



# Local Government and Elections (Wales) Act 2021

2021 asc 1

## PART 6

### PERFORMANCE AND GOVERNANCE OF PRINCIPAL COUNCILS

#### CHAPTER 1

##### PERFORMANCE, PERFORMANCE ASSESSMENTS AND INTERVENTION

###### *Intervention by the Welsh Ministers*

#### **107 Direction that a function be performed by the Welsh Ministers or their nominee**

- (1) The Welsh Ministers may direct that a specified function of a principal council be exercised by the Welsh Ministers or a person nominated by them.
- (2) When a direction under this section has effect the principal council must—
  - (a) comply with the instructions of the Welsh Ministers or their nominee in relation to the exercise of the specified function;
  - (b) provide the Welsh Ministers or their nominee with the following things, to the extent the Welsh Ministers consider, or their nominee considers, necessary for the purposes of exercising the specified function—
    - (i) access to its premises;
    - (ii) access to documents held by it (and the principal council must allow the Welsh Ministers or their nominee to take copies of those documents);
    - (iii) other information;
    - (iv) facilities and assistance;
  - (c) take such steps as may be specified.

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**Status:** *This is the original version (as it was originally enacted).*

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- (3) The Welsh Ministers may by regulations apply an enactment with modifications, or disapply an enactment, in relation to functions exercisable by the Welsh Ministers or their nominee by virtue of a direction within this section.
- (4) In subsection (2) the references to the Welsh Ministers and their nominee include a person acting on behalf of, assisting or authorised by the Welsh Ministers or their nominee.
- (5) In this section “specified” means specified in the direction.