



Public Bodies Act 2011

2011 CHAPTER 24

PART 1

GENERAL ORDER-MAKING POWERS

Powers of Welsh Ministers

15 Powers of Welsh Ministers: consequential provision etc

- (1) An order under section 13 or 14 may contain consequential, supplementary, incidental or transitional provision, or savings.
- (2) Where an order under either of those sections transfers functions, the power in subsection (1) includes power to make consequential or supplementary provision—
 - (a) to modify the constitutional or funding arrangements of the transferor or transferee (subject to subsection (4)),
 - (b) to modify functions of the transferor or transferee, or
 - (c) to confer powers of direction on the Welsh Ministers in relation to functions transferred.
- (3) Where an order under either of those sections modifies functions of a body or office-holder, the power in subsection (1) includes power to make consequential or supplementary provision to modify the constitutional or funding arrangements of the body or office (subject to subsection (4)).
- (4) Subsections (2)(a) and (3) do not confer power on the Welsh Ministers to modify the constitutional or funding arrangements of—
 - (a) the Environment Agency,
 - (b) the Forestry Commissioners, or
 - (c) any other cross-border operator.
- (5) In subsections (2) to (4) references to modifying constitutional or funding arrangements have effect as if the references in sections 3(2)(h) and (3)(e) and 4(3)(a) to a Minister were to the Welsh Ministers.

Changes to legislation: There are currently no known outstanding effects for the Public Bodies Act 2011, Section 15. (See end of Document for details)

- (6) The Secretary of State may by order modify the constitutional or funding arrangements of a person referred to in subsection (4)(a) to (c) in consequence of an order made by the Welsh Ministers under section 13 or 14.
- (7) The reference in subsection (6) to modifying the funding arrangements of a person includes modifying the extent to which the person is funded by the Welsh Ministers, but the Secretary of State may only modify the extent to which a person is funded by the Welsh Ministers with their consent.

Changes to legislation:

There are currently no known outstanding effects for the Public Bodies Act 2011, Section 15.