

## SCHEDULE 4

### MINOR AND CONSEQUENTIAL AMENDMENTS

#### *Local Democracy, Economic Development and Construction Act 2009*

- 91 (1) Section 50 is amended as follows.
- (2) In subsection (1), for “under this Chapter must pay the appointing audit authority”, substitute “by the Audit Commission under this Chapter must pay the Audit Commission”.
- (3) After subsection (1), insert—
- “(1A) An entity in relation to which a person is appointed by the Auditor General for Wales under this Chapter must pay the Wales Audit Office, in accordance with a scheme for charging fees prepared under section 24 of the Public Audit (Wales) Act 2013, a fee in respect of the discharge by that person of any of the functions specified by subsection (2) in relation to the entity.”.
- (4) In subsection (3), for “the audit authority” substitute “the Audit Commission or the Wales Audit Office (as the case may be)”.
- (5) In subsection (4)—
- (a) for the first reference to “this section” substitute “subsection (1)”, and
- (b) for “the audit authority” substitute “the Audit Commission”.
- (6) After subsection (4), insert—
- “(4A) The amount of a fee payable under subsection (1A) is, subject as follows, to be such as may be specified in or determined under a scale or scales of fees prescribed by the Wales Audit Office for the purposes of this section.
- But a fee charged under subsection (1A) may not exceed the full cost of exercising the function to which it relates.”.
- (7) In subsection (5)—
- (a) for “subsection (4)” substitute “subsection (4) or (4A)”, and
- (b) for “the audit authority” substitute “the Audit Commission or the Wales Audit Office (as the case may be)”.
- (8) In subsection (6), for “the audit authority” substitute “the Audit Commission or the Wales Audit Office (as the case may be)”.
- (9) Omit subsections (10) and (11).
- (10) In subsection (12)—
- (a) for each reference to “the audit authority” substitute “the Audit Commission or the Wales Audit Office (as the case may be)”; and
- (b) after “subsection (4)”, insert “or (4A) (as the case may be)”.