



# Local Democracy, Economic Development and Construction Act 2009

## 2009 CHAPTER 20

### PART 2

#### LOCAL AUTHORITIES: GOVERNANCE AND AUDIT

#### CHAPTER 1

#### GOVERNANCE

### 31 Scrutiny officers

In the [Local Government Act 2000 \(c. 22\)](#), after section 21 insert—

#### “21ZA Scrutiny officers

- (1) Subject as follows, a local authority in England must designate one of their officers to discharge the functions in subsection (2).
- (2) Those functions are—
  - (a) to promote the role of the authority’s overview and scrutiny committee or committees;
  - (b) to provide support to the authority’s overview and scrutiny committee or committees and the members of that committee or those committees;
  - (c) to provide support and guidance to—
    - (i) members of the authority,
    - (ii) members of the executive of the authority, and
    - (iii) officers of the authority,in relation to the functions of the authority’s overview and scrutiny committee or committees.

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*Status: This is the original version (as it was originally enacted).*

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- (3) An officer designated by a local authority under this section is to be known as the authority’s “scrutiny officer”.
- (4) A local authority may not designate any of the following under this section—
  - (a) the head of the authority’s paid service designated under section 4 of the Local Government and Housing Act 1989;
  - (b) the authority’s monitoring officer designated under section 5 of that Act;
  - (c) the authority’s chief finance officer, within the meaning of that section.
- (5) The duty in subsection (1) does not apply to a district council for an area for which there is a county council.
- (6) In this section, references to an overview and scrutiny committee include any sub-committee of that committee.”