



Localism Act 2011

2011 CHAPTER 20

PART 5

COMMUNITY EMPOWERMENT

CHAPTER 2

COMMUNITY RIGHT TO CHALLENGE

83 Consideration of expression of interest

- (1) The relevant authority must—
 - (a) accept the expression of interest, or
 - (b) reject the expression of interest.This is subject to section 84(1) (modification of expression of interest).
- (2) If the relevant authority accepts the expression of interest it must carry out a procurement exercise relating to the provision on behalf of the authority of the relevant service to which the expression of interest relates.
- (3) The exercise required by subsection (2) must be such as is appropriate having regard to the value and nature of the contract that may be awarded as a result of the exercise.
- (4) A relevant authority must specify—
 - (a) the minimum period that will elapse between—
 - (i) the date of the relevant authority's decision to accept an expression of interest, and
 - (ii) the date on which it will begin the procurement exercise required by subsection (2) as a result of that acceptance, and
 - (b) the maximum period that will elapse between those dates.
- (5) The relevant authority may specify different periods for different cases.

Changes to legislation: Localism Act 2011, Section 83 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

- (6) The relevant authority must publish details of a specification under subsection (4) in such manner as it thinks fit (which must include publication on the authority's website).
- (7) The relevant authority must comply with a specification under subsection (4).
- (8) A relevant authority must, in considering an expression of interest, consider whether acceptance of the expression of interest would promote or improve the social, economic or environmental well-being of the authority's area.
- (9) A relevant authority must, in carrying out the exercise referred to in subsection (2), consider how it might promote or improve the social, economic or environmental well-being of the authority's area by means of that exercise.
- (10) Subsection (9) applies only so far as is consistent with the law applying to the awarding of contracts for the provision on behalf of the authority of the relevant service in question.
- (11) The relevant authority may reject the expression of interest only on one or more grounds specified by the Secretary of State by regulations.

Modifications etc. (not altering text)

- C1** Pt. 5 Ch. 2 modified in part by S.I. 2008/2113, reg. 10A (as inserted (5.9.2018) by [The Local Government \(Structural Changes\) \(General\) \(Amendment\) Regulations 2018 \(S.I. 2018/930\)](#), regs. 1, [3\(4\)](#) as amended (2.1.2019) by S.I. 2018/1296, reg. 14(2))
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Commencement Information

- I1** S. 83 in force for specified purposes at Royal Assent see s. 240(5)(d)
- I2** S. 83 in force at 27.6.2012 in so far as not already in force by [S.I. 2012/1463](#), [art. 4](#)

Changes to legislation:

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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. 158(8)-(9B) substituted for s. 158(8)(9) by [2016 c. 22 s. 121\(2\)\(e\)](#)
- s. 202(3A) inserted by [2023 c. 55 s. 176\(2\)](#)