



Greater London Authority Act 1999

1999 CHAPTER 29

PART II

GENERAL FUNCTIONS AND PROCEDURE

Exercise of functions: general principles

35 Authority functions to be exercisable by Mayor, Assembly or both.

- (1) Any function transferred to, or conferred or imposed on, the Authority by or under this Act or any other Act (whenever passed) shall, in accordance with the provisions of this Act, be exercisable—
 - (a) only by the Mayor acting on behalf of the Authority;
 - (b) only by the Assembly so acting; or
 - (c) only by the Mayor and Assembly jointly so acting.
- (2) Any function—
 - (a) which is transferred to, or conferred or imposed on, the Authority by or under this Act or any other Act (whenever passed), and
 - (b) which (apart from this subsection) is not made exercisable on behalf of the Authority by the Mayor, by the Assembly, or by the Mayor and the Assembly acting jointly,shall be exercisable only by the Mayor acting on behalf of the Authority.
- (3) Any function transferred to, or conferred or imposed on, the Mayor by or under this Act or any other Act (whenever passed) shall be taken to be a function of the Authority exercisable only by the Mayor acting on behalf of the Authority.
- (4) Any function transferred to, or conferred or imposed on, the Assembly by or under this Act or any other Act (whenever passed) shall be taken to be a function of the Authority exercisable only by the Assembly acting on behalf of the Authority.
- (5) Any function transferred to, or conferred or imposed on, the Mayor and the Assembly by or under this Act or any other Act (whenever passed) shall be taken to be a function

Changes to legislation: Greater London Authority Act 1999, Section 35 is up to date with all changes known to be in force on or before 19 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

of the Authority exercisable only by the Mayor and Assembly acting jointly on behalf of the Authority.

(6) Subsections (3) and (4) above are subject to subsection (5) above.

(7) Any reference in this Act to—

- (a) functions of the Authority,
- (b) functions of the Mayor,
- (c) functions of the Assembly, or
- (d) functions of the Mayor and Assembly,

shall be construed in accordance with the foregoing provisions of this section.

(8) Subsections (1) to (7) above are subject to any express provision to the contrary in this Act.

(9) Subsections (2) and (3) above are without prejudice to [^{F1}sections 38 and 380] below and Schedule 4 to this Act.

(10) This section is subject, in particular, to Part II of the ^{M1}Deregulation and Contracting Out Act 1994 (contracting out).

Textual Amendments

F1 Words in s. 35(9) substituted (27.5.2000) by S.I. 2000/1435, art. 2, **Sch. Pt. I para. 3**

Marginal Citations

M1 1994 c. 40.

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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. 334(2A)-(2E) substituted for s. 334(2)-(6) by [2023 c. 55 s. 95\(2\)](#)
- s. 334(9)-(11) inserted by [2023 c. 55 s. 95\(3\)](#)
- s. 337(1A) inserted by [2023 c. 55 s. 96\(1\)\(c\)](#)
- s. 337(2)(ca) inserted by [2023 c. 55 Sch. 6 para. 15](#)
- Sch. 23 para. 1(3A) inserted by [2023 c. 55 s. 244\(2\)](#)
- Sch. 23 para. 3A3B and cross-heading inserted by [2023 c. 55 s. 244\(3\)](#)
- Sch. 23 para. 4(2A)(2B) inserted by [2023 c. 55 s. 244\(4\)](#)
- Sch. 23 para. 4A and cross-heading inserted by [2023 c. 55 s. 244\(6\)](#)