



Commissioner for Older People (Wales) Act 2006

2006 CHAPTER 30

Functions

4 Power to amend Schedule 2

- (1) The Assembly may by order amend Schedule 2 by—
 - (a) adding a person;
 - (b) omitting a person;
 - (c) changing the description of a person.
- (2) An order under subsection (1) may add a person to Schedule 2 only if—
 - (a) the person has functions dischargeable in relation to Wales,
 - (b) some or all of the person's functions are in a field in which the Assembly has functions,
 - (c) the person is established by or under an enactment or by virtue of Her Majesty's prerogative or in any other way by a Minister of the Crown, a government department, the Assembly or another person mentioned in Schedule 2, and
 - (d) at least half of the person's expenditure on the discharge of its functions in relation to Wales is met directly from payments made by the Assembly.
- (3) But an order under subsection (1) may add a person to Schedule 2 even if the person does not satisfy the condition in subsection (2)(d), if the Secretary of State consents.
- (4) An order under subsection (1) may not add to Schedule 2 a person whose sole or main activity is—
 - (a) the investigation of complaints by members of the public about the actions of any person, or
 - (b) the supervision or review of, or of steps taken following, such an investigation.

Status: Point in time view as at 14/10/2006. This version of this provision has been superseded.

*Changes to legislation: There are currently no known outstanding effects for the
Commissioner for Older People (Wales) Act 2006, Section 4. (See end of Document for details)*

- (5) An order under subsection (1) must make provision about which of the functions of a person mentioned in Schedule 2 and specified in the order are to be relevant functions for the purposes of section 3.
- (6) The provision that may be made by virtue of subsection (5) includes provision amending section 3.
- (7) But a function may be specified as a relevant function by virtue of subsection (5) only if it is in a field in which the Assembly has functions.

Status:

Point in time view as at 14/10/2006. This version of this provision has been superseded.

Changes to legislation:

There are currently no known outstanding effects for the Commissioner for Older People (Wales) Act 2006, Section 4.