



# Local Government (Wales) Measure 2011

## 2011 nawm 4

### PART 4

#### CHANGES TO EXECUTIVE ARRANGEMENTS

#### CHAPTER 1

#### ADOPTING A DIFFERENT FORM OF EXECUTIVE

##### *General provisions*

#### **38 Proposals for adopting a different form of executive**

- (1) The local authority must draw up, and approve by resolution, proposals to vary or replace its executive arrangements (if it is intended to use the powers conferred by section 37).
- (2) In drawing up the proposals, the local authority must consider the extent to which the proposals, if implemented, are likely to assist in securing continuous improvement in the way in which the authority's functions are exercised, having regard to a combination of economy, efficiency and effectiveness.
- (3) The local authority must send the Welsh Ministers—
  - (a) a copy of the proposals that it has approved, and
  - (b) (with the copy of the proposals) a statement which describes the reasons why the authority considers that its proposals would be likely, if implemented, to ensure that decisions of the authority are taken in an efficient, transparent and accountable way.
- (4) The Welsh Ministers must decide whether to approve, or not approve, the proposals.
- (5) The Welsh Ministers must give the local authority notice in writing of their decision.

**Status:** *This is the original version (as it was originally enacted).*

---

- (6) If the Welsh Ministers give notice of a decision not to approve the proposals, the local authority must not take any further steps to implement the proposals after the notice is given.