



# Local Government Act 2000

## 2000 CHAPTER 22

### PART II

[<sup>F1</sup>LOCAL AUTHORITIES IN WALES: ARRANGEMENTS] WITH RESPECT TO EXECUTIVES ETC.

#### *Referendums*

#### **35 Referendum following direction.**

- (1) The [<sup>F1</sup>Welsh Ministers] may by regulations make provision for or in connection with enabling [<sup>F2</sup>them], in such circumstances as may be prescribed in the regulations, to direct a local authority to hold a referendum on whether they should operate executive arrangements involving an executive which takes such form permitted by or under section 11 as may be specified in the direction.
- (2) The provision which may be made by regulations under this section includes provision—
  - (a) as to the date on which, or the time by which, a referendum must be held,
  - (b) as to the action which may, may not or must be taken by a local authority before or in connection with a referendum,
  - (c) as to the action which may, may not or must be taken by a local authority after a referendum, and
  - (d) for or in connection with enabling the [<sup>F3</sup>Welsh Ministers], in the event of any failure by a local authority to take any action permitted or required by virtue of the regulations, to take that action.
- (3) The provision which may be made by virtue of subsection (2) includes provision which applies or reproduces (with or without modifications) any provisions of section 25, 27, 28, [<sup>F4</sup>29 or 33][<sup>F4</sup>or 29]<sup>F5</sup>....
- (4) Nothing in subsection (2) or (3) affects the generality of the power under subsection (1).

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**Changes to legislation:** Local Government Act 2000, Section 35 is up to date with all changes known to be in force on or before 22 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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#### Textual Amendments

- F1** Words in s. 35(1) substituted (15.1.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 3 para. 52\(2\)\(a\)](#); [S.I. 2012/57](#), art. 4(1)(c) (with arts. 6, 7, 9-11)
- F2** Word in s. 35(1) substituted (15.1.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 3 para. 52\(2\)\(b\)](#); [S.I. 2012/57](#), art. 4(1)(c) (with arts. 6, 7, 9-11)
- F3** Words in s. 35(2)(d) substituted (15.1.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 3 para. 52\(3\)](#); [S.I. 2012/57](#), art. 4(1)(c) (with arts. 6, 7, 9-11)
- F4** Words in s. 35(3) substituted (10.7.2011) by [Local Government \(Wales\) Measure 2011 \(nawm 4\)](#), [ss. 36\(1\)\(f\)](#), 178(2) (with s. 36(5)-(8))
- F5** Words in s. 35(3) repealed (15.1.2012) by [Localism Act 2011 \(c. 20\)](#), s. 240(2), [Sch. 3 para. 52\(4\)](#), [Sch. 25 Pt. 4](#); [S.I. 2012/57](#), art. 4(1)(c)(ee)(i) (with arts. 6, 7, 9-11)

#### Commencement Information

- I1** S. 35 wholly in force at 1.11.2000; s. 35 not in force at Royal Assent see s. 108; s. 35 in force at 7.8.2000 in relation to England only by [S.I. 2000/2187](#), [arts. 1\(3\)](#), 2(a); s. 35 in force at 1.11.2000 in relation to Wales by [S.I. 2000/2948](#), [art. 2](#)

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 21(2ZA) inserted by [2011 nawm 4 s. 59\(3\)](#)
- s. 21(13)(c) inserted by [2011 nawm 4 s. 59\(5\)\(b\)](#)
- s. 21(15A) inserted by [2011 nawm 4 s. 59\(6\)](#)
- s. 21(18) inserted by [2011 nawm 4 s. 59\(7\)](#)
- s. 21C(6)(aa)(ab) inserted by [2012 c. 7 Sch. 5 para. 97\(a\)](#)