

Changes to legislation: Government of Wales Act 2006, Cross Heading: Agreement or consultation: Ministers and Parliament is up to date with all changes known to be in force on or before 24 April 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

SCHEDULES

SCHEDULE 3

TRANSFER ETC. OF FUNCTIONS: FURTHER PROVISIONS

PART 2

EXERCISE OF TRANSFERRED FUNCTIONS

Modifications etc. (not altering text)

- C1** Sch. 3 Pt. 2 applied (with modifications) (1.4.2018) by [Wales Act 2017 \(c. 4\)](#), **ss. 31**, 71(4) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179](#), reg. 3(g)
- C1** Sch. 3 Pt. 2 applied (1.4.2018) by [Wales Act 2017 \(c. 4\)](#), **ss. 54(3)(a)**, 71(4) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/1179](#), reg. 3(l)

Agreement or consultation: Ministers and Parliament

- 6 An Order in Council under section 58 which includes provision—
- (a) transferring to the Welsh Ministers, the First Minister or the Counsel General any function so far as exercisable by a Minister of the Crown ^{F1}..., or
- (b) directing that any function is to be exercisable by the Welsh Ministers, the First Minister or the Counsel General ^{F1}... concurrently with the Minister of the Crown by whom it is exercisable,
- may provide that (either generally or to such extent as may be specified in the Order in Council) the function may be exercised by the Welsh Ministers, the First Minister or the Counsel General only with the agreement of, or after consultation with, a Minister of the Crown.

Textual Amendments

- F1** Words in Sch. 3 para. 6(a)(b) omitted (8.1.2018) by virtue of [Wales Act 2017 \(c. 4\)](#), **ss. 21(2)**, 71(4) (with [Sch. 7 paras. 1, 6](#)); [S.I. 2017/893](#), reg. 2

Commencement Information

- I1** This provision in force immediately after "the 2007 election" by s. 161(1) (subject to s. 161(4)(5))

- 7 (1) This paragraph applies where a function is exercisable by a Minister of the Crown—
- (a) only with the agreement of, or after consultation with, another Minister of the Crown, or
- (b) only with the authorisation of Parliament or either House of Parliament.

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- (2) If an Order in Council under section 58 includes provision transferring the function to the Welsh Ministers, the First Minister or the Counsel General it is to be exercisable free from that requirement unless the Order in Council provides otherwise.
- (3) If an Order in Council under that section includes provision directing that the function is to be exercisable by the Welsh Ministers, the First Minister or the Counsel General concurrently with the Minister of the Crown by whom it is exercisable, the Order in Council may provide that is to be exercisable free from that requirement.

Commencement Information

I2 This provision in force immediately after "the 2007 election" by s. 161(1) (subject to s. 161(4)(5))

Changes to legislation:

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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. 155A inserted by [2014 c. 29 s. 10](#)
- Sch. 7A Section C15 para. 92 omitted by [2017 c. 4 s. 48\(1\)\(a\)](#)
- Sch. 7A Section C15 para. 93 words omitted by [2017 c. 4 s. 48\(1\)\(b\)](#)
- Sch. 7B para. 10(2)(o) inserted by [2022 c. 30 s. 143](#)
- Sch. 7B para. 11(6)(b)(x) repealed by [2023 c. 54 Sch. 11 para. 1\(b\)](#)
- Sch. 7B para. 11(6)(b)(x) word omitted by [2023 c. 54 s. 118\(c\)](#)