



# Local Government (Wales) Measure 2011

2011 nawm 4

## PART 1

### STRENGTHENING LOCAL DEMOCRACY

#### CHAPTER 1

##### PROMOTING AND SUPPORTING MEMBERSHIP OF LOCAL AUTHORITIES

###### *Supporting membership*

VALID FROM 28/02/2014

#### **4 Remote attendance at meetings**

- (1) A reference in any enactment to a meeting of a local authority is not limited to a meeting of persons all of whom are present in the same place.
- (2) For the purposes of any such enactment, a member of a local authority who is not present in the place where a meeting of that authority is held (a “member in remote attendance”) attends the meeting at any time if all of the conditions in subsection (3) are satisfied.
- (3) Those conditions are that—
  - (a) the member in remote attendance is able at that time—
    - (i) to see and hear, and be seen and heard by, the members in actual attendance,
    - (ii) to see and hear, and be seen and heard by, any members of the public entitled to attend the meeting who are present in that place and who exercise a right to speak at the meeting, and
    - (iii) to be seen and heard by any other members of the public so entitled who are present in that place;

*Status: Point in time view as at 30/04/2012. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Cross Heading: Supporting membership. (See end of Document for details)*

- (b) the member in remote attendance is able at that time to hear, and be heard by, any other member in remote attendance in respect of whom the condition in paragraph (a) is satisfied at that time;
- (c) use of facilities enabling the conditions in paragraphs (a) and (b) to be satisfied in respect of the member in remote attendance is not prohibited by the standing orders or any other rules of the authority governing the meeting.
- (4) The standing orders of a local authority must secure that there is no quorum for a meeting of the local authority at any time when the number of members in [<sup>F1</sup>actual attendance constitutes less than 30% of the total number of members in attendance at the meeting. ]
- [<sup>F2</sup>(4A) Subsection (4) does not prevent a local authority from making standing orders which require more than 30% of the total number of members in attendance at a meeting to be in actual attendance for the meeting to be quorate.]
- (5) A local authority may make other standing orders about remote attendance at meetings of a local authority.
- (6) A local authority must have regard to guidance given by the Welsh Ministers in relation to meetings of the authority attended remotely in accordance with this section.
- (7) This section applies in relation to a meeting of a committee or sub-committee of a local authority as it applies in relation to a meeting of a local authority.
- <sup>F3</sup>(8) .....
- (9) For the purpose of this section—
- (a) a reference to a person (A) seeing another person (B) is to be interpreted as a reference to A seeing B when B is speaking at the meeting;
- (b) a reference to a person (C) being seen by another person (D) is to be interpreted as a reference to C being seen by D when C is speaking at the meeting.
- (10) In this section—
- <sup>F4</sup>  
.....
- “member in actual attendance” (“*aelod sy'n mynychu'r fangre*”), in relation to a meeting of a local authority, means a member of the authority who is attending the meeting at the place where the meeting is held.

#### Textual Amendments

- F1** Words in s. 4(4) substituted (30.9.2013) by [Local Government \(Democracy\) \(Wales\) Act 2013](#) (anaw 4), [ss. 59\(2\), 75\(2\)\(d\)](#)
- F2** S. 4(4A) inserted (30.9.2013) by [Local Government \(Democracy\) \(Wales\) Act 2013](#) (anaw 4), [ss. 59\(3\), 75\(2\)\(d\)](#)
- F3** S. 4(8) repealed (30.9.2013) by [Local Government \(Democracy\) \(Wales\) Act 2013](#) (anaw 4), s. 75(2)(d), [Sch. 2](#) Table 1
- F4** Words in s. 4(10) repealed (30.9.2013) by [Local Government \(Democracy\) \(Wales\) Act 2013](#) (anaw 4), s. 75(2)(d), [Sch. 2](#) Table 1

*Status: Point in time view as at 30/04/2012. This version of this cross heading contains provisions that are not valid for this point in time.*

*Changes to legislation: There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Cross Heading: Supporting membership. (See end of Document for details)*

## 5 Annual reports by members of a local authority

- (1) A local authority must make arrangements for—
  - (a) each person who is a member of the authority to make an annual report about the person's activities as a member of the authority during the year to which the report relates,
  - (b) each person who is a member of the authority's executive to make an annual report about the person's activities as a member of the executive during the year to which the report relates, and
  - (c) the authority to publish all annual reports produced by its members and by the members of its executive.
- (2) The arrangements may include conditions as to the content of a report that must be satisfied by the person making it.
- (3) A local authority must publicise its arrangements.
- (4) In exercising its functions under this section a local authority must have regard to guidance given by the Welsh Ministers.

### Commencement Information

**II** S. 5 in force at 30.4.2012 by S.I. 2012/1187, art. 2(1)(a)

## 6 Timing of council meetings

- (1) The Welsh Ministers may give guidance about the times at which meetings of a local authority are held.
- (2) A local authority must have regard to guidance given under subsection (1).
- (3) In subsection (1), “meetings of a local authority” means—
  - (a) meetings of the local authority;
  - (b) meetings of any committee or sub-committee of the authority.

### Commencement Information

**II** S. 6 in force at 30.4.2012 by S.I. 2012/1187, art. 2(1)(a)

## 7 Training and development of members of a local authority

- (1) A local authority must secure the provision of reasonable training and development opportunities for its members.
- (2) A local authority must make available to each member of the authority an annual review of the member's training and development needs.
- (3) The review must include an opportunity for an interview with a person who is, in the opinion of the authority, suitably qualified to provide advice about the training and development needs of a member of a local authority.
- (4) In exercising its functions under this section a local authority must have regard to guidance given by the Welsh Ministers.

---

**Status:** Point in time view as at 30/04/2012. This version of this cross heading contains provisions that are not valid for this point in time.

**Changes to legislation:** There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Cross Heading: Supporting membership. (See end of Document for details)

---

- (5) In the case of an authority which operates a leader and cabinet executive (Wales), a reference in this section to a member of a local authority does not include the executive leader.

---

**Commencement Information**

**I3** S. 7 in force at 30.4.2012 by S.I. 2012/1187, art. 2(1)(a)

**Status:**

Point in time view as at 30/04/2012. This version of this cross heading contains provisions that are not valid for this point in time.

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Cross Heading: Supporting membership.