



# Local Government and Elections (Wales) Act 2021

2021 asc 1

## PART 4

### LOCAL AUTHORITY EXECUTIVES, MEMBERS, OFFICERS AND COMMITTEES

#### *Executives of principal councils*

#### **57 Appointment of assistants to executive**

- (1) Schedule 1 to the 2000 Act (executive arrangements in Wales: further provision) is amended as follows.
- (2) Before paragraph 4 insert—

#### **3A “Assistants to the executive**

- (1) Executive arrangements by a local authority may make provision for councillors of the authority to be appointed to assist the executive in discharging functions which are the responsibility of the executive.
- (2) Such a councillor is referred to in this Schedule as an assistant to the executive of the authority.
- (3) Assistants to the executive of an authority are to be appointed—
  - (a) in the case of an authority operating a mayor and cabinet executive, by the elected mayor;
  - (b) in the case of an authority operating a leader and cabinet executive (Wales), by the executive leader or the authority.
- (4) Executive arrangements which make provision for the appointment of assistants to an executive may include provision about—
  - (a) the number of assistants that may be appointed,

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**Changes to legislation:** There are currently no known outstanding effects for the Local Government and Elections (Wales) Act 2021, Section 57. (See end of Document for details)

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- (b) their term of office, and
    - (c) their responsibilities.
  - (5) The assistants to the executive of a local authority may not include—
    - (a) the chairman and vice-chairman of the authority;
    - (b) the presiding member and deputy presiding member of the authority (if the authority has a presiding member).
  - (6) An assistant to the executive of an authority is not a member of the executive of the authority.
  - (7) Section 101 of the Local Government Act 1972 (arrangements for discharge of functions by local authorities) does not apply to a local authority's function of making appointments under sub-paragraph (3)(b).”
- (3) In paragraph 5—
- (a) at the beginning insert—
    - “(1) An assistant to the executive of a local authority is entitled to attend, and speak at, any meeting of the executive or of a committee of the executive.
    - (2)”;
  - (b) for “not a member of the authority's executive” substitute “ neither a member of the authority's executive nor an assistant to the executive ”.
- (4) Schedule 6 to this Act makes consequential amendments.

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**Commencement Information**

**II** S. 57 in force at 5.5.2022 by S.I. 2021/231, art. 6(j)

**Changes to legislation:**

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