



# Public Services Ombudsman (Wales) Act 2005

## 2005 CHAPTER 10

### PART 2

#### INVESTIGATION OF COMPLAINTS [<sup>F1</sup>RELATING TO LISTED AUTHORITIES]

##### *Matters which may be investigated*

#### 10 Other excluded matters

- (1) The Ombudsman may not investigate [<sup>F1</sup>under this Part] a matter specified in Schedule 2.
- (2) The [<sup>F2</sup>Welsh Ministers] may by order amend Schedule 2 by—
  - (a) adding an entry;
  - (b) removing an entry;
  - (c) changing an entry.
- (3) Before making an order under subsection (2), the [<sup>F2</sup>Welsh Ministers] must consult the Ombudsman.
- [<sup>F3</sup>(3A) No order is to be made under subsection (2) unless a draft of the statutory instrument containing it has been laid before, and approved by a resolution of, the Assembly.]
- (4) Subsection (1) does not prevent the Ombudsman from investigating action of a listed authority in operating a procedure established to examine complaints or review decisions.

#### Textual Amendments

- F1** Words in s. 10(1) inserted (1.11.2014) by [Social Services and Well-being \(Wales\) Act 2014 \(anaw 4\)](#), s. 199(2), [Sch. 3 para. 19](#); S.I. 2014/2718, art. 2(b)

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**Changes to legislation:** There are currently no known outstanding effects for the Public Services Ombudsman (Wales) Act 2005, Section 10. (See end of Document for details)

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- F2** Words in s. 10 substituted by [Government of Wales Act 2006 \(c. 32\), s. 160\(1\), Sch. 10 para. 71\(2\)](#) (with [Sch. 11 para. 22](#)), the amending provision coming into force immediately after "the 2007 election" (held on 3.5.2007) subject to s. 161(4)(5) of the amending Act, which provides for certain provisions to come into force for specified purposes immediately after the end of "the initial period" (which ended with the day of the first appointment of a First Minister on 25.5.2007) - see ss. 46, 161(1)(4)(5) of the amending Act.
- F3** S. 10(3A) inserted by [Government of Wales Act 2006 \(c. 32\), s. 160\(1\), Sch. 10 para. 71\(3\)](#) (with [Sch. 11 para. 22](#)), the amending provision coming into force immediately after "the 2007 election" (held on 3.5.2007) subject to s. 161(4)(5) of the amending Act, which provides for certain provisions to come into force for specified purposes immediately after the end of "the initial period" (which ended with the day of the first appointment of a First Minister on 25.5.2007) - see ss. 46, 161(1)(4)(5) of the amending Act.

**Changes to legislation:**

There are currently no known outstanding effects for the Public Services Ombudsman (Wales) Act 2005, Section 10.