



# Local Government (Wales) Measure 2011

## 2011 nawm 4

### PART 2

#### FAMILY ABSENCE FOR MEMBERS OF LOCAL AUTHORITIES

#### **25 Newborn absence**

- (1) This section applies to a member of a local authority who satisfies prescribed conditions—
  - (a) as to relationship with a newborn, or expected, child, and
  - (b) as to relationship with the child's mother.
- (2) The member is entitled to a period of absence (“newborn absence”) for the purpose of—
  - (a) caring for the child, or
  - (b) supporting the mother.
- (3) Regulations must include provision for determining—
  - (a) the extent of a member's entitlement to newborn absence in respect of a child;
  - (b) when newborn absence may be taken.
- <sup>F1</sup>(4) .....
- (5) Regulations must require newborn absence to be taken before the end of a prescribed period.
- <sup>F2</sup>(6) .....
- (7) Regulations may prescribe circumstances in which a member of a local authority, or the local authority, may—
  - (a) bring a period of newborn absence to an end, or
  - (b) cancel a period of newborn absence.
- (8) Regulations may—

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*Changes to legislation: There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Section 25. (See end of Document for details)*

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- (a) (for the purpose of subsection (2)) prescribe things which are, or are not, to be taken as done for the purpose of caring for a child or supporting the child's mother;
- (b) allow a member to choose, subject to prescribed restrictions, the date on which a period of newborn absence starts;
- (c) make provision excluding an entitlement to newborn absence in respect of a child where more than one child is born as a result of the same pregnancy;
- (d) make provision about how newborn absence may be taken.

<sup>F3</sup>(9) .....

(10) In this section—

“newborn child” (“*plentyn newydd-anedig*”) includes a child stillborn after 24 weeks of pregnancy;

<sup>F4</sup>...*cred*

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#### Textual Amendments

- F1** S. 25(4) omitted (21.1.2021) by virtue of Local Government and Elections (Wales) Act 2021 (asc 1), ss. 61(3)(a), 175(1)(d)
  - F2** S. 25(6) omitted (21.1.2021) by virtue of Local Government and Elections (Wales) Act 2021 (asc 1), ss. 61(3)(b), 175(1)(d)
  - F3** S. 25(9) omitted (21.1.2021) by virtue of Local Government and Elections (Wales) Act 2021 (asc 1), ss. 61(3)(c), 175(1)(d)
  - F4** Words in s. 25(10) omitted (21.1.2021) by virtue of Local Government and Elections (Wales) Act 2021 (asc 1), ss. 61(3)(d), 175(1)(d)
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#### Commencement Information

- I1** S. 25 in force at 30.4.2012 by S.I. 2012/1187, art. 2(1)(c)

**Changes to legislation:**

There are currently no known outstanding effects for the Local Government (Wales) Measure 2011, Section 25.