

*These notes refer to the Public Bodies Act 2011 (c.24)  
which received Royal Assent on 14th December 2011*

# **PUBLIC BODIES ACT 2011**

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## **EXPLANATORY NOTES**

### **COMMENTARY**

#### **Part 2: Other Provisions Relating to Public Bodies**

##### ***Section 26: Delegation of functions by Environment Agency***

68. **Section 26** provides for the Environment Agency to make arrangements to delegate its non-devolved functions to a person exercising Welsh environmental functions (A “non-devolved function” means a function that is not a Welsh devolved function). **Subsection (2)** provides that such arrangements require the consent of the Secretary of State and of Welsh Ministers.
69. **Subsection (3)** confers a power on the Secretary of State to make provision by order about such arrangements (including about the charging of fees in relation to the arrangements). This order-making power is subject to the consent of Welsh Ministers.
70. **Subsection (4)** provides that an order under **subsection (3)** is subject to the negative resolution procedure.