

Status: This version of this cross heading contains provisions that are prospective.

Changes to legislation: *Local Government Act 2000, Cross Heading: Welfare services is up to date with all changes known to be in force on or before 03 May 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*



Local Government Act 2000

2000 CHAPTER 22

PART V

MISCELLANEOUS

Welfare services

93 Grants for welfare services.

- (1) The Secretary of State may, with the consent of the Treasury, pay grants to local authorities in England towards expenditure incurred by them
 - [^{F1}(a) in providing, or contributing to the provision of, such welfare services as may be determined by the Secretary of State, or
 - (b) in connection with any such welfare services.]
- (2) The National Assembly for Wales may pay grants to local authorities in Wales towards expenditure incurred by them
 - [^{F2}(a) in providing, or contributing to the provision of, such welfare services as may be determined by the Assembly, or
 - (b) in connection with any such welfare services.]
- (3) The amount of any grants under this section and the manner of their payment are to be such as may be determined by the Secretary of State or the Assembly (as the case may be).
- (4) Grants under this section may be paid—
 - (a) to all local authorities,
 - (b) to particular local authorities, or
 - (c) to particular descriptions of local authority (including descriptions framed by reference to authorities in particular areas).
- (5) Grants under this section may be paid on such terms and conditions as the Secretary of State or, as the case may be, the Assembly may determine; and nothing in subsection (6) affects the generality of this subsection.

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- (6) Those terms and conditions may include provision as to the circumstances in which the whole or any part of a grant under this section must be repaid to the Secretary of State or the Assembly.

[^{F3}(6A) Before making any determination under subsection (3) or (5) the Secretary of State must obtain the consent of the Treasury.]

- (7) A local authority must supply the Secretary of State or, as the case may be, the Assembly with such information as he or it may require for the purposes of this section.

- (8) A local authority must have regard to any guidance for the time being issued by the Secretary of State or, as the case may be, the Assembly with respect to the administration and application of grants under this section which are paid to them.

- (9) A local authority must comply with any directions for the time being given by the Secretary of State or, as the case may be, the Assembly with respect to the administration and application of grants under this section which are paid to them.

- (10) Any determination, guidance or directions under this section may make different provision in relation to different local authorities or descriptions of local authority (including descriptions framed by reference to authorities in particular areas).

- (11) Before making any determination, issuing any guidance or giving any directions under this section relating to all local authorities in England or Wales or any description of such authorities, the Secretary of State or (as the case may be) the National Assembly for Wales must consult—

- (a) such local authorities or representatives of local authorities as appear to him or it to be appropriate,
- (b) such recipients, or representatives of recipients, of welfare services as appear to him or it to be appropriate, and
- (c) such providers, or representatives of providers, of welfare services as appear to him or it to be appropriate.

- (12) In this section—

“local authority” means—

- (a) in relation to England, a county council, a district council, a London borough council, the Common Council of the City of London or the Council of the Isles of Scilly,

- (b) in relation to Wales, a county council or a county borough council,

“welfare services” includes services which provide support, assistance, advice or counselling to individuals with particular needs.

Textual Amendments

F1 S. 93(1)(a)(b) substituted (7.11.2002) for words by 2002 c. 38, ss. 136(2), 148(1) (with Sch. 4 paras. 6-8)

F2 S. 93(2)(a)(b) substituted (7.11.2002) for word by 2002 c. 38, ss. 136(3), 148(1) (with Sch. 4 paras. 6-8)

F3 S. 93(6A) inserted (7.11.2002) by 2002 c. 38, ss. 136(4), 148(1) (with Sch. 4 paras. 6-8)

Commencement Information

I1 S. 93 partly in force; s. 93 not in force at Royal Assent see s. 108; s. 93 in force at 19.12.2000 in relation to England and to police authorities in Wales by S.I. 2000/3335, art. 2; s. 93(2) in force (W.)

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at 30.6.2002 by [S.I. 2002/1359, art. 2\(a\)](#); S. 93(3)-(12) in force (W.) at 30.6.2002 insofar as they relate to local authorities in Wales by [S.I. 2002/1359, art. 2\(b\)](#)

F⁴94 Disclosure of information.

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Textual Amendments

F4 S. 94 repealed (5.8.2008 for specified purposes, 1.9.2008 in so far as not already in force) by [Welfare Reform Act 2007 \(c. 5\), ss. 42\(11\), 70\(2\), Sch. 8; S.I. 2008/2101, art. 2\(1\)\(2\)\(a\)\(c\)](#) (with [art. 3\(1\)\(2\)](#))

Modifications etc. (not altering text)

- C1** S. 94 functions made exercisable concurrently (with effect in accordance with [art. 25\(1\)](#) of the amending S.I.) by [The Cotswolds Area of Outstanding Natural Beauty \(Establishment of Conservation Board\) Order 2004 \(S.I. 2004/1777\), arts. 2, 25\(2\)\(xxxiv\)](#) (with [art. 35](#))
- C2** S. 94 functions made exercisable concurrently (with effect in accordance with [art. 25\(1\)](#) of the amending S.I.) by [The Chilterns Area of Outstanding Natural Beauty \(Establishment of Conservation Board\) Order 2004 \(S.I. 2004/1778\), arts. 2, 25\(2\)\(xxxiv\)](#) (with [art. 35](#))

Commencement Information

I2 S. 94 not in force at Royal Assent see [s. 108](#); s. 94 in force (E.) at 1.8.2001 by [S.I. 2001/2684, art. 2](#)

F⁵95 Unauthorised disclosure of information.

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Textual Amendments

F5 S. 95 repealed (5.8.2008 for specified purposes, 1.9.2008 in so far as not already in force) by [Welfare Reform Act 2007 \(c. 5\), ss. 42\(11\), 70\(2\), Sch. 8; S.I. 2008/2101, art. 2\(1\)\(2\)\(a\)\(c\)](#) (with [art. 3\(1\)\(2\)](#))

Commencement Information

I3 S. 95 partly in force; s. 95 not in force at Royal Assent see [s. 108](#); s. 95 in force (E.) at 1.8.2001 by [S.I. 2001/2684, art. 2](#)

PROSPECTIVE

96 Housing benefit.

(1) Section 130 of the ^{M1}Social Security Contributions and Benefits Act 1992 (housing benefit) is amended as follows.

(2) At the end of subsection (2) there is inserted—

“but this subsection is subject to subsection (2A).

(2A) Except to the extent that regulations otherwise provide, payments in respect of services which provide support, assistance, advice or counselling to

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individuals with particular needs are not “payments in respect of a dwelling” for the purposes of subsection (1).”

(3) After subsection (4) there is inserted—

“(4A) Regulations under subsection (2A) above may make provision with respect to particular areas, particular authorities or particular descriptions of authority.”

Marginal Citations

M1 1992 c. 4.

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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. 21(2ZA) inserted by [2011 nawm 4 s. 59\(3\)](#)
- s. 21(13)(c) inserted by [2011 nawm 4 s. 59\(5\)\(b\)](#)
- s. 21(15A) inserted by [2011 nawm 4 s. 59\(6\)](#)
- s. 21(18) inserted by [2011 nawm 4 s. 59\(7\)](#)
- s. 21C(6)(aa)(ab) inserted by [2012 c. 7 Sch. 5 para. 97\(a\)](#)