



Local Government Act 1985

1985 CHAPTER 51

PART VIII

FINANCIAL PROVISIONS

Residuary bodies

77 Treatment and distribution of capital and other money.

- (1) The Secretary of State may by order provide—
 - (a)^{F1}
 - (b) for the payment by a residuary body to [^{F2}any authority to which this subsection applies] of such part (if any) of any capital money received by that body as is specified in the order.
- (2) Subsection (1) above applies to any [^{F3}billing authority] in the area for which the residuary body in question is established and to any new authority established for (or for an area which includes or is included in) that area.
- (3) An order under subsection (1) above may—
 - (a) apply only to capital money of a particular description or make different provision in relation to capital money of different descriptions;
 - (b) apply only to some of the authorities to which that subsection applies or make different provision in relation to different authorities; . . .^{F4}
 - (c)^{F4}
- (4) A residuary body may in any financial year distribute among [^{F3}the billing authorities] in the area for which it is established any money (other than capital money) for the time being in the hands of that body; and any such distribution shall be in the same proportions as those that would apply to a levy made by it on those authorities in respect of that year.
- (5) In this section “capital money” means money of such description as may be specified for the purposes of this section by an order made by the Secretary of State [^{F3}and

Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1985, Section 77. (See end of Document for details)

references in this section to a billing authority shall be construed as references to an authority, other than the Council of the Isles of Scilly, which is a billing authority for the purposes of Part I of the Local Government Finance Act 1992.]

Textual Amendments

- F1** S. 77(1)(a) repealed by [Local Government and Housing Act 1989 \(c.42, SIF 81:1\)](#), s. 194(2), **Sch. 12 Pt. I**
- F2** Words substituted by [S.I. 1990/776, art. 8](#), **Sch. 3 para. 26**
- F3** Words in s. 77(2)(4)(5) substituted (1.4.1993) by [S.I. 1993/616, art. 3](#), **Sch. 2 Pt. I para. 5**.
- F4** S. 77(3)(c) and word immediately preceding it repealed by [Local Government and Housing Act 1989 \(c.42, SIF 81:1\)](#), s. 194(2), **Sch. 12 Pt. I**
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Modifications etc. (not altering text)

- C1** S. 77 amended by [S.I. 1985/1884, art. 9\(1\)](#)
- C2** S. 77 modified by [Education Reform Act 1988 \(c.40, SIF 41:1\)](#), **ss. 185(8)**, 231(7), 235(6)
- C3** S. 77 restricted by [Education Reform Act 1988 \(c.40, SIF 41:1\)](#), **ss. 185(9)**, 231(7), 235(6)

Changes to legislation:

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