



# Local Government Act 1985

## 1985 CHAPTER 51

### PART VIII

#### FINANCIAL PROVISIONS

##### *New authorities*

<sup>F1</sup>68 .....

**Textual Amendments**

**F1** S. 68 repealed (21.8.1991) by [S.I. 1991/1730](#), [art. 2\(1\)](#).

<sup>F2</sup>69 **Block grant.**  
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**Textual Amendments**

**F2** S. 69 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004](#) (c. 14), [Sch. 1 Pt. 10](#) Group 2

70, 71. ....<sup>F3</sup>

**Textual Amendments**

**F3** Ss. 70, 71 repealed by [Local Government and Housing Act 1989](#) (c.42, SIF 81:1), s. 194(2), [Sch. 12 Pt. 1](#)

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*Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1985, Part VIII. (See end of Document for details)*

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## 72 Accounts and audit.

- (1) Each new authority shall keep a fund to be known as the general fund; and all receipts of the authority shall be carried to that fund and all liabilities falling to be discharged by the authority shall be discharged out of that fund.
- (2) Accounts shall be kept of receipts carried to, and payments made out of, the general fund.
- <sup>F4</sup>(3) .....
- (4) Nothing in subsection (1) above shall be construed as requiring or authorising an authority to apply or dispose of the surplus revenue arising from any undertaking carried on by it otherwise than in accordance with any enactment or instrument applicable to the undertaking.
- <sup>F5</sup>(5) Any reference in this section to a new authority includes a reference to—
- (a) <sup>F6</sup>the London Fire Commissioner;
  - (b) a sub-national transport body established under section 102E of the Local Transport Act 2008;
  - (c) a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009.]
  - <sup>F7</sup>(d) a combined county authority established under section 9(1) of the Levelling-up and Regeneration Act 2023.]

### Textual Amendments

- F4** S. 72(3) repealed (11.9.1988) by 1998 c.18, ss. 54(3), 55(2), **Sch. 5**
- F5** S. 72(5) substituted (28.1.2016 for specified purposes, 28.3.2016 in so far as not already in force) by [Cities and Local Government Devolution Act 2016 \(c. 1\), s. 25\(2\)](#), **Sch. 5 para. 7**
- F6** S. 72(5)(a) substituted (31.1.2017 for specified purposes, 1.4.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\), s. 183\(1\)\(5\)\(e\)](#), **Sch. 2 para. 71**; S.I. 2018/227, **reg. 4(c)**
- F7** S. 72(5)(d) inserted (26.12.2023) by [Levelling-up and Regeneration Act 2023 \(c. 55\), s. 255\(2\)\(c\)](#), **Sch. 4 para. 76** (with s. 247)

### Modifications etc. (not altering text)

- C1** S. 72(1)(2)(4) amended by S.I. 1985/1884, **art. 9(1)**
- C2** S. 72(1)(2)(4) modified by S.I. 1987/2110, **art. 2(2)**, **Sch. 1 para. 7(g)**

## 73 Financial administration.

- <sup>F8</sup>(1) Each new authority shall make arrangements for the proper administration of its financial affairs and shall secure that one of its officers has responsibility for the administration of those affairs.
- <sup>F9</sup>(2) The reference in this section to a new authority includes a reference to <sup>F10</sup>—
- (a) a sub-national transport body established under section 102E of the Local Transport Act 2008;
  - (b) a combined authority established under section 103 of the Local Democracy, Economic Development and Construction Act 2009.]
  - <sup>F11</sup>(c) a combined county authority established under section 9(1) of the Levelling-up and Regeneration Act 2023.]

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**Textual Amendments**

- F8** S. 73(1): s. 73 renumbered as s. 73(1) (17.12.2009) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 148(6), **Sch. 6 para. 61(2)**; S.I. 2009/3318, art. 2(c)
- F9** S. 73(2) inserted (17.12.2009) by [Local Democracy, Economic Development and Construction Act 2009 \(c. 20\)](#), s. 148(6), **Sch. 6 para. 61(3)**; S.I. 2009/3318, art. 2(c)
- F10** Words in s. 73(2) inserted (28.1.2016 for specified purposes, 28.3.2016 in so far as not already in force) by [Cities and Local Government Devolution Act 2016 \(c. 1\)](#), s. 25(2), **Sch. 5 para. 8**
- F11** S. 73(2)(c) inserted (26.12.2023) by [Levelling-up and Regeneration Act 2023 \(c. 55\)](#), s. 255(2)(c), **Sch. 4 para. 77** (with s. 247)

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

- C3** S. 73 amended by [S.I. 1985/1884](#), **art. 9(1)**
- C4** S. 73 modified by [S.I. 1987/2110](#), art. 2(2), **Sch. 1 para. 7(h)**
- C5** S. 73 modified by [S.I. 1989/1815](#), art. 2(2), **Sch. 1 para. 9** (as inserted by [S.I. 1990/198](#), **art. 2**)

*Residuary bodies*

**F12** 74 .....

**Textual Amendments**

- F12** S. 74 repealed (21.8.1991) by [S.I. 1991/1730](#), **art. 2(1)**.

**75** ..... **F13**

**Textual Amendments**

- F13** S. 75 repealed (with savings in [S.I. 1990/431](#), **Sch. 1 para. 1(a)**) by [Local Government and Housing Act 1989 \(c.42, SIF 81:1\)](#), ss. 194(2), **Sch. 12 Pt. I**

**76** ..... **F14**

**Textual Amendments**

- F14** S. 76 repealed by [Local Government and Housing Act 1989 \(c.42, SIF 81:1\)](#), s. 194(2), **Sch. 12 Pt. I**

**77 Treatment and distribution of capital and other money.**

- (1) The Secretary of State may by order provide—
  - (a) ..... **F15**
  - (b) for the payment by a residuary body to [**F16**any authority to which this subsection applies] of such part (if any) of any capital money received by that body as is specified in the order.

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- (2) Subsection (1) above applies to any [<sup>F17</sup>billing authority] in the area for which the residuary body in question is established and to any new authority established for (or for an area which includes or is included in) that area.
- (3) An order under subsection (1) above may—
  - (a) apply only to capital money of a particular description or make different provision in relation to capital money of different descriptions;
  - (b) apply only to some of the authorities to which that subsection applies or make different provision in relation to different authorities; . . . <sup>F18</sup>
  - (c) . . . . . <sup>F18</sup>
- (4) A residuary body may in any financial year distribute among [<sup>F17</sup>the billing authorities] in the area for which it is established any money (other than capital money) for the time being in the hands of that body; and any such distribution shall be in the same proportions as those that would apply to a levy made by it on those authorities in respect of that year.
- (5) In this section “capital money” means money of such description as may be specified for the purposes of this section by an order made by the Secretary of State [<sup>F17</sup>and references in this section to a billing authority shall be construed as references to an authority, other than the Council of the Isles of Scilly, which is a billing authority for the purposes of Part I of the Local Government Finance Act 1992.].

**Textual Amendments**

**F15** S. 77(1)(a) repealed by [Local Government and Housing Act 1989 \(c.42, SIF 81:1\)](#), s. 194(2), **Sch. 12 Pt. I**

**F16** Words substituted by [S.I. 1990/776, art. 8](#), **Sch. 3 para. 26**

**F17** Words in s. 77(2)(4)(5) substituted (1.4.1993) by [S.I. 1993/616, art. 3](#), **Sch. 2 Pt. I para. 5**.

**F18** S. 77(3)(c) and word immediately preceding it repealed by [Local Government and Housing Act 1989 \(c.42, SIF 81:1\)](#), s. 194(2), **Sch. 12 Pt. I**

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

**C6** S. 77 amended by [S.I. 1985/1884, art. 9\(1\)](#)

**C7** S. 77 modified by [Education Reform Act 1988 \(c.40, SIF 41:1\)](#), **ss. 185(8)**, 231(7), 235(6)

**C8** S. 77 restricted by [Education Reform Act 1988 \(c.40, SIF 41:1\)](#), **ss. 185(9)**, 231(7), 235(6)

<sup>F19</sup>**78** **Accounts.**

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**Textual Amendments**

**F19** S. 78 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), **Sch. 1 Pt. 10** Group 3

<sup>F20</sup>**79** **Audit.**

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**Textual Amendments**

**F20** S. 79 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 10](#) Group 3

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

**C9** S. 79: certain functions transferred by S.I. 1991/517, arts. 2(d), 3(a)

**C10** S. 79: certain functions transferred by [S.I. 1989/814](#), [art. 11\(a\)](#)

**C11** S. 79: certain functions transferred by [S.I. 1989/1359](#), [reg. 11\(a\)](#)

**C12** S. 79: certain functions transferred by [S.I. 1989/2470](#), [art. 12\(a\)](#)

**C13** S. 79 excluded by [Local Government and Housing Act 1989 \(c.42, SIF 81:1, 2\)](#), [s. 11\(1\)\(4\)](#)

**C14** S. 79 amended by [S.I. 1989/1815](#), [art. 2](#), [Sch. 1 para. 7\(3\)](#)

*Transitional provisions*

**F21<sup>80</sup> Transitional provisions relating to block grant and expenditure levels.**

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**Textual Amendments**

**F21** S. 80 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 10](#) Group 2

**F22<sup>81</sup> Transitional functions of residuary bodies in respect of block grant.**

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**Textual Amendments**

**F22** S. 81 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 10](#) Group 2

**F23<sup>82</sup> Transitional provisions for interim authorities.**

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**Textual Amendments**

**F23** S. 82 repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 10](#) Group 3

*London rate equalisation*

**F24<sup>83</sup> London rate equalisation schemes.**

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*Changes to legislation: There are currently no known outstanding effects for the Local Government Act 1985, Part VIII. (See end of Document for details)*

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**Textual Amendments**

**F24** [S. 83](#) repealed (22.7.2004) by [Statute Law \(Repeals\) Act 2004 \(c. 14\)](#), [Sch. 1 Pt. 10](#) Group 2

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government Act 1985, Part VIII.