



Public Audit (Wales) Act 2004

2004 CHAPTER 23

PART 2

LOCAL GOVERNMENT BODIES IN WALES

CHAPTER 4

GENERAL

53 Rights of Auditor General for Wales to documents and information: offences

- (1) A person commits an offence if without reasonable excuse he fails to comply with a requirement imposed by the Auditor General for Wales under section 52(4).
- (2) A person guilty of an offence under subsection (1) is liable on summary conviction—
 - (a) to a fine not exceeding level 3 on the standard scale, and
 - (b) to an additional fine not exceeding £20 for each day on which the offence continues after he has been convicted of it.
- (3) Subsection (4) applies if—
 - (a) a person is convicted of an offence under subsection (1), and
 - (b) expenses are incurred by the Auditor General for Wales [^{F1}or the Wales Audit Office] in connection with proceedings for the offence.
- (4) The expenses may be recovered [^{F2}by the Wales Audit Office] from the convicted person or an appropriate person, to the extent that they are not recovered from any other source.
- (5) An appropriate person is a person who controlled the document referred to in section 52(5) at the time the requirement was imposed.

Changes to legislation: *There are currently no known outstanding effects for the Public Audit (Wales) Act 2004, Section 53. (See end of Document for details)*

Textual Amendments

- F1** Words in s. 53(3)(b) inserted (1.4.2014) by [Public Audit \(Wales\) Act 2013 \(anaw 3\)](#), s. 35(2), [Sch. 4 para. 54\(2\)](#) (with [Sch. 3 paras. 2, 3](#)); S.I. 2013/1466, art. 3(1)
- F2** Words in s. 53(4) inserted (1.4.2014) by [Public Audit \(Wales\) Act 2013 \(anaw 3\)](#), s. 35(2), [Sch. 4 para. 54\(3\)](#) (with [Sch. 3 paras. 2, 3](#)); S.I. 2013/1466, art. 3(1)

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