



Levelling-up and Regeneration Act 2023

2023 CHAPTER 55

PART 2

LOCAL DEMOCRACY AND DEVOLUTION

CHAPTER 1

COMBINED COUNTY AUTHORITIES

Functions of CCAs

20 **Section 19 regulations: procedure**

- (1) The Secretary of State may make regulations under section 19(1) only if—
 - (a) a proposal for the making of the regulations in relation to the CCA has been made to the Secretary of State—
 - (i) as part of a proposal under section 45, or
 - (ii) in accordance with section 47, or
 - (b) the appropriate consent is given and the Secretary of State considers that the making of the regulations is likely to improve the economic, social and environmental well-being of some or all of the people who live or work in the area or areas to which the regulations relate.
- (2) For the purposes of subsection (1)(b), the appropriate consent is given to the making of regulations under section 19(1) only if—
 - (a) in the case of regulations relating to an existing CCA, each appropriate authority consents;
 - (b) in any other case, each constituent council consents.
- (3) The requirements in subsection (1) do not apply where the regulations are made under sections 19(1) and 30(1) in relation to an existing mayoral CCA and provide for a function—

Changes to legislation: There are currently no known outstanding effects for the
 Levelling-up and Regeneration Act 2023, Section 20. (See end of Document for details)

- (a) to be a function of the CCA, and
- (b) to be a function exercisable only by the mayor.

See section 31 in relation to regulations of this kind.

- (4) The requirement in subsection (1)(b) for the appropriate consent to be given to the making of regulations under section 19(1) does not apply where—
 - (a) the regulations revoke (in whole or in part), or otherwise amend, previous regulations under section 19(1), and
 - (b) the only purpose of the regulations is to provide for a health service function of a CCA to cease to be exercisable by the CCA.
- (5) In subsection (4)(b) “health service function of a CCA” means a function which—
 - (a) relates to the health service, as defined by section 275(1) of the National Health Service Act 2006, and
 - (b) is exercisable by the CCA by virtue of regulations under section 19(1).
- (6) At the same time as laying a draft of a statutory instrument containing regulations under section 19(1) before Parliament, the Secretary of State must lay before Parliament a report explaining the effect of the regulations and why the Secretary of State considers it appropriate to make the regulations.
- (7) The report must include—
 - (a) a description of any consultation taken into account by the Secretary of State,
 - (b) information about any representations considered by the Secretary of State in connection with the regulations, and
 - (c) any other evidence or contextual information that the Secretary of State considers it appropriate to include.
- (8) For the purposes of this section “the appropriate authorities” are—
 - (a) each constituent council, and
 - (b) in the case of regulations in relation to an existing CCA, the CCA.

Commencement Information

II S. 20 in force at 26.12.2023, see s. 255(2)(c)

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