



# Welsh Language (Wales) Measure 2011

## 2011 nawm 1

### PART 2

#### THE WELSH LANGUAGE COMMISSIONER

##### *Functions*

#### **7**     **Inquiries**

- (1) The Commissioner may conduct an inquiry into any matter relating to any of the Commissioner's functions.
- (2) But that is subject to subsections (3) to (5).
- (3) Subsection (1) does not authorise the Commissioner to conduct an inquiry in a case where he or she—
  - (a) may or must carry out a standards investigation under Chapter 8 of Part 4, or
  - (b) undertakes (and does not discontinue) an investigation under Part 5.
- (4) Subsection (1) does not authorise the Commissioner to conduct an inquiry into the failure, by one or more particular persons, to comply with one or more relevant requirements.
- (5) Subsection (1) does not authorise the Commissioner to conduct an inquiry into the interference, by one or more particular persons, with the freedom to communicate in Welsh (but see Part 6 for power to investigate certain interference with that freedom).
- (6) Subsection (4) or (5) does not prevent the Commissioner from taking the conduct of one or more particular persons into account when conducting an inquiry into—
  - (a) failure to comply with relevant requirements, or
  - (b) interference with the freedom to communicate in Welsh.
- (7) The Commissioner may—
  - (a) discontinue, or
  - (b) suspend,

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*Status: This is the original version (as it was originally enacted).*

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the conduct of an inquiry or any aspect of an inquiry.

- (8) If, in the course of an inquiry, the Commissioner begins to suspect that a person may have failed to comply with one or more relevant requirements—
- (a) in continuing the inquiry the Commissioner must, so far as possible, avoid further consideration of whether or not the person has failed to comply with the requirements,
  - (b) the Commissioner may commence an investigation into that question under Part 5, and
  - (c) the Commissioner may use information or evidence acquired in the course of the inquiry for the purpose of the investigation.
- (9) Schedule 2 makes supplemental provision about inquiries.
- (10) In this section, a reference to failure to comply with one or more relevant requirements has the same meaning as in Part 5.