



# Local Government and Elections (Wales) Act 2021

2021 asc 1

## PART 6

### PERFORMANCE AND GOVERNANCE OF PRINCIPAL COUNCILS

#### CHAPTER 1

##### PERFORMANCE, PERFORMANCE ASSESSMENTS AND INTERVENTION

###### *Intervention by the Welsh Ministers*

#### **104 Powers of the Welsh Ministers to intervene**

- (1) The Welsh Ministers may give an intervention direction to or in relation to a principal council if they consider that—
  - (a) it is likely that the council is not meeting the performance requirements, or
  - (b) the council is not meeting the performance requirements.
- (2) But before giving an intervention direction the Welsh Ministers must—
  - (a) provide or attempt to provide support and assistance to the council (which may include directing another council under section 103),
  - (b) consult such persons as the Welsh Ministers consider appropriate, and
  - (c) notify the council that they intend to give the direction.
- (3) A requirement in paragraph (a), (b) or (c) of subsection (2) does not apply if the Welsh Ministers consider that there is an urgent need to give the direction and the urgency is such that it would be appropriate to do so without taking the step set out in the paragraph.

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**Status:** Point in time view as at 01/04/2021.

**Changes to legislation:** There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Section 104. (See end of Document for details)

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(4) In this section, “intervention direction” means a direction under section 105, 106 or 107; and those sections are subject to subsections (1) to (3) of this section.

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**Commencement Information**

**I1** S. 104 in force at 1.4.2021 by [S.I. 2021/297](#), **art. 2(b)**

**Status:**

Point in time view as at 01/04/2021.

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Section 104.