
STATUTORY INSTRUMENTS

2005 No. 1968

The Local Government (Northern Ireland) Order 2005

PART II

LOCAL GOVERNMENT AUDIT

Action by the auditor

Power of [^{F1}the local government] auditor to apply for judicial review

21.—(1) Subject to section 18(2)(a) of the Judicature (Northern Ireland) Act 1978 (c.23) (no application for judicial review without leave) [^{F2}the local government auditor] may make an application for judicial review with respect to—

- (a) any decision of a local government body, or
- (b) any failure by a local government body to act,

if it is reasonable to believe that the decision or failure would have an effect on the accounts of that body.

(2) The existence of the powers conferred on [^{F3}the local] government auditor under this Part shall not be regarded as a ground for refusing—

- (a) an application falling within paragraph (1); or
- (b) an application for leave to make such an application.

(3) On an application for judicial review made as mentioned in paragraph (1), the High Court may make such order as it thinks fit for the payment by the body to whose decision or failure the application relates of expenses incurred by the local government auditor in connection with the application.

F1 Words in art. 21 heading inserted (2.6.2014) by [Local Government Act \(Northern Ireland\) 2014 \(c. 8\), s. 129, Sch. 7 para. 16\(4\)](#) (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1

F2 Words in art. 21(1) substituted (2.6.2014) by [Local Government Act \(Northern Ireland\) 2014 \(c. 8\), s. 129, Sch. 7 para. 16\(2\)](#) (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1

F3 Words in art. 21(2) substituted (2.6.2014) by [Local Government Act \(Northern Ireland\) 2014 \(c. 8\), s. 129, Sch. 7 para. 16\(3\)](#) (with s. 124(4)); S.R. 2014/153, art. 2, Sch. 1

Changes to legislation:

There are currently no known outstanding effects for the The Local Government (Northern Ireland) Order 2005, Section 21.