



# Local Government (Wales) Measure 2009

2009 nawm 2

## PART 1

### LOCAL GOVERNMENT IMPROVEMENT

#### *Other functions of the Auditor General for Wales*

#### 27 Fees

- (1) [<sup>F1</sup>The Wales Audit Office] must prescribe scales of fees in respect of—
  - (a) audits carried out under section 17;
  - (b) assessments carried out under section 18;
  - (c) special inspections.
- (2) Different scales may be prescribed in respect of the different activities described in subsection (1), different types of the same activity and different types of Welsh improvement authority.
- (3) An authority audited, assessed or inspected as mentioned in subsection (1) must, subject to subsection (4), pay to [<sup>F2</sup>the Wales Audit Office, in accordance with a scheme for charging fees prepared under section 24 of the Public Audit (Wales) Act 2013,] the fee payable under the appropriate scale.
- (4) If it appears to [<sup>F3</sup>the Wales Audit Office] that the work involved in a particular audit, assessment or inspection was substantially more or less than that envisaged by the appropriate scale, [<sup>F3</sup>the Wales Audit Office] may charge a fee which is larger or smaller than that referred to in subsection (3).
- [<sup>F4</sup>(4A) But a fee charged under this section may not exceed the full cost of exercising the function to which it relates.]
- (5) Before prescribing a scale of fees under this section [<sup>F5</sup>the Wales Audit Office] must consult—
  - (a) the Welsh Ministers, and

*Changes to legislation: Local Government (Wales) Measure 2009, Section 27 is up to date with all changes known to be in force on or before 25 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (b) persons appearing to [<sup>F5</sup>the Wales Audit Office] to represent authorities which may be audited, assessed or inspected as mentioned in subsection (1).

<sup>F6</sup>(6) .....

#### Textual Amendments

- F1** Words in s. 27(1) substituted (1.4.2014) by Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 87(2)** (with Sch. 3 para. 3); S.I. 2013/1466, art. 3(1)
- F2** Words in s. 27(3) substituted (1.4.2014) by Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 87(3)** (with Sch. 3 para. 3); S.I. 2013/1466, art. 3(1)
- F3** Words in s. 27(4) substituted (1.4.2014) by Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 87(4)** (with Sch. 3 para. 3); S.I. 2013/1466, art. 3(1)
- F4** S. 27(4A) inserted (1.4.2014) by Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 87(5)** (with Sch. 3 para. 3); S.I. 2013/1466, art. 3(1)
- F5** Words in s. 27(5) substituted (1.4.2014) by Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 87(6)** (with Sch. 3 para. 3); S.I. 2013/1466, art. 3(1)
- F6** S. 27(6) omitted (1.4.2014) by virtue of Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 87(7)** (with Sch. 3 para. 3); S.I. 2013/1466, art. 3(1)

#### Modifications etc. (not altering text)

- C1** S. 27 applied (with modifications) by 2004 c. 21, s. 24(4)(5) (as inserted (1.4.2010) by Local Government (Wales) Measure 2009 (nawm 2), s. 53(2), **Sch. 1 para. 33**; S.I. 2009/3272, art. 3(1), Sch. 2)

#### Commencement Information

- I1** S. 27 in force at 1.4.2010 by S.I. 2009/3272, art. 3(1), **Sch. 2**

**Changes to legislation:**

Local Government (Wales) Measure 2009, Section 27 is up to date with all changes known to be in force on or before 25 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

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**Changes and effects yet to be applied to the whole Measure associated Parts and Chapters:**

- Measure repealed by [2021 asc 1 s. 170\(1\)](#)

Whole provisions yet to be inserted into this Measure (including any effects on those provisions):

- Sch. para. 10 omitted by [2018 anaw 2 Sch. 1 para. 16](#)