



# Children and Families (Wales) Measure 2010

## 2010 nawm 1

### PART 1

#### CHILD POVERTY, PLAY AND PARTICIPATION

#### CHAPTER 1

#### ERADICATING CHILD POVERTY

#### *The Welsh authorities*

#### **6 The Welsh authorities**

- (1) For the purposes of this Measure, each of the following is a “Welsh authority”—
- (a) the Welsh Ministers;
  - (b) a local authority;
  - (c) a Local Health Board;
  - (d) a Welsh fire and rescue authority, that is an authority in Wales constituted by a scheme under section 2 of the Fire and Rescue Services Act 2004 (c. 21) or a scheme to which section 4 of that Act applies;
  - (e) a National Park authority in Wales;
  - (f) the Countryside Council for Wales;
  - (g) the Higher Education Funding Council for Wales;
  - (h) the Public Health Wales National Health Service Trust;
  - (i) the National Museum of Wales;
  - (j) the Arts Council of Wales;
  - (k) the National Library of Wales;
  - (l) the Sports Council for Wales.

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*Status: This is the original version (as it was originally enacted).*

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- (2) The Welsh Ministers may by order—
  - (a) amend or omit any paragraph of subsection (1), except paragraphs (a) and (b);
  - (b) add paragraphs to that subsection;
  - (c) amend or omit such additional paragraphs;
  - (d) make any amendments to section 5 that are necessary or expedient in consequence of any provision made under paragraphs (a) to (c).
- (3) Before making an order under subsection (2) to include a person within subsection (1) or to remove a person from subsection (1), the Welsh Ministers must consult that person.
- (4) The Welsh Ministers must not exercise their power under subsection (2) so as to include any of the following within subsection (1)—
  - (a) a person who does not have functions of a public nature;
  - (b) a person whose principal functions do not relate to one or more of the fields in Part 1 of Schedule 5 to the Government of Wales Act 2006 (c. 32);
  - (c) a tribunal.
- (5) If the Welsh Ministers exercise their power under subsection (2) so as to include a person within subsection (1) who has functions of both a public and a private nature, they must include that person only in relation to those of its functions which are of a public nature.