



Local Government (Wales) Measure 2011

2011 nawm 4

PART 2

FAMILY ABSENCE FOR MEMBERS OF LOCAL AUTHORITIES

28 Parental absence

- (1) This section applies to a member of a local authority who satisfies prescribed conditions as to—
 - (a) having responsibility for a child, or
 - (b) expecting to have responsibility for a child.
- (2) The member is entitled to a period of absence (“parental absence”) for the purpose of caring for the child.
- (3) Regulations must include provision for determining—
 - (a) the extent of a member’s entitlement to parental absence in respect of a child;
 - (b) when parental absence may be taken.
- (4) Regulations must not provide for parental absence in respect of a child to exceed a period, or a total period, of three months.
- (5) Provision under subsection (3)(b) may (amongst other things) refer to—
 - (a) a child’s age, or
 - (b) a prescribed period of time starting from a prescribed event.
- (6) Regulations may prescribe circumstances in which a member of a local authority, or the local authority, may—
 - (a) bring a period of parental absence to an end, or
 - (b) cancel a period of parental absence.
- (7) Regulations may—
 - (a) (for the purpose of subsection (2)) prescribe things which are, or are not, to be taken as done for the purpose of caring for a child;

- (b) require parental absence to be taken as a single period of absence in all cases or in prescribed cases;
- (c) require parental absence to be taken as a series of periods of absence in all cases or in prescribed cases;
- (d) require all or prescribed parts of a period of parental absence to be taken at or by prescribed times;
- (e) allow a member to choose, subject to prescribed restrictions, the date on which a period of parental absence starts;
- (f) make provision about the postponement by a local authority of a period of parental absence which a member wishes to take;
- (g) prescribe a minimum or maximum period of absence which may be taken as part of a period of parental absence;
- (h) prescribe a maximum aggregate of periods of parental absence which may be taken during a prescribed period of time.