



# Local Government (Democracy) (Wales) Act 2013

2013 anaw 4

## PART 3

### ARRANGEMENTS FOR LOCAL GOVERNMENT

#### CHAPTER 5

##### IMPLEMENTATION FOLLOWING REVIEW

###### *Non-ministerial implementation*

### **38 Implementation of community boundary change**

- (1) The Commission may, after receiving a report containing recommendations for change from a principal council in relation to a review conducted under section 25—
  - (a) by order implement the recommendations without modification,
  - (b) by order implement the recommendations with such modification as may be agreed with the principal council, or
  - (c) in the circumstances described in section 26(2)(b)(ii) or (iii), conduct its own review.
- (2) No order may be made under subsection (1) until the expiry of a period of 6 weeks beginning with the date on which the Commission receives the principal council's recommendations.
- (3) An order under subsection (1) which contains changes to the electoral arrangements of a principal area may be made only with the consent of the Welsh Ministers.
- (4) The principal council which made the recommendations must provide the Commission with such further information in relation to the recommendations or the procedure followed as it may reasonably require.

### **39 Implementation of community electoral arrangements change**

- (1) A principal council may by order implement the changes described in a report prepared by the council under section 36(4).
- (2) No order may be made under subsection (1) until the expiry of a period of 6 weeks beginning with the date on which the principal council published its report.
- (3) A principal council may, after receiving a report containing recommendations for change from the Commission in relation to a review under section 32—
  - (a) by order implement the recommendations without modification,
  - (b) by order implement the recommendations with such modification as may be agreed with the Commission,
  - (c) decide to take no action and notify the Commission accordingly.
- (4) No order may be made under subsection (3) until the expiry of a period of 6 weeks beginning with the date on which the council receives the report.
- (5) An order under subsection (1) or (3) which contains changes to the electoral arrangements of a principal area may be made only with the consent of the Welsh Ministers.
- (6) Subsection (7) applies where—
  - (a) the principal council has notified the Commission that it does not intend to take any action in respect of the recommendations, or
  - (b) the principal council has not made an order (with or without modification) within the period of 6 months beginning with the date on which the council received the Commission’s recommendations.
- (7) The Commission may request the Welsh Ministers implement the recommendations under section 37.