



# Welsh Language (Wales) Measure 2011

## 2011 nawm 1

### PART 5

#### ENFORCEMENT OF STANDARDS

#### CHAPTER 1

#### INVESTIGATING FAILURE TO COMPLY WITH STANDARDS ETC

##### *Consultation*

#### **86 Consultation before final determination following an appeal**

- (1) This section applies if the Commissioner is directed, following an appeal under section 99 or 101, or following any further appeal, to determine under section 73 that D has failed to comply with a standard (the “new determination”).
- (2) Before finally deciding what, if any further action to take based upon the new determination, the Commissioner must give each interested person—
  - (a) notice of whether or not the Commissioner is proposing to take further action, and a statement of the Commissioner's reasons for proposing to do so;
  - (b) if the Commissioner is proposing to take further action, notice of that proposed action, and a statement of the Commissioner's reasons for proposing to take that action; and
  - (c) copies of the draft of the decision notice which the Commissioner is proposing to give.
- (3) Before settling the investigation report, the Commissioner must give each interested person a draft of the proposed report.
- (4) The Commissioner must—
  - (a) give D an opportunity to make representations about the proposals referred to in subsections (2) and (3), and

---

**Changes to legislation:** There are currently no known outstanding effects for the Welsh Language (Wales) Measure 2011, Section 86. (See end of Document for details)

---

- (b) give any other interested person an opportunity to make representations about the proposals referred to in subsection (3).
- (5) The Commissioner must have due regard to any representations made by D or any other interested person under subsection (4).
- (6) The Commissioner is to determine the period within which a person may make representations in accordance with subsection (4); but the period must not be less than 28 days.

---

**Commencement Information**

**II** S. 86 in force at 7.7.2015 by S.I. 2015/1413, art. 3(c)

**Changes to legislation:**

There are currently no known outstanding effects for the Welsh Language (Wales) Measure 2011, Section 86.