



Local Government Act 2000

2000 CHAPTER 22

PART II

[^{F1}LOCAL AUTHORITIES IN WALES: ARRANGEMENTS] WITH RESPECT TO EXECUTIVES ETC.

Interpretation

48 Interpretation of Part II.

(1) In this Part, unless the context otherwise requires—

“alternative arrangements” has the meaning given by section 32(1),

[^{F1}“council manager” has the meaning given by section 11(4)(b),]

“elected executive member” has the meaning given by section 39(4),

“elected mayor” has the meaning given by section 39(1),

“electoral area” has the meaning given by section 203(1) of the ^{M1}Representation of the People Act 1983,

“enactment” includes an enactment contained in a local Act or comprised in subordinate legislation (within the meaning of the ^{M2}Interpretation Act 1978),

“executive”, in relation to a local authority, is to be construed in accordance with section 11,

“executive arrangements” has the meaning given by section 10,

“executive leader” has the meaning given by [^{F2}section 11(3)(a)],

“fall-back proposals” and “outline fall-back proposals” are to be construed in accordance with section 27(1) and (2),

“first preference vote” has the meaning given by section 42(1)(a),

“local authority” [^{F3}means a county council in Wales] or a county borough council,

“local government elector” has the meaning given by section 270(1) of the ^{M3}Local Government Act 1972,

^{F4} ...

Status: Point in time view as at 04/05/2012.

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“overview and scrutiny committee” has the meaning given by section 21(1),

“the political balance requirements” means the provisions made by or under sections 15 to 17 of, and Schedule 1 to, the ^{M4}Local Government and Housing Act 1989,

“second preference vote” has the meaning given by section 42(1)(b).

(1A) ^{F5}...

- (2) Any reference in this Part to the chairman of a local authority—
- (a) is a reference to that person whether or not he is entitled to another style, ^{F6}...
- ^{F7}(b)
- (3) Any reference in this Part to the vice-chairman of a local authority—
- (a) is a reference to that person whether or not he is entitled to another style, ^{F8}...
- ^{F9}(b)
- (4) Any reference in this Part to the discharge of any functions includes a reference to the doing of anything which is calculated to facilitate, or is conducive or incidental to, the discharge of those functions.
- (5) Section 101 of the ^{M5}Local Government Act 1972 does not apply to the function of the passing of a resolution under any provision made by or under this Part.
- (6) Any functions conferred on a local authority by virtue of this Part are not to be the responsibility of an executive of the authority under executive arrangements.
- (7) Any directions given by the [^{F10}Welsh Ministers] under any provision of this Part—
- (a) may be varied or revoked by subsequent directions given by [^{F11}them] under that provision, and
- (b) may make different provision for different cases, local authorities or descriptions of local authority.

Textual Amendments

- F1** Words in s. 48(1) repealed (10.7.2011) by [Local Government \(Wales\) Measure 2011 \(nawm 4\)](#), ss. 34(5), 178(2), **Sch. 4 Pt. B**
- F2** Words in s. 48(1) substituted (4.5.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 3 para. 68(2)(a)**; S.I. 2012/1008, art. 4(b)
- F3** Words in s. 48(1) substituted (9.3.2012 for specified purposes, 4.5.2012 in so far as not already in force) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 3 para. 68(2)(b)**; S.I. 2012/628, art. 2(b)(ii); S.I. 2012/1008, art. 4(b)
- F4** Words in s. 48(1) repealed (9.3.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), Sch. 3 para. 68(2)(c), **Sch. 25 Pt. 4**; S.I. 2012/628, art. 2(b)(iii)
- F5** S. 48(1A) repealed (9.3.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), Sch. 3 para. 68(3), **Sch. 25 Pt. 4**; S.I. 2012/628, art. 2(b)(iii)
- F6** Word in s. 48(2) repealed (4.5.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 25 Pt. 4**; S.I. 2012/1008, art. 4(c)
- F7** S. 48(2)(b) repealed (4.5.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), Sch. 3 para. 68(4), **Sch. 25 Pt. 4**; S.I. 2012/1008, art. 4(b)(c)
- F8** Word in s. 48(3) repealed (4.5.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), **Sch. 25 Pt. 4**; S.I. 2012/1008, art. 4(c)

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- F9** S. 48(3)(b) repealed (4.5.2012) by Localism Act 2011 (c. 20), s. 240(2), Sch. 3 para. 68(5), **Sch. 25 Pt. 4**; S.I. 2012/1008, art. 4(b)(c)
- F10** Words in s. 48(7) substituted (4.5.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 3 para. 68(6)(a)**; S.I. 2012/1008, art. 4(b)
- F11** Word in s. 48(7) substituted (4.5.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 3 para. 68(6)(b)**; S.I. 2012/1008, art. 4(b)

Commencement Information

- I1** S. 48 wholly in force at 1.11.2000; s. 48 not in force at Royal Assent see s. 108(4)-(6); s. 48 in force at 7.8.2000 in relation to England only by S.I. 2000/2187, **arts. 1(3), 2(a)**; s. 48 in force at 1.11.2000 in relation to Wales by S.I. 2000/2948, **art. 2**

Marginal Citations

- M1** 1983 c. 2.
- M2** 1978 c. 30.
- M3** 1972 c. 70.
- M4** 1989 c. 42.
- M5** 1972 c. 70.

[^{F12}48A Functions of the Lord President of the Council

See the Lord President of the Council Order 2010 by virtue of which functions of the Secretary of State under [^{F13}section 44] are exercisable concurrently with the Lord President of the Council.]

Textual Amendments

- F12** S. 48A inserted (18.8.2010) by The Lord President of the Council Order 2010 (S.I. 2010/1837), art. 1(2), **Sch. para. 8**
- F13** Words in s. 48A substituted (4.5.2012) by Localism Act 2011 (c. 20), s. 240(2), **Sch. 3 para. 69**; S.I. 2012/1008, art. 4(b)

Status:

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