

These notes refer to the Public Services Ombudsman (Wales) Act 2005 (c.10) which received Royal Assent on 7 April 2005

PUBLIC SERVICES OMBUDSMAN (WALES) ACT 2005

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 2: Investigation of Complaints

Matters which may be investigated

Section 8: Exclusion: matters not relating to Wales

32. **Section 8(1)** provides that the Ombudsman cannot investigate a complaint relating to the discharge by a listed authority of its functions otherwise than in relation to Wales. Section 8(2) makes it clear that this restriction does not apply in relation to the Assembly. The Assembly may exercise functions otherwise than in relation to Wales (e.g. the cross border functions referred to in paragraph 3 of Schedule 3 to the GOWA).
33. **Section 8(3)** puts beyond doubt that any function of a listed authority in relation to the Welsh language or any other aspect of Welsh culture is to be regarded as being discharged in relation to Wales and is, therefore, not excluded from the Ombudsman's jurisdiction by section 8(1).