STATUTORY RULES OF NORTHERN IRELAND

2012 No. 271

LOCAL GOVERNMENT

Local Government Best Value (Exclusion of Non-commercial Considerations) Order (Northern Ireland) 2012

Laid before the Assembly in draft

Made - - - -	*4th July 2012*
Coming into operation	*4th July 2012*

The Department of the Environment makes the following Order in exercise of the powers conferred by sections 2(1) and (2) of the Local Government (Best Value) Act (Northern Ireland) 2002(**1**).

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Local Government Best Value (Exclusion of Non-commercial Considerations) Order (Northern Ireland) 2012 and shall come into operation on 4th July 2012.

(2) In this Order—

"the 1992 Order" means the Local Government (Miscellaneous Provisions) (Northern Ireland) Order 1992(**2**);

"the 2002 Act" means the Local Government (Best Value) Act (Northern Ireland) 2002; and

"public supply or works contract" means a contract for the supply of goods or materials, for the supply of services or for the execution of works.

Matters not to be non-commercial matters

2. The matters specified in Article 19(4)(a) (district council contracts: exclusion of non-commercial considerations) and the conduct of contractors or workers in industrial disputes between them as specified in Article 19(4)(d) of the 1992 Order shall cease to be non-commercial matters for the purposes of Article 19 of that Order(**3**)—

(a) to the extent that a district council considers it necessary or expedient, in order to permit or facilitate compliance with the requirements of the 2002 Act, to exercise the functions

(**1**) 2002 c. 4 (NI)
(**2**) SI 1992/810 (N.I. 6)
(**3**) Section 19 was amended by paragraph 6 of Schedule 2 to the Race Relations (Northern Ireland) Order 1997 (SI 1997/869 (N.I. 6)).