



Local Government (Wales) Measure 2011

2011 nawm 4

PART 9

COLLABORATION AND AMALGAMATION

CHAPTER 2

AMALGAMATION

162 Power to make amalgamation order

- (1) The Welsh Ministers may, if they are satisfied that it is necessary to achieve effective local government, make an order (“an amalgamation order”) for the constitution of a new local government area by amalgamating two or three local government areas.
- (2) Before making an amalgamation order, the Welsh Ministers must be satisfied that effective local government is not likely to be achieved in a local government area to be amalgamated by the order by—
 - (a) the exercise by any of the local authorities concerned of their powers under section 9 (Powers to collaborate etc) of the Local Government (Wales) Measure 2009, or
 - (b) the exercise by the Welsh Ministers of their powers under—
 - (i) section 28 (Welsh Ministers: support for Welsh improvement authorities),
 - (ii) section 29 (Welsh Ministers: powers of direction etc),
 - (iii) section 30 (Powers of direction: collaboration arrangements), or
 - (iv) section 31 (Powers of Welsh Ministers to modify enactments and confer new powers)of that Measure.
- (3) An amalgamation order must provide for—
 - (a) whether the new local government area is to be a county or a county borough,

Status: This is the original version (as it was originally enacted).

- (b) the English name and Welsh name of the new local government area,
 - (c) the establishment of a local authority for the new local government area,
 - (d) whether the new local authority is to be a county council or county borough council,
 - (e) the English name and Welsh name of the new local authority,
 - (f) the abolition of the existing local government areas,
 - (g) the boundary of the new local government area, and
 - (h) the winding up and dissolution of the local authorities for the existing local government areas.
- (4) Where the new local government area is to be a county, the amalgamation order must provide for the new local authority to have the name of the county with the addition—
- (a) in the case of their English name, of the words “County Council” or the word “Council” (as in “Pembrokeshire County Council” or “Pembrokeshire Council”); and
 - (b) in the case of their Welsh name, of the word “Cyngor” (as in “Cyngor Sir Penfro”).
- (5) Where the new local government area is to be a county borough, the amalgamation order must provide for the new local authority to have the name of the county borough with the addition—
- (a) in the case of their English name, of the words “County Borough Council” or the word “Council” (as in “Caerphilly County Borough Council” or “Caerphilly Council”); and
 - (b) in the case of their Welsh name, of the words “Cyngor Bwrdeistref Sirol” or the word “Cyngor” (as in “Cyngor Bwrdeistref Sirol Caerffili” or “Cyngor Caerffili”).