



Local Government and Elections (Wales) Act 2021

2021 asc 1

PART 9 **E+W**

MISCELLANEOUS

Public services boards

165 Merging and demerging public services boards under the Well-being of Future Generations (Wales) Act 2015 **E+W**

- (1) In Part 4 of the Well-being of Future Generations (Wales) Act 2015 (anaw 2), section 47 (merger of public services boards) is amended as follows.
- (2) Omit subsection (3) (requirement that the same Local Health Board is a member of each merging public services board).
- (3) After subsection (4) insert—
 - “(5) A merged board must, as soon as reasonably practicable after it is established, review—
 - (a) the local well-being plans in effect for its area immediately before it was established, and
 - (b) the local objectives set out in those plans.
 - (6) As soon as reasonably practicable after a review under subsection (5), the board must prepare and publish a local well-being plan for its area which may adopt the plans and objectives mentioned in subsection (5)(a) and (b)—
 - (a) to the extent the board considers appropriate, and
 - (b) subject to such amendments and revisions as the board considers appropriate.

Changes to legislation: There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Cross Heading: Public services boards. (See end of Document for details)

- (7) A merged board may, if it considers that it would assist in contributing to the achievement of the well-being goals—
 - (a) demerge, or
 - (b) partially demerge (if three or more separate boards merged in the creation of the merged board).
 - (8) The Welsh Ministers may, if they consider that it would assist in contributing to the achievement of the well-being goals, direct a merged board to—
 - (a) demerge, or
 - (b) partially demerge (if three or more separate boards merged in the creation of the merged board).
 - (9) For the purposes of subsections (7) and (8), a merged board—
 - (a) demerges if it ceases to exist and a separate public services board is established for the area of each local authority that was a member of the merged board;
 - (b) partially demerges if—
 - (i) it continues to exist as the public services board for the areas of two or more local authorities, and
 - (ii) a separate public services board is established for the area of each local authority that has ceased to be a member of the merged board.
 - (10) A public services board established after a demerger or partial demerger must, as soon as reasonably practicable after it is established, review—
 - (a) the local well-being plan in effect for its area immediately before it was established, and
 - (b) the local objectives set out in that plan.
 - (11) As soon as reasonably practicable after a review under subsection (10), the board must prepare and publish a local well-being plan for its area which may adopt the plan and objectives mentioned in subsection (10)(a) and (b)—
 - (a) to the extent the board considers appropriate, and
 - (b) subject to such amendments and revisions as the board considers appropriate.
 - (12) Before publishing a plan under subsection (6) or (11), a board must consult—
 - (a) the Commissioner;
 - (b) the Welsh Ministers;
 - (c) such other persons as the board considers appropriate.
 - (13) A board must send a copy of a local well-being plan published under subsection (6) or (11) to the persons mentioned in section 44(6).”
- (4) Schedule 14 makes amendments to Acts and Measures in consequence of subsection (3).

Changes to legislation:

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