STATUTORY INSTRUMENTS

1985 No. 547

LOCAL GOVERNMENT, ENGLAND AND WALES

Local Authorities (Expenditure Powers) (Designation of Local Enactments) Order 1985

Made - - - - *29th March* 1985

The Secretary of State for the Environment in exercise of the powers conferred on him by section 1(2)(*c*), (4) and (5) of the Local Authorities (Expenditure Powers) Act 1983(**a**) and of all other powers enabling him in that behalf, after consultation with the authorities on whom powers are conferred by the enactments designated by this order, hereby makes the following order:—

Title and effect

1.—(1) This order may be cited as the Local Authorities (Expenditure Powers) (Designation of Local Enactments) Order 1985.

(2) This order shall be treated as having effect from 1st April 1984.

Designation of Local Enactments

2. The following enactments, being enactments contained in local Acts, are hereby designated for the purposes of section 1 of the Local Authorities (Expenditure Powers) Act 1983:—

(*a*) sections 4, 5, 6, 7 and 8 of the Greater Manchester Act 1981(**b**),

(*b*) sections 12, 13 and 14 of the Coventry Corporation Act 1972(**c**),

(*c*) sections 5, 6 and 7 of the County of Merseyside Act 1980(**d**), and

(*d*) sections 49, 50 and 56 of the Tyne and Wear Act 1976(**e**).

Patrick Jenkin,
Secretary of State
for the Environment.

29th March 1985.

(**a**) 1983 c. 52. (**b**) 1981 c. ix. (**c**) 1972 c. xxix.
(**d**) 1980 c. x. (**e**) 1976 c. xxxvi.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 137 of the Local Government Act 1972 (c. 70) enables a local authority to spend an amount not exceeding the product of a 2p rate in the interest of their area or its inhabitants for purposes for which they are not empowered under any other enactment to do so.

Section 1 of the Local Authorities (Expenditure Powers) Act 1983 provides that any local enactment which is designated under that section is not to be regarded as restricting the powers conferred upon the authority by section 137. Section 1(5) provides that an order designating any such enactment may be expressed to have effect from the beginning of the financial year in which it is made.

This order designates the local enactments referred to in article 2 for the purposes of section 1. It supplements the list of enactments already designated by the Local Authorities (Expenditure Powers) (Designation of Local Enactments) Order 1984 (S.I. 1984/477). The order has effect from 1st April 1984, being the beginning of the financial year in which it is made.

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