

**Changes to legislation:** There are currently no known outstanding effects for the Local Government and Public Involvement in Health Act 2007, Paragraph 11. (See end of Document for details)

## SCHEDULES

### SCHEDULE 4

#### NEW ARRANGEMENTS FOR EXECUTIVES: TRANSITIONAL PROVISION

##### **Modifications etc. (not altering text)**

- C1** Sch. 4 modified (29.8.2008) by [The Local Government \(Structural Changes\) \(Transitional Arrangements\) Regulations 2008 \(S.I. 2008/2113\)](#), regs. 1, **9**

### **PART 2**

#### MAYOR AND COUNCIL MANAGER EXECUTIVE

##### *Failure to change form of executive: automatic change*

- 11 (1) This paragraph applies if the local authority does not make a change in its executive arrangements in accordance with paragraph 8.
- (2) Before the end of the transitional period, the local authority must draw up and adopt executive arrangements which provide for a mayor and cabinet executive.
- (3) But if it appears to the Secretary of State that the authority will fail to comply with sub-paragraph (2), the Secretary of State may by order specify executive arrangements which provide for a mayor and cabinet executive.
- (4) The mayor and cabinet executive which is provided for under sub-paragraph (2) or (3) shall come into operation on the last day of the transitional period.
- (5) Arrangements which the Secretary of State specifies under sub-paragraph (3) are to be treated as having been made by the local authority itself.
- (6) Arrangements which come into operation in accordance with sub-paragraph (4) are to be treated as being operated after the passing of a resolution of the authority under section 33F of the LGA 2000.
- (7) As soon as practicable after executive arrangements are adopted under sub-paragraph (2), or specified under sub-paragraph (3), the local authority must comply with the duties set out in the following provisions of the LGA 2000—
- (a) section 29(2)(a);
- (b) section 29(2)(b)(ii) to (v).

##### **Commencement Information**

- II** Sch. 4 para. 11 in force at 30.12.2007, see s. 245(2)

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