

LOCAL GOVERNMENT (WALES) MEASURE 2011

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 10 - General

Section 172 – Orders and regulations

217. This section provides for orders and regulations under the Measure to be made by statutory instrument and sets out the Assembly procedures in respect of these instruments.

Section 173 - Procedure applicable to certain orders under section 127

218. Sets out the procedure the Welsh Ministers must follow if they make an order under section 127 to make modifications to any enactment which they think prevents or obstructs community councils from exercising their power (of well-being) under section 2(1) of the 2000 Act.

Section 174 – Guidance and directions

219. Clarifies the powers of the Welsh Ministers to give guidance and to give directions under this Measure.

Section 175 – Interpretation

220. Provides interpretation of certain terms used in this Measure.

Section 176 – Consequential amendments and repeals

221. This section inserts new subsections (5) to (7) to section 106 of the 2000 Act to make provision for orders and regulations under the new sections of that Act inserted by the Measure to be made by statutory instrument and sets out the Assembly procedures in respect of these instruments.
222. Also introduces Schedule 4 (repeals and revocations) and makes provision for the IRP to prescribe a scheme for a local authority using the current regulations for a transitional period for the financial year from 1 April 2011 until 31 March 2012. The IRP is to publish its first annual report under the Measure by 31 December 2011 and the report is to relate to the financial year 1 April 2012 to 31 March 2013.