



# Local Government and Elections (Wales) Act 2021

2021 asc 1

## PART 3

### PROMOTING ACCESS TO LOCAL GOVERNMENT

#### CHAPTER 4

##### LOCAL GOVERNMENT MEETINGS

#### **46 Electronic broadcasts of meetings of certain local authorities**

- (1) A principal council must make and publish arrangements for the purpose of ensuring that—
- (a) a broadcast of proceedings at a meeting to which subsection (2) applies is available electronically so that members of the public not in attendance at the meeting can see and hear the proceedings;
  - (b) the proceedings are broadcast as they take place, subject to any specified exceptions;
  - (c) the broadcast is available electronically for a specified period after the meeting.
- (2) This subsection applies to proceedings at a meeting, or any part of a meeting, which is open to the public of—
- (a) a principal council;
  - (b) any of the following specified bodies—
    - (i) the executive of a principal council;
    - (ii) a committee or sub-committee of an executive of a principal council;
    - (iii) a committee or sub-committee of a principal council;
    - (iv) a joint committee, or a sub-committee of a joint committee, of two or more principal councils.

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*Changes to legislation: There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Section 46. (See end of Document for details)*

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- (3) The Welsh Ministers may by regulations make further provision in connection with the broadcast of proceedings at a meeting to which subsection (2) applies.
- (4) In subsections (1) and (2), “specified” means specified in regulations made by the Welsh Ministers.
- (5) If a principal council revises or replaces arrangements made under subsection (1), it must publish the revised or new arrangements.
- (6) A principal council making arrangements required by subsection (1) must have regard to any guidance about the exercise of that function issued by the Welsh Ministers.
- (7) The validity of any proceedings to which subsection (2) applies is not affected by the availability or otherwise of a broadcast (whether as the proceedings take place or afterwards).
- [<sup>F1</sup>(7A) This section applies to a corporate joint committee as it applies to a principal council subject to the following modifications—
- (a) the references to a principal council in subsections (1), (2)(a), (5) and (6) are to be read as references to a corporate joint committee, and
  - (b) subsection (2)(b) is to be treated as if it were substituted as follows—  
 “(b) a sub-committee of a corporate joint committee.”]
- (8) The Welsh Ministers may by regulations make provision for and in connection with ensuring that proceedings at a meeting of an authority listed in subsection (9), or at a meeting of a committee or sub-committee of such an authority, are broadcast electronically.
- (9) The authorities are—
- (a) a fire and rescue authority for an area in Wales;
  - (b) a National Park authority for a National Park in Wales;
  - (c) a joint committee of one or more principal councils and one or more authorities described in paragraph (a) or (b);
  - (d) a joint board which—
    - (i) is constituted under any enactment as a body corporate, and
    - (ii) discharges functions of two or more principal councils.
- (10) Regulations under subsection (3) or (8) may include provision amending, modifying, repealing or revoking any enactment.

#### **Textual Amendments**

**F1** S. 46(7A) inserted (6.5.2022) by [The Corporate Joint Committees \(General\) \(No. 2\) \(Wales\) Regulations 2021 \(S.I. 2021/1349\)](#), regs. 1(3)(b), [27](#)

#### **Commencement Information**

**I1** S. 46(1)(a)(2)(a)(5)-(7) in force at 5.5.2022 by [S.I. 2021/231](#), [art. 6\(f\)](#)

**I2** S. 46(1)(b)(c)(2)(b) in force at 4.3.2021 for specified purposes by [S.I. 2021/231](#), [art. 2\(d\)](#)

**I3** S. 46(1)(b)(c)(2)(b) in force at 5.5.2022 in so far as not already in force by [S.I. 2021/231](#), [art. 6\(f\)](#)

**I4** S. 46(3)(4)(8)-(10) in force at 4.3.2021 by [S.I. 2021/231](#), [art. 2\(e\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Section 46.