

Status: Point in time view as at 30/09/2013.

Changes to legislation: There are currently no known outstanding effects for the Local Government (Democracy) (Wales) Act 2013, SCHEDULE 1. (See end of Document for details)

SCHEDULE 1

(as introduced by section 73(1))

MINOR AND CONSEQUENTIAL AMENDMENTS

Local Government Act 1972 (c. 70)

- 1 (1) The 1972 Act is amended as follows.
- (2) In section 25(2) (term of office and retirement of councillors), after “Part IV of this Act” insert “ or Part 3 of the Local Government (Democracy) (Wales) Act 2013 (anaw 4) ”.
- (3) In section 30 (restriction on community applications during and after reviews)—
 - (a) in subsection (1), after paragraph (b) insert—

“(ba) during the period of two years beginning with the coming into force of an order relating to the community under Part 3 of the Local Government (Democracy) (Wales) Act 2013 consequent on recommendations made under that Part by the Local Democracy and Boundary Commission for Wales”,
 - (b) in subsection (3)—
 - (i) for “Welsh Commission” substitute “ Local Democracy and Boundary Commission for Wales ”,
 - (ii) after “Act” insert “ or Part 3 of the Local Government (Democracy) (Wales) Act 2013 ”.
- (4) In section 31(2) (supplementary provision about community council orders), for the words from “68” to the end substitute “ 44 of the Local Government (Democracy) (Wales) Act 2013 is to apply as if the order were made under Part 3 of that Act. ”.
- (5) In section 70 (restriction on promotion of Bills for changing local government areas, etc.) —
 - (a) in subsection (1), after “local authority” insert “ in England ”,
 - (b) in subsection (3), after “local authority” insert “ in England ”.
- (6) In section 73(1) (alteration of local boundaries consequent on alteration of water-course), after “local government” insert “ in England ”.
- (7) In section 74 (change of name of county, district or London borough)—
 - (a) in subsection (3)(a), for “the Secretary of State” substitute “ the relevant Minister ”,
 - (b) in subsection (3)(b), for “the Secretary of State” substitute “ the relevant Minister ”,
 - (c) after subsection (3) insert—

“(3A) Where any change of name under this section relates to a Welsh principal area, notice must also be sent to the Local Democracy and Boundary Commission for Wales.”.
 - (d) after subsection (7) insert—

“(8) In this section the “relevant Minister” is—

 - (a) in relation to the change of name of a Welsh principal area, the Welsh Ministers, and

Status: Point in time view as at 30/09/2013.

Changes to legislation: There are currently no known outstanding effects for the Local Government (Democracy) (Wales) Act 2013, SCHEDULE 1. (See end of Document for details)

- (b) in relation to any other change of name, the Secretary of State.”.
- (8) In section 76(2)(a) (change of name of a community), for “Secretary of State,” substitute “ Welsh Ministers, to the Local Democracy and Boundary Commission for Wales, ”.
- (9) In section 246(9) (preservation of powers, privileges and rights of existing cities or boroughs), for “Part IV of this Act” substitute “ Part 3 of the Local Government (Democracy) (Wales) Act 2013 ”.
- (10) In section 239(1) (power to promote or oppose local or personal Bills)—
 - (a) for “local authority, other than a parish or community council” substitute “ local authority in England, other than a parish council ”, and
 - (b) after “local authority” where it second occurs, insert “ in England ”.

Police Act 1996 (c. 16)

- 2 In section 1(2)(a) of the Police Act 1996 (police areas), for “section 58 of the Local Government Act 1972,” substitute “ section 45 of the Local Government (Democracy) (Wales) Act 2013, ”.

Public Services Ombudsman (Wales) Act 2005 (c. 10)

- 3 In Schedule 3 to the Public Services Ombudsman (Wales) Act 2005 (listed authorities), after the entry for “Comisiynydd y Gymraeg (the Welsh Language Commissioner)” insert— “ The Local Democracy and Boundary Commission for Wales. ”.

Welsh Language (Wales) Measure 2011 (nawm 1)

- 4 In Schedule 6 to the Welsh Language (Wales) Measure 2011 (public bodies etc: standards), in column 1, for the entry for “The Local Government and Boundary Commission for Wales (“Comisiwn Ffiniau Llywodraeth Leol i Gymru”)” substitute “ The Local Democracy and Boundary Commission for Wales (“Comisiwn Ffiniau a Democratiaeth Leol Cymru”) ”.

Police Reform and Social Responsibility Act 2011 (c. 13)

- 5 In section 72(3) of the Police Reform and Social Responsibility Act 2011 (amendment of police areas: term of office of commissioner), for paragraph (c) substitute—
 - “(c) an order under section 45 of the Local Government (Democracy) (Wales) Act 2013 (anaw 4) (recommendations for changes to police areas) which alters the boundary of any police area in Wales;”.

Local Government Byelaws (Wales) Act 2012 (anaw 2)

- 6 In paragraph 9 of Schedule 2 to the Local Government Byelaws (Wales) Act 2012 (minor and consequential amendments), in sub-paragraph (4), for “236A (alternative procedure for certain byelaws)” substitute “ 236B (revocation of byelaws) ”.

Status:

Point in time view as at 30/09/2013.

Changes to legislation:

There are currently no known outstanding effects for the Local Government (Democracy) (Wales) Act 2013, SCHEDULE 1.