



Well-being of Future Generations (Wales) Act 2015

2015 anaw 2

PART 4

PUBLIC SERVICES BOARDS

CHAPTER 2

IMPROVING LOCAL WELL-BEING

Local well-being assessments

37 Assessments of local well-being

- (1) A public services board must prepare and publish an assessment of the state of economic, social, environmental and cultural well-being in its area.
- (2) Each board must publish the assessment no later than one year before the date on which a local well-being plan is to be published under subsection ^{F1}... (7) of section 39.
- (3) An assessment must—
 - (a) set out which community areas comprise the area of the board;
 - (b) include an analysis of the state of well-being in each community area and in the area as a whole;
 - (c) include an analysis of the state of well-being of the people in the area;
 - (d) include any further analysis that the board carries out by reference to criteria set and applied by it for the purpose of assessing economic, social, environmental and cultural well-being in the area or in any community situated in the area;
 - (e) include predictions of likely future trends in the economic, social, environmental and cultural well-being of the area;

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- (f) include any other related analytical data and information that the board considers appropriate.
- (4) An analysis referred to in subsection (3)—
- (a) must refer to any national indicators published under section 10;
 - (b) must refer to a future trends reports under section 11 to the extent that it is relevant to the assessment of well-being in the area.
- (5) The community areas that comprise the area of a board are to be determined—
- (a) in accordance with regulations made by the Welsh Ministers, or
 - (b) if no such regulations have been made, by the board.
- (6) The analysis referred to in subsection (3)(c) may include analyses of particular categories of persons determined by the board by reference to—
- (a) the fact that persons are vulnerable or otherwise disadvantaged for the same or similar reasons;
 - (b) the persons possessing a common protected characteristic within the meaning of Chapter 1 of Part 2 of the Equality Act 2010 (c.15);
 - (c) the persons being children (persons under the age of 18);
 - (d) the persons being young people entitled to support under sections 105 to 115 of the Social Services and Well-being (Wales) Act 2014 (anaw 4) as described in section 104 of that Act;
 - (e) whether the persons—
 - (i) may have need for care and support (as described in Part 3 of the Social Services and Well-being (Wales) Act 2014) (anaw 4)); or
 - (ii) provide or intend to provide care and support for persons who may need it;
 - (f) any other common factor the Board considers appropriate in describing a category of persons.
- (7) Each board must send a copy of its assessment to—
- (a) the Welsh Ministers;
 - (b) the Commissioner;
 - (c) the Auditor General for Wales;
 - (d) the local authority's overview and scrutiny committee.

Textual Amendments

F1 Words in s. 37(2) omitted (20.3.2021) by virtue of [Local Government and Elections \(Wales\) Act 2021](#) (asc 1), s. 175(3)(q), [Sch. 14 para. 1\(3\)](#)

Commencement Information

II S. 37 in force at 1.4.2016 by [S.I. 2016/86](#), [art. 3](#)

38 Preparation of assessments

- (1) Before publishing its assessment under section 37, a public services board must consult—
- (a) the Commissioner;
 - (b) the board's invited participants;

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- (c) its other partners;
 - (d) such of the persons who received but did not accept an invitation from the board under section 30 as the board considers appropriate;
 - (e) the local authority's overview and scrutiny committee;
 - (f) any relevant voluntary organisation as the board considers appropriate;
 - (g) representatives of persons resident in its area;
 - (h) representatives of persons carrying on business in its area;
 - (i) trade unions representing workers in its area;
 - (j) such persons with an interest in the maintenance and enhancement of natural resources in the board's area, as the board considers appropriate;
 - (k) any other persons who, in the opinion of the board, are interested in the improvement of the area's economic, social, environmental and cultural well-being.
- (2) As part of the consultation under subsection (1), each board must provide each consultee with a draft of its assessment.
- (3) In preparing its assessment, each board must take each of the following into account—
- (a) the report containing an assessment of the risks for the United Kingdom of the current and predicted impact of climate change most recently sent to the Welsh Ministers under section 56(6) of the Climate Change Act 2008 (c.27);
 - (b) the most recent review of the sufficiency of nursery education provision for the local authority area carried out under section 119(5)(a) of the School Standards and Frameworks Act 1998 (c.31);
 - (c) the most recent assessment of the sufficiency of the provision of childcare in the local authority area carried out in accordance with regulations made under section 26(1) of the Childcare Act 2006 (c.21);
 - (d) the most recent assessment of the sufficiency of play opportunities in the local authority area carried out under section 11(1) of the Children and Families (Wales) Measure 2010 (nawm 1);
 - (e) the most recent assessment carried out by the local authority in conjunction with a Local Health Board under section 14 of the Social Services and Well-being (Wales) Act 2014 (anaw 4) (assessment of needs for care and support, support for carers and preventative services);
 - (f) the most recent strategic assessment prepared in accordance with regulations under section 6 of the Crime and Disorder Act 1998 (c.37) relating to reducing crime and disorder in the local authority area;
 - (g) the most recent strategic assessment prepared in accordance with regulations under that section relating to combating substance misuse in the local authority area;
 - [^{F2}(ga) each area statement under section 11 of the Environment (Wales) Act 2016 (if any) which relates to any part of the local authority's area;]
 - (h) the most recent strategic assessment prepared in accordance with regulations under that section relating to the reduction of reoffending in the local authority area;
 - (i) such other review or assessment in relation to the local authority area as may be prescribed by the Welsh Ministers in regulations (or such other analysis as may be designated in such regulations as a review or assessment for the purposes of this section).

Changes to legislation: There are currently no known outstanding effects for the Well-being of Future Generations (Wales) Act 2015, Cross Heading: Local well-being assessments. (See end of Document for details)

Textual Amendments

- F2** S. 38(3)(ga) inserted (21.5.2016) by Environment (Wales) Act 2016 (anaw 3), s. 88(2)(a), **Sch. 2 para. 10(3)**
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Commencement Information

- I2** S. 38 in force at 1.4.2016 by S.I. 2016/86, **art. 3**

Changes to legislation:

There are currently no known outstanding effects for the Well-being of Future Generations (Wales) Act 2015, Cross Heading: Local well-being assessments.