

Changes to legislation: Local Government Act 1972, PART 3 is up to date with all changes known to be in force on or before 17 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

[^{F1}SCHEDULE 12A

ACCESS TO INFORMATION: EXEMPT INFORMATION

Textual Amendments

- F1** Sch. 12A substituted (1.3.2006) by [The Local Government \(Access to Information\) \(Variation\) Order 2006 \(S.I. 2006/88\)](#), art. 4, **Sch.**

Modifications etc. (not altering text)

- C1** Sch. 12A applied (with modifications) (8.5.2008) by [The Standards Committee \(England\) Regulations 2008 \(S.I. 2008/1085\)](#), **reg. 8(6)**
- C1** Sch. 12A applied (with modifications) (6.4.2008) by [The Town and Country Planning \(Mayor of London\) Order 2008 \(S.I. 2008/580\)](#), **art. 9**
- C1** Sch. 12A applied (with modifications) (22.11.2012) by [The Police and Crime Panels \(Application of Local Authority Enactments\) Regulations 2012 \(S.I. 2012/2734\)](#), regs. 1(1), 3-6, **Sch. Pt. 3**
- C1** Sch. 12A applied (with modifications) (22.11.2012) by [The Police and Crime Panels \(Application of Local Authority Enactments\) Regulations 2012 \(S.I. 2012/2734\)](#), regs. 1(1), 3-6, **Sch. Pt. 2**
- C1** Sch. 12A applied (with modifications) (22.11.2012) by [The Police and Crime Panels \(Application of Local Authority Enactments\) Regulations 2012 \(S.I. 2012/2734\)](#), regs. 1(1), 3-6, **Sch. Pt. 1**

PART 3

INTERPRETATION: ENGLAND

Modifications etc. (not altering text)

- C1** Sch. 12A Pts. 1-3 applied (with modifications) (1.4.2015) by [The Local Audit \(Auditor Panel\) Regulations 2014 \(S.I. 2014/3224\)](#), regs. 1(1), **9(2)** (with [reg. 1\(3\)](#))
- C2** Sch. 12A Pts. 1-3 applied (with modifications) by [S.I. 2001/2812](#), [reg. 7\(4\)](#) (as substituted (1.3.2006) by [S.I. 2006/87](#), **reg. 2(b)**)

- 11 (1) In Parts 1 and 2 and this Part of this Schedule—
- “employee” means a person employed under a contract of service;
 - “financial or business affairs” includes contemplated, as well as past or current, activities;
 - “labour relations matter” means—
 - (a) any of the matters specified in paragraphs (a) to (g) of section 218(1) of the Trade Union and Labour Relations (Consolidation) Act 1992 ^{M1}(matters which may be the subject of a trade dispute, within the meaning of that Act); or
 - (b) any dispute about a matter falling within paragraph (a) above;

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and for the purposes of this definition the enactments mentioned in paragraph (a) above, with the necessary modifications, shall apply in relation to office-holders under the authority as they apply in relation to employees of the authority;

“office-holder”, in relation to the authority, means the holder of any paid office appointments to which are or may be made or confirmed by the authority or by any joint board on which the authority is represented or by any person who holds any such office or is an employee of the authority;

“registered” in relation to information required to be registered under the Building Societies Act 1986 ^{M2}, means recorded in the public file of any building society (within the meaning of that Act).

- (2) Any reference in Parts 1 and 2 and this Part of this Schedule to “the authority” is a reference to the principal council or, as the case may be, the committee or sub-committee in relation to whose proceedings or documents the question whether information is exempt or not falls to be determined and includes a reference—
- (a) in the case of a principal council, to any committee or sub-committee of the council; and
 - (b) in the case of a committee, to—
 - (i) any constituent principal council;
 - (ii) any other principal council by which appointments are made to the committee or whose functions the committee discharges; and
 - (iii) any other committee or sub-committee of a principal council falling within sub-paragraph (i) or (ii) above; and
 - (c) in the case of a sub-committee, to—
 - (i) the committee, or any of the committees, of which it is a sub-committee; and
 - (ii) any principal council which falls within paragraph (b) above in relation to that committee.]

Modifications etc. (not altering text)

- C3** Sch. 12A paras. 1-11 applied (E.) (13.6.2007) by [The Luton and South Bedfordshire Joint Committee Order 2007 \(S.I. 2007/1412\)](#), art. 9, **Sch. para. 7(1)(c)**
 - C4** Sch. 12A paras. 1-11 applied (with modifications) (1.7.2009) by [The Cambridge City Fringes Joint Committee Order 2009 \(S.I. 2009/1254\)](#), art. 9, **Sch. para. 7(1)(c)**
 - C5** Sch. 12A paras. 1-11 applied (with modifications) (12.10.2009) by [The Central Lincolnshire Joint Strategic Planning Committee Order 2009 \(S.I. 2009/2467\)](#), art. 9, **Sch. para. 7(c)**
 - C6** Sch. 12A paras. 1-11 applied (with modifications) (5.7.2011) by [The South East Lincolnshire Joint Strategic Planning Committee Order 2011 \(S.I. 2011/1455\)](#), art. 1, **Sch. para. 7(1)(c)**
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Marginal Citations

- M1** 1992 c. 52.
- M2** 1986 c. 53.

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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. 80(3B) omitted by [2021 asc 1 Sch. 2 para. 1\(3\)\(c\)](#)
- s. 101(6ZA) inserted by [2023 c. 55 Sch. 12 para. 2](#)
- s. 123(2C) inserted by [2023 c. 55 s. 75](#)
- s. 131(2)(n) and word inserted by [2023 asc 3 Sch. 13 para. 16](#)