



# Public Audit (Wales) Act 2004

## 2004 CHAPTER 23

### PART 2

#### LOCAL GOVERNMENT BODIES IN WALES

### CHAPTER 1

#### ACCOUNTS AND AUDIT

##### *Auditors' reports and recommendations*

## **24 Consideration of reports in public interest**

- (1) This section applies if [<sup>F1</sup>the Auditor General for Wales] makes a report under section 22 on a matter which comes to his notice in the course of the audit of the accounts of a body.
- (2) The body must take the report into consideration—
  - (a) as soon as practicable after receiving it, if the body is a body mentioned in subsection (3);
  - (b) in accordance with section 25, in any other case.
- (3) The bodies referred to in subsection (2)(a) are—
  - (a) a port health authority;
  - (b) a conservation board;
  - (c) an internal drainage board;
  - (d) a local probation board;
  - [<sup>F2</sup>(e) a probation trust.]
- (4) The agenda supplied to members of the body for the meeting of the body at which the report is to be considered must be accompanied by the report.
- (5) Subsection (6) applies to these powers—

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*Changes to legislation: There are currently no known outstanding effects for the Public Audit (Wales) Act 2004, Section 24. (See end of Document for details)*

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- (a) the power under section 1(4)(b) of the Public Bodies (Admission to Meetings) Act 1960 (c. 67) to exclude items from the matter supplied under that section (supply of agenda etc. to newspapers);
- (b) the power under [<sup>F3</sup>section 100BA(2)] of the Local Government Act 1972 (c. 70) to—
  - (i) exclude documents from the documents [<sup>F4</sup>published under section 100BA(1)] of that Act, or
  - (ii) exclude items from the matter supplied under [<sup>F5</sup>section 100BA(9)] of that Act (public access to agenda and reports before meetings and supply of agenda etc. to newspapers).
- (6) The powers mentioned in subsection (5) do not include power to exclude the report.
- (7) Part 5A of the Local Government Act 1972 has effect in relation to the report as if [<sup>F6</sup>section 100C(1B)(d)] of that Act (public access to copies of reports for 6 years after meeting) were not limited to so much of the report as relates to an item during which the meeting was open to the public.

#### Textual Amendments

- F1** Words in s. 24 substituted (1.4.2014) by Public Audit (Wales) Act 2013 (anaw 3), s. 35(2), **Sch. 4 para. 29** (with **Sch. 3 paras. 2, 3**); S.I. 2013/1466, art. 3(1)
- F2** S. 24(2)(e) inserted (1.3.2008) by Offender Management Act 2007 (c. 21), ss. 5(6), 41(1), **Sch. 1 para. 13(5)(b)**; S.I. 2008/504, **art. 2(a)**
- F3** Words in s. 24(5)(b) substituted (coming into force in accordance with reg. 1(2) of the amending S.I.) by The Local Government and Elections (Wales) Act 2021 (Consequential Amendments and Miscellaneous Provisions) Regulations 2021 (S.I. 2021/356), regs. 1(2), **2(2)(a)(i)** (with regs. 10, 11)
- F4** Words in s. 24(5)(b)(i) substituted (coming into force in accordance with reg. 1(2) of the amending S.I.) by The Local Government and Elections (Wales) Act 2021 (Consequential Amendments and Miscellaneous Provisions) Regulations 2021 (S.I. 2021/356), regs. 1(2), **2(2)(a)(ii)** (with regs. 10, 11)
- F5** Words in s. 24(5)(b)(ii) substituted (coming into force in accordance with reg. 1(2) of the amending S.I.) by The Local Government and Elections (Wales) Act 2021 (Consequential Amendments and Miscellaneous Provisions) Regulations 2021 (S.I. 2021/356), regs. 1(2), **2(2)(a)(iii)** (with regs. 10, 11)
- F6** Words in s. 24(7) substituted (coming into force in accordance with reg. 1(2) of the amending S.I.) by The Local Government and Elections (Wales) Act 2021 (Consequential Amendments and Miscellaneous Provisions) Regulations 2021 (S.I. 2021/356), regs. 1(2), **2(2)(b)** (with regs. 10, 11)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Audit (Wales) Act 2004, Section 24.