STATUTORY RULES OF NORTHERN IRELAND

2015 No. 183

LOCAL GOVERNMENT

The Local Government (Constituting a Joint Committee a Body Corporate) Order (Northern Ireland) 2015

Made - - - -	*25th March 2015*
Coming into operation	*1st April 2015*

The Department of the Environment makes the following Order in exercise of the powers conferred by section 19(9) of the Local Government Act (Northern Ireland) 1972(**1**) and sections 14(2) and 122(2) of the Local Government Act (Northern Ireland) 2014(**2**). In accordance with section 127(1) of the Local Government Act (Northern Ireland) 2014, the Department has consulted district councils and such associations or bodies representative of councils; such associations or bodies representative of officers of councils; and such other persons or bodies as appear to be appropriate.

Citation and commencement

1. This Order may be cited as The Local Government (Constituting a Joint Committee a Body Corporate) Order (Northern Ireland) 2015 and shall come into operation on 1st April 2015.

Interpretation

2. In this Order—

"the Act" means the Local Government Act (Northern Ireland) 2014;

"the 2012 Order" means the Local Government (Constituting Joint Committees as Bodies Corporate) Order (Northern Ireland) 2012(**3**);

"existing arc21" means the arc21 constituted under Article 3(1) of the 2012 Order;

"arc21" means the arc21 constituted under Article 3 of this Order;

"SWaMP2008" means the body corporate constituted under Article 3(2) of the 2012 Order;

"the joint committee" means the committee appointed under section 11(1) of the Act by participant councils for the purpose of discharging any functions in pursuance of the arrangements made under Part 4 of that Act;

(**1**) 1972 c.9 (N.I.)
(**2**) 2014 c.8(N.I.)
(**3**) S.R. 2012 No. 10

"the arrangements" means the arrangements made by the participant councils to form a joint committee to implement the waste management plan;

"the former councils" means Antrim Borough Council, Ards Borough Council, Ballymena Borough Council, Belfast City Council, Carrickfergus Borough Council, Castlereagh Borough Council, Down District Council, Larne Borough Council, Lisburn City Council, Newtownabbey Borough Council, and North Down Borough Council;

"the participant councils" means the councils for the districts of Antrim and Newtownabbey, North Down and Ards, Mid and East Antrim, Belfast, Lisburn and Castlereagh, and Newry, Mourne and Down;

"the waste management plan" means the sub-regional waste management plan jointly determined by the former councils, pursuant to Article 23 of the Waste and Contaminated Land (Northern Ireland) Order 1997(**4**) and references to the waste management plan shall be construed as references to the plan as revised or replaced from time to time.

Constitution of a joint committee as a body corporate

3.—(1) The joint committee, which is made up of the participant councils, shall be constituted as a body corporate and shall be known as arc21 and section 19 of the Interpretation Act (Northern Ireland) 1954(**5**) shall apply to it.

(2) arc21 shall be constituted for the purposes of undertaking any functions in pursuance of the arrangements made under Part 4 of the Act.

Financial administration and subscriptions

4. Part 1 (financial administration) and section 41 (subscriptions to certain local government associations and other bodies) of the Local Government Finance Act (Northern Ireland) 2011(**6**) shall apply to arc21 as they apply to a council as if—

(a) reference to a council included a reference to arc21;

(b) reference to members and officers of councils included a reference to members and officers of arc21;

(c) reference to the chief financial officer included a reference to the chief executive;

(d) reference to the general fund included a reference to general reserves;

(e) reference to standing orders included a reference to the arrangements; and

(f) reference to the clerk included a reference to the chief executive.

Power of acquiring, holding or disposing of land or entering into contracts

5. Sections 95 to 99 of the Local Government Act (Northern Ireland) 1972(**7**) (land and contracts) shall apply to arc21 as they apply to a council as if—

(a) reference to a council included a reference to arc21;

(b) reference to standing orders included a reference to the arrangements.

(**4**) S.I. 1997/2778 (N.I. 19)
(**5**) 1954 c.33 (N.I.)
(**6**) 2011 c.10 (N.I.)
(**7**) 1972 c.9 (N.I.)