



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 –

Status: This is the original version (as it was originally enacted).

- (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).