



# Local Government (Wales) Measure 2009

## 2009 nawm 2

### LOCAL GOVERNMENT (WALES) MEASURE 2009

#### PART 1

##### LOCAL GOVERNMENT IMPROVEMENT

###### *Meaning of “Welsh improvement authority”*

- 1 Meaning of “Welsh improvement authority”

###### *General duty*

- 2 General duty in relation to improvement

###### *Improvement objectives*

- 3 Improvement objectives

###### *Improvement: supplementary*

- 4 Aspects of improvement
- 5 Consultation about the general duty and improvement objectives
- 6 The general duty, improvement objectives and consultation: guidance
- 7 Aspects of improvement: amendment

###### *Performance indicators and standards*

- 8 Performance indicators and standards

###### *Collaboration and improvement*

- 9 Powers to collaborate etc
- 10 Fire and rescue authorities: powers of delegation
- 11 Meaning of “powers of collaboration”
- 12 Duties in relation to powers of collaboration

*Improvement planning and information*

- 13 Collection of information related to performance
- 14 Use of performance information
- 15 Improvement planning and publication of improvement information

*Relevant regulators and their functions*

- 16 Meaning of “relevant regulators” and “relevant functions”

*Improvement audits and assessments*

- 17 Improvement information and planning: audit
- 18 Improvement assessments
- 19 Audit and assessment reports
- 20 Response to section 19 reports

*Other functions of the Auditor General for Wales*

- 21 Special inspections
- 22 Reports of special inspections
- 23 Co-ordination of audit etc
- 24 Annual improvement reports
- 25 Statement of practice
- 26 Inspectors' powers and duties
- 27 Fees

*The Welsh Ministers*

- 28 Welsh Ministers: support for Welsh improvement authorities
- 29 Welsh Ministers: powers of direction etc
- 30 Powers of direction: collaboration arrangements
- 31 Power of Welsh Ministers to modify enactments and confer new powers
- 32 Orders under section 31: procedure

*Miscellaneous and supplemental*

- 33 Information sharing
- 34 Use of information by regulators
- 35 Part 1: interpretation
- 36 Finance

**PART 2****COMMUNITY STRATEGIES AND PLANNING***Community planning*

- 37 Community planning
- 38 Meaning of “community planning partners”

*Community strategies*

- 39 Production of community strategy
- 40 Community strategies: duty to review
- 41 Community strategy reviews
- 42 Community strategies: monitoring
- 43 Community strategies: implementation

*Community involvement*

- 44 Community planning etc: community involvement

*The Welsh Ministers*

- 45 Community planning etc: guidance  
46 Community planning etc: role of Welsh Ministers

*Interpretation*

- 47 Part 2: interpretation etc

**PART 3**

**GENERAL**

- 48 Guidance  
49 Directions  
50 Orders and regulations  
51 Consequential etc amendments and transitional and saving provision  
52 Repeals  
53 Commencement  
54 Short title

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SCHEDULE 1 — MINOR AND CONSEQUENTIAL AMENDMENTS: PART 1

- 1 Local Government, Planning and Land Act 1980 (c. 65)  
2 In section 2, insert the following at the end of...  
3 Social Security Administration Act 1992 (c. 5)  
4 In section 139A(2)(b), insert the following at the end— or...  
5 In section 139C(1)(b), insert the following at the end— or...  
6 In section 139D(1), for paragraph (ca) substitute the following—  
7 Audit Commission Act 1998 (c. 18)  
8 In section 47A (reports relating to performance of English local...  
9 Local Government Act 1999 (c. 27)  
10 In section 1 (best value authorities) omit subsections (1)(k), (6)...  
11 In section 2 (power to extend or disapply: Secretary of...  
12 In section 3A (involvement of local representatives) omit subsection (3)  
(b)...  
13 In section 10 (inspections) omit subsection (5)(a).  
14 In section 10A (inspections: Auditor General for Wales) omit  
subsections...  
15 In section 13A (reports of inspections under section 10A) omit...  
16 In section 15 (Secretary of State's powers) omit subsection (2)(aa)...  
17 In section 16 (power of Secretary of State to modify...  
18 In section 19(5) (contracts: exclusion of non-commercial  
considerations), insert the...  
19 In section 23(4)(za) (accounts) omit the words “Welsh best value...  
20 In section 25(2) (coordination of inspections etc) omit paragraph (d)...  
21 In section 28(2) (orders and regulations) omit “6, 7”.  
22 In section 29 (modifications for Wales)— (a) in subsection (1A)...

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*Status: This is the original version (as it was originally enacted).*

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*Local Government Act 2003 (c. 26)*

- 23 Amend the Local Government Act 2003 as follows.
- 24 In section 36(1) (grants in connection with designation for service...
- 25 In section 36A (grants by Ministers of the Crown in...
- 26 In section 36B (grants by Welsh Ministers in respect of...
- 27 In section 93(9) (power to charge for discretionary services) after...
- 28 In section 95(7) (power to trade in function-related activities through...
- 29 In section 97(11) (power to modify enactments in connection with...
- 30 In section 101 (staff transfer matters: general)—
- 31 In section 124 (general interpretation) after the definition of  
“valuation...
- 32 Fire and Rescue Services Act 2004 (c. 21)
- 33 After subsection (2) insert the following— (3) Subsection (1) does...
- 34 Public Audit (Wales) Act 2004 (c. 23)
- 35 In section 41(1) (studies for improving economy etc in services)...
- 36 In section 54 (restriction on disclosure of information)—

SCHEDULE 2 — MINOR AND CONSEQUENTIAL AMENDMENTS: PART 2

- 1 Local Government Act 2000 (c. 22)
- 2 In section 2 (promotion of well-being)— (a) in subsection (3)...
- 3 In section 4 (strategies for promoting well-being)—
- 4 Planning and Compulsory Purchase Act 2004 (c. 5)
- 5 For subsection (5)(d) and (e) substitute— (d) any relevant community...
- 6 For subsection (7) substitute— A community strategy is relevant if—...

SCHEDULE 3 — TRANSITIONAL PROVISION AND SAVINGS

- 1 Local Government Act 2000 (c. 22)
- 2 The amendments do not apply to a local authority until...
- 3 Planning and Compulsory Purchase Act 2004 (c. 5)
- 4 In relation to a local planning authority which is a...
- 5 While the amendments do not apply by virtue of paragraph...
- 6 In relation to a local planning authority which is a...
- 7 While the amendments do not apply by virtue of paragraph...
- 8 Community Strategies produced under section 4 of the Local  
Government Act 2000
- 9 or paragraph (a) of subsection (3) there is substituted— in...

SCHEDULE 4 — REPEALS