



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

Amendment and revocation of joint committee regulations

80 Amendment and revocation of joint committee regulations

- (1) The Welsh Ministers may by regulations amend or revoke joint committee regulations.
- (2) But the Welsh Ministers may make regulations under subsection (1) only if—
 - (a) in the case of regulations that amend regulations made under section 72 (requested joint committee regulations), the conditions set out in section 81 are satisfied;
 - (b) in the case of regulations that amend regulations made under section 74 so as to specify, modify or omit a function, other than so as to—
 - (i) specify, modify or omit a function which relates to improving education or transport;
 - (ii) specify or omit the function of preparing a strategic development plan;
 - (iii) specify or omit the economic well-being function,the conditions set out in section 81 are satisfied;

- (c) in any other case (including the case of regulations that amend regulations under section 74 to impose, modify or omit a prohibition, restriction or other limitation on the exercise of the economic well-being function), the conditions set out in section 82 are satisfied.
- (3) Regulations under subsection (1) may not amend joint committee regulations so as to specify a function unless it is—
 - (a) a function of the principal councils in the corporate joint committee’s area;
 - (b) the economic well-being function;
 - (c) in the case of regulations that amend regulations made under section 74, the function of preparing a strategic development plan.
- (4) Regulations under subsection (1) which amend joint committee regulations so as to specify a function of a principal council must make provision so that the function is either—
 - (a) exercisable by the corporate joint committee instead of by the principal councils in the corporate joint committee’s area, or
 - (b) exercisable concurrently by the corporate joint committee and those principal councils.
- (5) Regulations under subsection (1) may amend joint committee regulations so as to specify a function of a principal council by reference to a particular activity or activities.
- (6) Regulations under subsection (1) which—
 - (a) amend joint committee regulations so as to omit a function specified in those joint committee regulations, or
 - (b) revoke joint committee regulations (so as to abolish the corporate joint committee established by those regulations),may provide that a function which will cease to be exercisable by the corporate joint committee, other than the economic well-being function or the function of preparing a strategic development plan, is to be exercisable by another person.
- (7) The Welsh Ministers may by regulations revoke regulations made under this section.