



# Welsh Language (Wales) Measure 2011

## 2011 nawm 1

### PART 5

#### ENFORCEMENT OF STANDARDS

### CHAPTER 2

#### SETTLEMENT AGREEMENTS

#### 91 Settlement agreements

- (1) A reference to a settlement agreement between the Commissioner and a person (D) in relation to D's failure to comply with a standard (the "relevant failure") is a reference to an agreement which contains—
  - (a) an undertaking by D to do one or more of the following—
    - (i) not to fail to comply with one or more standards;
    - (ii) to take particular action (which may include, but is not limited to, the preparation of a plan of steps to be taken);
    - (iii) to refrain from taking particular action; and
  - (b) an undertaking by the Commissioner not to take enforcement action in respect of the relevant failure.
- (2) A settlement agreement—
  - (a) may include incidental or supplemental provision (which may include, but is not limited to, provision for termination in specified circumstances), and
  - (b) may be varied or terminated by agreement of the Commissioner and D.
- (3) D is not to be taken to have admitted the relevant failure by reason only of entering into a settlement agreement.
- (4) Subsection (1) applies for the purposes of this Measure.