



# Local Government Byelaws (Wales) Act 2012

2012 anaw 2

## *Procedure for byelaws*

### **6 Byelaws not requiring confirmation**

- (1) This section applies to byelaws made by a legislating authority under the enactments listed in Part 1 of Schedule 1, including byelaws which amend or revoke byelaws previously made by it.
- (2) Before it makes a byelaw, an authority must –
  - (a) publish on the authority's website an initial written statement which describes the issue which the authority thinks may be addressed by making a byelaw;
  - (b) consult any person (including, where applicable, a community council) who the authority thinks is likely to be interested in, or affected by, the issue.
- (3) Following the consultation, the authority must consider the responses and decide whether making a byelaw is the most appropriate way of addressing the issue.
- (4) The authority must then publish on its website a second written statement which contains –
  - (a) the initial written statement;
  - (b) a summary of the consultation and the responses;
  - (c) its decision;
  - (d) the reasons for that decision.
- (5) At least six weeks before the byelaw is made, notice of the intention to make the byelaw must be published –
  - (a) in one or more local newspapers circulating in the area to which the byelaw is to apply;
  - (b) on the authority's website.
- (6) For at least six weeks before making the byelaw, the authority must ensure that –

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**Changes to legislation:** There are currently no known outstanding effects for the Local Government Byelaws (Wales) Act 2012, Section 6. (See end of Document for details)

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- (a) a draft of the byelaw is published on the authority's website;
  - (b) a copy of the draft is deposited at a place in the authority's area;
  - (c) a copy is open to public inspection at all reasonable hours without payment;
  - (d) where applicable, a copy is sent to all community councils whose areas the authority thinks are likely to be affected by the byelaw.
- (7) The authority must give a copy of the draft byelaw to any person who applies for it, subject to that person paying such reasonable fee charged by the authority (if any).
- (8) An authority may not make a byelaw later than six months after the date of the notice under subsection (5).

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**Commencement Information**

**II** S. 6 in force at 31.3.2015 by S.I. 2015/1025, art. 2(f) (with art. 3)

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government Byelaws (Wales) Act 2012, Section 6.