



# Local Government and Elections (Wales) Act 2021

2021 asc 1

## PART 5

### COLLABORATIVE WORKING BY PRINCIPAL COUNCILS

#### CHAPTER 5

##### FURTHER PROVISION RELATING TO CORPORATE JOINT COMMITTEES AND JOINT COMMITTEE REGULATIONS

###### *Provision in joint committee regulations*

###### **77 Provision that may or must be included in joint committee regulations**

- (1) Joint committee regulations must provide that the senior executive members of the principal councils for the principal areas in the area of the corporate joint committee are members of the committee.
- (2) Where the function of preparing a strategic development plan is specified in joint committee regulations and any part of a National Park is in the area of the corporate joint committee, the regulations must make provision about the membership of the committee by the National Park authority for that National Park.
- (3) Joint committee regulations may, in particular, make provision about—
  - (a) subject to subsections (1) and (2), the composition of a corporate joint committee (including about the co-opting of members to the committee or any sub-committee);
  - (b) the name of a corporate joint committee;
  - (c) the establishment of sub-committees of a corporate joint committee;

- (d) the proceedings of a corporate joint committee and of any sub-committee (including provision about voting rights);
  - (e) powers of a corporate joint committee to arrange for the exercise of its functions by another person;
  - (f) powers of a corporate joint committee to exercise, on behalf of any person, any functions of that person;
  - (g) powers of a corporate joint committee to exercise its functions, other than functions under Part 6 of the [Planning and Compulsory Purchase Act 2004 \(c. 5\)](#), jointly, or otherwise in collaboration, with another person;
  - (h) powers of a corporate joint committee to provide staff, goods, services or accommodation to any person;
  - (i) remuneration, allowances, expenses, pensions or compensation for loss of office for members of a corporate joint committee or of any sub-committee;
  - (j) the funding of a corporate joint committee;
  - (k) the finances of a corporate joint committee, including provision about—
    - (i) the borrowing or lending of money by a corporate joint committee;
    - (ii) the giving or receipt by a corporate joint committee of financial assistance;
    - (iii) the charging of fees by a corporate joint committee;
  - (l) powers of a corporate joint committee to do for a commercial purpose anything it may do in the exercise of its functions;
  - (m) the performance of a corporate joint committee (including making a committee subject to scrutiny by another person);
  - (n) the acquisition, appropriation or disposal of property (real or personal) or rights by a corporate joint committee (including provision for the acquisition of land compulsorily);
  - (o) the commencement of or participation in legal proceedings by a corporate joint committee (including participation in a public inquiry);
  - (p) powers of the Welsh Ministers to give directions to—
    - (i) a corporate joint committee;
    - (ii) a principal council for a principal area in the area of a corporate joint committee;
    - (iii) if the joint committee regulations specify the function of preparing a strategic development plan, the National Park authority for a National Park any part of which is in the area of a corporate joint committee, and about the enforcement of such directions;
  - (q) a corporate joint committee’s power to do things which are to facilitate, or are conducive or incidental to, the exercise of its functions.
- (4) For the purposes of subsection (1), “senior executive member” means—
- (a) in the case of a principal council operating a leader and cabinet executive, the executive leader;
  - (b) in the case of a principal council operating a mayor and cabinet executive, the elected mayor.