
Changes to legislation: There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Paragraph 5. (See end of Document for details)

SCHEDULE 12

RESTRAINTS ON TRANSACTIONS AND RECRUITMENT ETC. BY MERGING COUNCILS AND RESTRUCTURING COUNCILS

Directions: consequences of contravention

- 5 (1) An acquisition or disposal made in contravention of a direction given under paragraph 1 is void.
- (2) A contract (including a contract for employment) or agreement entered into in contravention of a direction given under paragraph 1 is unenforceable.
- (3) A grant or other financial assistance given, or a loan made, in contravention of a direction given under paragraph 1 is repayable.
- (4) If a merging council or restructuring council includes financial reserves in a calculation under section 32 of the Local Government Finance Act 1992 (c. 14) in contravention of a direction given under paragraph 1, the council is to be treated for the purposes of section 30(8) of that Act as not having made the calculations required by Chapter 3 of Part 1 of that Act.

Commencement Information

- I1** Sch. 12 para. 5 in force at 21.1.2021 for specified purposes, see s. 175(1)(f)(2)(b)(ii)(m)(7)
- I2** Sch. 12 para. 5 in force at 1.4.2021 in so far as not already in force by S.I. 2021/297, art. 2(j)

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