



# Local Democracy, Economic Development and Construction Act 2009

## 2009 CHAPTER 20

### PART 7

#### MULTI-AREA AGREEMENTS

##### *Revision of multi-area agreements*

#### **131 Responsible authorities**

- (1) Subject as follows, in this Part “the responsible authority”, in relation to a multi-area agreement, means—
  - (a) the authority that prepared the draft of the agreement, or
  - (b) in the case of an agreement approved under section 129, the authority nominated under section 128 in relation to the agreement.
- (2) The local authorities to which the targets specified in a multi-area agreement relate may request the Secretary of State to agree to another one of those authorities becoming the responsible authority in relation to the agreement.
- (3) A request under subsection (2) must be made in writing.

#### **132 Revision proposals**

- (1) At any time while a multi-area agreement has effect by virtue of section 127 or 129, the responsible authority—
  - (a) may prepare and submit to the Secretary of State a revision proposal, and
  - (b) must do so if the Secretary of State so directs.
- (2) In this Part “revision proposal”, in relation to a multi-area agreement, means a document proposing any or all of the following—
  - (a) the enlargement of the area covered by the agreement;

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*Status: This is the original version (as it was originally enacted).*

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- (b) changes to improvement targets specified in the agreement;
  - (c) the removal of improvement targets from the agreement;
  - (d) the addition of improvement targets to the agreement;
  - (e) the extension of the period specified in the agreement for which the agreement has effect.
- (3) A revision proposal that proposes changes to an improvement target must specify—
- (a) each person to whom the target relates, and
  - (b) where it does not relate to the whole of the area covered by the agreement, the part or parts of the area to which it relates.
- (4) A revision proposal that proposes the addition of an improvement target must specify—
- (a) each person to whom the target would relate, and
  - (b) where the target would not relate to the whole of the area covered by the agreement, the part or parts of the area to which it would relate.
- (5) A direction under this section—
- (a) may specify the date by which a revision proposal must be submitted to the Secretary of State;
  - (b) may be varied or revoked.

### **133 Preparation of revision proposal**

- (1) In preparing a revision proposal, the responsible authority must consult—
- (a) each of the other local authorities for the area that would be covered by the multi-area agreement if the revision proposal were approved (“the agreement area”),
  - (b) each partner authority for that area, and
  - (c) such other persons as appear to it to be appropriate.
- (2) In preparing a revision proposal, the responsible authority must co-operate with—
- (a) each of the other local authorities for the agreement area, and
  - (b) each partner authority for that area,
- in determining a change affecting that local authority or partner authority that is to be proposed by the revision proposal.
- (3) In preparing a revision proposal, the responsible authority must have regard to any guidance issued by the Secretary of State.
- (4) In determining a change affecting it that is to be proposed by the revision proposal, each of the other local authorities, and each partner authority, for the agreement area must—
- (a) co-operate with the responsible authority, and
  - (b) have regard to any guidance issued by the Secretary of State.

### **134 Approval of revision proposal**

- (1) If a revision proposal relating to a multi-area agreement is submitted to the Secretary of State under section 132, the Secretary of State may by notice in writing to the responsible authority—

- (a) approve the revision proposal,
  - (b) if the revision proposal was submitted to the Secretary of State pursuant to a direction under section 132(1)(b), require the responsible authority to modify the revision proposal, or
  - (c) reject the revision proposal.
- (2) If the Secretary of State approves the revision proposal, the multi-area agreement has effect subject to the changes set out in the revision proposal.
- (3) A requirement to modify a revision proposal operates for the purposes of section 132 as a direction under subsection (1)(b) of that section to prepare and submit a further revision proposal.