inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 6 para. 37(7)**; S.I. 2011/2896, art. 2(i)

- 8B** (1) This paragraph applies if—
- (a) the Mayor presents a final draft budget to the Assembly in accordance with paragraph 6 above, and
  - (b) the Mayor has failed to comply with paragraph 6A(5) above.
- (2) If at the public meeting held under paragraph 8 above the Assembly approves a final draft budget that does not comply with the relevant principles, it shall also agree a substitute consolidated budget that complies with those principles at that meeting.

*Approval of substitute consolidated budget by Assembly following compliance by Mayor with paragraph 6A*

- 8C** (1) This paragraph applies if—
- (a) the Mayor presents a draft substitute consolidated budget to the Assembly in accordance with paragraph 6A above,
  - (b) a public meeting is held under paragraph 8 above to consider the draft final budget to which it relates, and
  - (c) the final budget as approved at that public meeting continues not to comply with the relevant principles.
- (2) The draft substitute consolidated budget must be considered at the public meeting.
- (3) After considering the draft substitute consolidated budget, the Assembly must approve it with or without amendment (but see paragraph 8D below).

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- (4) For the purposes of sub-paragraph (3) above, the only amendments which are to be made are those agreed to by at least two-thirds of the Assembly members voting.
- (5) If no amendments are made on consideration of the draft substitute consolidated budget, it shall be deemed to be approved without amendment.
- (6) The draft substitute consolidated budget as approved by the Assembly with or without amendments shall be the Authority's substitute consolidated budget for the financial year.

*Limit on Assembly's power to amend Mayor's substitute consolidated budget*

- 8D (1) Paragraph 8A above applies to amendments to the draft substitute consolidated budget as it applies to amendments to the final draft budget but as if—
- (a) references to the final draft component council tax requirement for the Assembly were to the component council tax requirement for the Assembly as stated in the draft substitute consolidated budget, and
  - (b) references to the final draft component council tax requirement for the Mayor were to the component council tax requirement for the Mayor as stated in the draft substitute consolidated budget.
- (2) In exercising its powers of amendment under paragraph 8C above, the Assembly must not in any event make amendments that mean that the draft substitute consolidated budget no longer complies with the relevant principles.]

*Failure of Assembly to approve final draft budget*

- 9 If the Assembly fails to comply with paragraph 8(7) above, the final draft budget presented to the Assembly in accordance with paragraph 6 above shall be the Authority's consolidated budget for the financial year.

*<sup>F33</sup> Failure of Assembly to approve substitute consolidated budget or council tax requirement*

**Textual Amendments**

**F33** Sch. 6 para. 9ZA and cross-heading inserted (with effect in accordance with art. 1(2)(3) of the amending S.I.) by [The Localism Act 2011 \(Consequential Amendments\) Order 2014 \(S.I. 2014/389\)](#), [art. 7](#)

- 9ZA. (1) This paragraph applies if—
- (a) the Assembly was required to prepare a draft substitute consolidated budget for a financial year in accordance with sub-paragraph (1A) of paragraph 4 above, but has failed to approve such a draft substitute consolidated budget at a public meeting held under sub-paragraph (2) of that paragraph,
  - (b) the Assembly was required to agree a substitute consolidated council tax requirement for a financial year at a public meeting in accordance with paragraph 7(4A) above, but has failed to comply with that requirement, or
  - (c) the Assembly was required to agree a substitute consolidated budget for a financial year at a public meeting in accordance with paragraph 8(6B) or 8B(2) above, but has failed to comply with that requirement.
- (2) The Assembly must, at a public meeting of the Assembly, agree a substitute consolidated budget for the financial year or, as the case may be, a substitute

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consolidated council tax requirement for that year that (in either case) complies with the relevant principles.

- (3) A public meeting held under sub-paragraph (2) to agree a substitute consolidated budget or a substitute consolidated council tax requirement for a financial year may be held at any time before or after the end of that year.]

*<sup>F34</sup> Failure of Assembly to approve draft substitute consolidated budget*

**Textual Amendments**

**F34** Sch. 6 para. 9A and cross-heading inserted (3.12.2011) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 6 para. 37\(8\)](#); S.I. 2011/2896, art. 2(i)

- 9A If the Assembly fails to comply with paragraph 8C above, the draft substitute consolidated budget presented to the Assembly in accordance with paragraph 6A above shall be the Authority's substitute consolidated budget for the year.]

*Regulations amending dates*

- 10 The Secretary of State may by regulations modify this Schedule in its application in relation to any particular financial year, by substituting for any reference to 1st February in the preceding financial year a reference to such other day as may be specified in the regulations.

**Commencement Information**

**II** Sch. 6 para. 10 wholly in force at 3.7.2000; by virtue of s. 425(2) it is provided that the Act comes into force at Royal Assent in regards to any power of a Minister of the Crown to make regulations or an order; Sch. 6 para. 10 in force at 3.7.2000 by [S.I. 1999/3434](#), art. 4

*Publication*

- 11 (1) The Mayor shall as soon as practicable publish each of the following documents—
- (a) the Authority's consolidated budget for the year; and
  - (b) the component budget of each constituent body for the year.
- (2) In this paragraph “relevant document” means any document required to be published under sub-paragraph (1) above.
- (3) A copy of each relevant document shall be kept available for the appropriate period by the Mayor for inspection by any person on request free of charge at the principal offices of the Authority at reasonable hours.
- (4) A copy of any relevant document, or any part of a relevant document, shall be supplied to any person on request during the appropriate period for such reasonable fee as the Mayor may determine.
- (5) In this paragraph “the appropriate period” in the case of any document is the period of six years beginning with the date of publication of the document pursuant to this paragraph.

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 334(2A)-(2E) substituted for s. 334(2)-(6) by [2023 c. 55 s. 95\(2\)](#)
- s. 334(9)-(11) inserted by [2023 c. 55 s. 95\(3\)](#)
- s. 337(1A) inserted by [2023 c. 55 s. 96\(1\)\(c\)](#)
- s. 337(2)(ca) inserted by [2023 c. 55 Sch. 6 para. 15](#)
- Sch. 23 para. 1(3A) inserted by [2023 c. 55 s. 244\(2\)](#)
- Sch. 23 para. 3A3B and cross-heading inserted by [2023 c. 55 s. 244\(3\)](#)
- Sch. 23 para. 4(2A)(2B) inserted by [2023 c. 55 s. 244\(4\)](#)
- Sch. 23 para. 4A and cross-heading inserted by [2023 c. 55 s. 244\(6\)](#)