



# Local Government (Democracy) (Wales) Act 2013

2013 anaw 4

## PART 5

### OTHER CHANGES TO LOCAL GOVERNMENT

#### *Independent Remuneration Panel for Wales*

#### **63 Functions relating to salaries of heads of paid service**

(1) After section 143 of the 2011 Measure insert—

##### **“143A Functions relating to salaries of heads of paid service**

- (1) The Panel may make recommendations to a qualifying relevant authority about—
  - (a) any policy in the authority’s pay policy statement which relates to the salary of the authority’s head of paid service;
  - (b) any proposed change to the salary of the authority’s head of paid service.
- (2) A qualifying relevant authority must have regard to any recommendation received from the Panel when performing its functions under section 38 or 39 of the [Localism Act 2011 \(c. 20\)](#).
- (3) A qualifying relevant authority must, before making a change to the salary of its head of paid service which is not commensurate with a change to the salaries of the authority’s other staff—
  - (a) consult the Panel about the proposed change, and
  - (b) have regard to any recommendation received from the Panel when deciding whether or not to proceed with making the change.

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*Status: This is the original version (as it was originally enacted).*

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- (4) A qualifying relevant authority must provide the Panel with such information as the Panel may reasonably require in connection with the exercise of its functions under this section.
- (5) The Panel may publish any recommendations it makes under this section.
- (6) The Panel must have regard to any guidance issued by the Welsh Ministers when exercising its functions under this section.
- (7) In this section—
- “head of paid service” (“*pennaeth gwasanaeth cyflogedig*”) means a head of paid service designated under section 4(1) of the Local Government and Housing Act 1989;
- “pay policy statement” (“*datganiad ar bolisïau tâl*”) means a pay policy statement produced by a relevant authority (within the meaning of section 43(1) of the Localism Act 2011) under section 38 of that Act;
- “qualifying relevant authority” (“*awdurdod perthnasol cymwys*”) means a relevant authority (within the meaning of this Part) which is required to produce a pay policy statement;
- “salary” (“*cyflog*”) includes, in the case of a head of paid service engaged by a qualifying relevant authority under a contract for services, payments by the authority to the head of paid service for those services.”.
- (2) In the Part heading of Part 8 of the 2011 Measure, omit “MEMBERS:”.
- (3) In section 112 of the 1972 Act (appointment of staff), in subsection (2A), after “statement)” insert “and in relation to a local authority in Wales, section 143A of the Local Government (Wales) Measure 2011 (functions of the Independent Remuneration Panel in relation to salaries of heads of paid service).”.