

These notes refer to the Local Government Byelaws (Wales) Act 2012 (c.2) which received Royal Assent on 29 November 2012

LOCAL GOVERNMENT BYELAWS (WALES) ACT 2012

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Section 4 – Revocation by a legislating authority

5. [Section 4](#) recasts, in part, section 236B of the 1972 Act. It provides a power for a legislating authority to make a byelaw revoking a byelaw it has previously made where, there exists no other power to do so. This will allow legislating authorities to remove obsolete byelaw provisions. A legislating authority will be able to replace an obsolete byelaw (which it revokes pursuant to its powers under section 4) with a new byelaw.
6. Where a legislating authority makes a byelaw in exercise of its powers pursuant to this section, the byelaw does not require confirmation where the enactment under which the original byelaws was made is listed in Part 1 of Schedule 1 to the Act. However where the original byelaw was made under an enactment not listed in Part 1 of Schedule 1, then the procedure in section 7 will apply to the revocation of the byelaws and confirmation will be required.