



Infrastructure (Wales) Act 2024

2024 asc 3

PART 4

EXAMINING APPLICATIONS

Examining applications

47 Power of examining authority to hold local inquiry

- (1) An examining authority may hold a local inquiry for the purposes of examining an application.
- (2) An examining authority holding a local inquiry may by summons require any person—
 - (a) to attend the inquiry in accordance with the requirements specified in the summons under subsection (4) and to give evidence;
 - (b) to produce any documents in the person's possessions or under the person's control which relate to any matter in question at the inquiry.
- (3) The examining authority holding the inquiry may take evidence on oath, and for that purpose may administer oaths.
- (4) A summons must specify—
 - (a) the time at which attendance is required, and
 - (b) the place at which attendance is required or, if attendance is to be facilitated by other means, instructions on how to attend by those means.
- (5) A summons under this section does not require a person to attend the inquiry (whether attendance is required at a place or facilitated by other means) unless the person's necessary expenses of attending are paid or offered to the person.
- (6) A person may not be required under this section to produce the title (or any instrument relating to the title) of any land which does not belong to a local authority.
- (7) It is an offence for a person to—

Status: This is the original version (as it was originally enacted). This item of legislation is currently only available in its original format.

- (a) refuse or deliberately fail to comply with a requirement of a summons issued under this section, or
 - (b) deliberately alter, suppress, conceal or destroy a document the person is required, or is liable to be required, to produce under this section.
- (8) A person guilty of an offence under subsection (7) is liable on summary conviction or conviction on indictment to a fine.
- (9) In this section, “local authority” means the council of a county, county borough or community in Wales.