



Local Government Act 1972

1972 CHAPTER 70

PART XI

GENERAL PROVISIONS AS TO LOCAL AUTHORITIES

Byelaws

[^{F1}236B Revocation of byelaws

- (1) This section applies to—
 - (a) a local authority [^{F2}in England];
 - (b) the Greater London Authority;
 - (c) Transport for London;
 - [^{F3}(d) an Integrated Transport Authority for an integrated transport area in England][^{F4};
 - (e) a combined authority];
 - [^{F5}(f) a combined county authority.]
 - (2) Such an authority may make a byelaw under this section to revoke a byelaw made by the authority.
 - (3) The power under subsection (2) may be exercised only where the authority has no other power to revoke the byelaw.
 - (4) The confirming authority in relation to a byelaw made under this section shall be—
 - [^{F6}(a)
 - (b) [^{F7}... the Secretary of State.
- [Subsection (4)(b) does not apply to byelaws of a class prescribed by regulations under [^{F8}(4A) section 236A(1).]
- (5) The Secretary of State may, in relation to England, by order revoke any byelaw which appears to him to have become spent, obsolete or unnecessary.

Changes to legislation: Local Government Act 1972, Section 236B is up to date with all changes known to be in force on or before 26 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

^{F9}(6)

(7) An order under this section may make—

- (a) such incidental, consequential, transitional or supplemental provision (including provision amending, repealing or revoking enactments) as the person making the order considers appropriate, and
- (b) different provision for different areas, including different provision for different localities and for different authorities.

(8) A statutory instrument containing an order under this section which amends or repeals any provision of an Act may not be made by the Secretary of State unless a draft of the instrument containing the order has been laid before, and approved by a resolution of, each House of Parliament.

(9) Otherwise, a statutory instrument containing an order made by the Secretary of State under this section shall be subject to annulment in pursuance of a resolution of either House of Parliament.

^{F10}(10)

^{F11}(11)]

Textual Amendments

- F1** S. 236B inserted (27.1.2010) by Local Government and Public Involvement in [Health Act 2007](#) (c. 28), [ss. 134, 245\(5\)](#); [S.I. 2010/112](#), [art. 2\(f\)](#)
- F2** Words in s. 236B(1)(a) inserted (8.5.2018) by [Local Government Byelaws \(Wales\) Act 2012](#) (anaw 2), s. 22(2), [Sch. 2 para. 9\(4\)\(a\)](#) (as amended by 2013 anaw 4, s. 75(2)(d), Sch. 1 para. 6); [S.I. 2018/550](#), art. 2
- F3** S. 236B(1)(d) substituted (9.2.2009) by [Local Transport Act 2008](#) (c. 26), ss. 77, 134, [Sch. 4 para. 48\(3\)](#); [S.I. 2009/107](#), [art. 2\(1\)](#); Sch. 1 Pt. 1
- F4** S. 236B(1)(e) inserted (17.12.2009) by [Local Democracy, Economic Development and Construction Act 2009](#) (c. 20), ss. 119, 148(6), [Sch. 6 para. 35](#); [S.I. 2009/3318](#), [art. 2\(c\)](#)
- F5** S. 236B(1)(f) inserted (26.12.2023) by [Levelling-up and Regeneration Act 2023](#) (c. 55), s. 255(2)(c), [Sch. 4 para. 48](#) (with s. 247)
- F6** S. 236B(4)(a) omitted (8.5.2018) by virtue of [Local Government Byelaws \(Wales\) Act 2012](#) (anaw 2), s. 22(2), [Sch. 2 para. 9\(4\)\(b\)\(i\)](#) (as amended by 2013 anaw 4, s. 75(2)(d), Sch. 1 para. 6); [S.I. 2018/550](#), art. 2
- F7** Words in s. 236B(4)(b) omitted (8.5.2018) by virtue of [Local Government Byelaws \(Wales\) Act 2012](#) (anaw 2), s. 22(2), [Sch. 2 para. 9\(4\)\(b\)\(ii\)](#) (as amended by 2013 anaw 4, s. 75(2)(d), Sch. 1 para. 6); [S.I. 2018/550](#), art. 2
- F8** S. 236B(4A) inserted (E.) (3.3.2016) by [The Byelaws \(Alternative Procedure\) \(England\) Regulations 2016](#) (S.I. 2016/165), reg. 1(1), [Sch. 2 para. 5\(3\)](#)
- F9** S. 236B(6) omitted (8.5.2018) by virtue of [Local Government Byelaws \(Wales\) Act 2012](#) (anaw 2), s. 22(2), [Sch. 2 para. 9\(4\)\(c\)](#) (as amended by 2013 anaw 4, s. 75(2)(d), Sch. 1 para. 6); [S.I. 2018/550](#), art. 2
- F10** S. 236B(10) omitted (8.5.2018) by virtue of [Local Government Byelaws \(Wales\) Act 2012](#) (anaw 2), s. 22(2), [Sch. 2 para. 9\(4\)\(e\)](#) (as amended by 2013 anaw 4, s. 75(2)(d), Sch. 1 para. 6); [S.I. 2018/550](#), art. 2
- F11** S. 236B(11) omitted (8.5.2018) by virtue of [Local Government Byelaws \(Wales\) Act 2012](#) (anaw 2), s. 22(2), [Sch. 2 para. 9\(4\)\(e\)](#) (as amended by 2013 anaw 4, s. 75(2)(d), Sch. 1 para. 6); [S.I. 2018/550](#), art. 2

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Modifications etc. (not altering text)

- C1** Ss. 236-238 applied (with modifications) (1.4.2010) by [The Conservation of Habitats and Species Regulations 2010 \(S.I. 2010/490\)](#), regs. 1(2), **31(2)** (with reg. 125)
- C2** Ss. 236-237 applied (30.11.2017) by [The Conservation of Habitats and Species Regulations 2017 \(S.I. 2017/1012\)](#), regs. 1(2), **33(2)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 80(3B) omitted by [2021 asc 1 Sch. 2 para. 1\(3\)\(c\)](#)
- s. 101(6ZA) inserted by [2023 c. 55 Sch. 12 para. 2](#)
- s. 123(2C) inserted by [2023 c. 55 s. 75](#)
- s. 131(2)(n) and word inserted by [2023 asc 3 Sch. 13 para. 16](#)