
WELSH STATUTORY INSTRUMENTS

2022 No. 98 (W. 34) (C. 6)

LOCAL GOVERNMENT, WALES

**The Local Government and Elections (Wales) Act 2021
(Commencement No. 5 and Transitional Provision) Order 2022**

Made - - - - 2 February 2022

The Welsh Ministers make the following Order in exercise of the power conferred on them by section 175(7) and (8)(a) of the Local Government and Elections (Wales) Act 2021(1).

Title and interpretation

1.—(1) The title of this Order is the Local Government and Elections (Wales) Act 2021 (Commencement No. 5 and Transitional Provision) Order 2022.

(2) In this Order—

“the 2000 Act” (“*Deddf 2000*”) means the Local Government Act 2000(2);

“the 2021 Act” (“*Deddf 2021*”) means the Local Government and Elections (Wales) Act 2021.

Provisions coming into force on 5 May 2022

2. The following provisions of the 2021 Act come into force on 5 May 2022—

- (a) section 64;
- (b) Schedule 8.

Transitional provision

3. Despite the coming into force of the provisions referred to in article 2, the following must be investigated in accordance with Chapter 3 of Part 3 of the 2000 Act as it applied immediately before 5 May 2022—

- (a) any written allegation made to the Public Services Ombudsman for Wales before 5 May 2022 under section 69(1)(a) of the 2000 Act;
- (b) any other case that has come to the attention of the Public Services Ombudsman under section 69(1)(b) of that Act as a result of any allegation made under section 69(1)(a) before 5 May 2022.

(1) 2021 asc 1.
(2) 2000 c. 22.

Status: This is the original version (as it was originally made).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

2 February 2022

Rebecca Evans
The Minister for Finance and Local Government,
one of the Welsh Ministers

EXPLANATORY NOTE

(This note is not part of the Order)

This is the fifth commencement order made by the Welsh Ministers under the Local Government and Elections (Wales) Act 2021 (“the 2021 Act”).

Article 2 brings section 64 (introduction of Schedule 8) of, and Schedule 8 (conduct of local government members: investigations by the Public Service Ombudsman for Wales) to, the 2021 Act into force on 5 May 2022.

Article 3 ensures that investigations by the Public Services Ombudsman for Wales which relate to written allegations made by any person before 5 May 2022 under section 69(1)(a) of the Local Government Act 2000, or any other case which has come to the attention of the Ombudsman as a result of an allegation made before 5 May 2022, are not impacted by the commencement of section 64 of, and Schedule 8 to, the 2021 Act.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note is not part of the Order)

The following provisions of the Local Government and Elections (Wales) Act 2021 (“the 2021 Act”) have been brought into force by a commencement order made before the date of this Order.

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 19	17 November 2021	2021/1249 (W. 321) (C. 71)
Section 20	17 November 2021	2021/1249 (W. 321) (C. 71)
Section 21	17 November 2021	2021/1249 (W. 321) (C. 71)
Section 24	1 November 2021	2021/231 (W. 57) (C. 6)
Section 25	1 November 2021	2021/231 (W. 57) (C. 6)
Section 26	1 November 2021	2021/231 (W. 57) (C. 6)
Section 27	1 November 2021	2021/231 (W. 57) (C. 6)
Section 28	4 March 2021	2021/231 (W. 57) (C. 6)
Section 29	1 November 2021	2021/231 (W. 57) (C. 6)
Section 30(3)	4 March 2021	2021/231 (W. 57) (C. 6)
Section 30 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Section 31	5 May 2022	2021/231 (W. 57) (C. 6)
Section 32	5 May 2022	2021/231 (W. 57) (C. 6)
Section 33	5 May 2022	2021/231 (W. 57) (C. 6)
Section 34	5 May 2022	2021/231 (W. 57) (C. 6)
Section 35	4 March 2021	2021/231 (W. 57) (C. 6)
Section 36	5 May 2022	2021/231 (W. 57) (C. 6)

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 37	5 May 2022	2021/231 (W. 57) (C. 6)
Section 39	5 May 2022	2021/231 (W. 57) (C. 6)
Section 40	5 May 2022	2021/231 (W. 57) (C. 6)
Section 41	5 May 2022	2021/231 (W. 57) (C. 6)
Section 42	5 May 2022	2021/231 (W. 57) (C. 6)
Section 43	5 May 2022	2021/231 (W. 57) (C. 6)
Section 44	5 May 2022	2021/231 (W. 57) (C. 6)
Section 45	5 May 2022	2021/231 (W. 57) (C. 6)
Section 46(1)(b) and (c), (2) (b), (3), (4), and (8) to (10) (partially)	4 March 2021	2021/231 (W. 57) (C. 6)
Section 46 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Section 47(8)	4 March 2021	2021/231 (W. 57) (C. 6)
Section 47 (remainder)	1 May 2021	2021/354 (W. 106) (C. 11)
Section 48	5 May 2022	2021/231 (W. 57) (C. 6)
Section 49	1 May 2021	2021/354 (W. 106) (C. 11)
Section 52	1 April 2022	2021/231 (W. 57) (C. 6)
Section 54	5 May 2022	2021/231 (W. 57) (C. 6)
Section 56	5 May 2022	2021/231 (W. 57) (C. 6)
Section 57	5 May 2022	2021/231 (W. 57) (C. 6)
Section 58	5 May 2022	2021/231 (W. 57) (C. 6)
Section 59	4 March 2021	2021/231 (W. 57) (C. 6)
Section 62	5 May 2022	2021/231 (W. 57) (C. 6)
Section 63	5 May 2022	2021/231 (W. 57) (C. 6)
Section 65	5 May 2022	2021/231 (W. 57) (C. 6)
Section 66	5 May 2022	2021/231 (W. 57) (C. 6)
Section 67	5 May 2022	2021/231 (W. 57) (C. 6)
Section 89	1 April 2021	2021/297 (W. 74) (C. 9)
Section 90	1 April 2021	2021/297 (W. 74) (C. 9)
Section 91	1 April 2021	2021/297 (W. 74) (C. 9)
Section 92	5 May 2022	2021/297 (W. 74) (C. 9)
Section 93	5 May 2022	2021/297 (W. 74) (C. 9)
Section 95	1 April 2021	2021/297 (W. 74) (C. 9)
Section 96	1 April 2021	2021/297 (W. 74) (C. 9)
Section 97	1 April 2021	2021/297 (W. 74) (C. 9)

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 98	1 April 2021	2021/297 (W. 74) (C. 9)
Section 99	1 April 2021	2021/297 (W. 74) (C. 9)
Section 100	1 April 2021	2021/297 (W. 74) (C. 9)
Section 101	1 April 2021	2021/297 (W. 74) (C. 9)
Section 102	1 April 2021	2021/297 (W. 74) (C. 9)
Section 103	1 April 2021	2021/297 (W. 74) (C. 9)
Section 104	1 April 2021	2021/297 (W. 74) (C. 9)
Section 105	1 April 2021	2021/297 (W. 74) (C. 9)
Section 106	1 April 2021	2021/297 (W. 74) (C. 9)
Section 107	1 April 2021	2021/297 (W. 74) (C. 9)
Section 108	1 April 2021	2021/297 (W. 74) (C. 9)
Section 109	1 April 2021	2021/297 (W. 74) (C. 9)
Section 110	1 April 2021	2021/297 (W. 74) (C. 9)
Section 111	1 April 2021	2021/297 (W. 74) (C. 9)
Section 112	1 April 2021	2021/297 (W. 74) (C. 9)
Section 113	1 April 2021	2021/297 (W. 74) (C. 9)
Section 114	1 April 2021	2021/297 (W. 74) (C. 9)
Section 115	1 April 2021	2021/297 (W. 74) (C. 9)
Section 116	5 May 2022	2021/297 (W. 74) (C. 9)
Section 117	5 May 2022	2021/297 (W. 74) (C. 9)
Section 118	5 May 2022	2021/297 (W. 74) (C. 9)
Section 119	1 April 2021	2021/297 (W. 74) (C. 9)
Section 120	1 April 2021	2021/297 (W. 74) (C. 9)
Section 121	1 April 2021	2021/297 (W. 74) (C. 9)
Section 122	1 April 2021	2021/297 (W. 74) (C. 9)
Section 123	1 April 2021	2021/297 (W. 74) (C. 9)
Section 124	1 April 2021	2021/297 (W. 74) (C. 9)
Section 125	1 April 2021	2021/297 (W. 74) (C. 9)
Section 126	1 April 2021	2021/297 (W. 74) (C. 9)
Section 127	1 April 2021	2021/297 (W. 74) (C. 9)
Section 128	1 April 2021	2021/297 (W. 74) (C. 9)
Section 129	1 April 2021	2021/297 (W. 74) (C. 9)
Section 130	1 April 2021	2021/297 (W. 74) (C. 9)
Section 131	1 April 2021	2021/297 (W. 74) (C. 9)

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Section 132	1 April 2021	2021/297 (W. 74) (C. 9)
Section 133	1 April 2021	2021/297 (W. 74) (C. 9)
Section 134	1 April 2021	2021/297 (W. 74) (C. 9)
Section 135	1 April 2021	2021/297 (W. 74) (C. 9)
Section 136	1 April 2021	2021/297 (W. 74) (C. 9)
Section 137	1 April 2021	2021/297 (W. 74) (C. 9)
Section 138	1 April 2021	2021/297 (W. 74) (C. 9)
Section 139	1 April 2021	2021/297 (W. 74) (C. 9)
Section 140	1 April 2021	2021/297 (W. 74) (C. 9)
Section 141	1 April 2021	2021/297 (W. 74) (C. 9)
Section 142	1 April 2021	2021/297 (W. 74) (C. 9)
Section 143	1 April 2021	2021/297 (W. 74) (C. 9)
Section 144	1 April 2021	2021/297 (W. 74) (C. 9)
Section 145	1 April 2021	2021/297 (W. 74) (C. 9)
Section 146	1 April 2021	2021/297 (W. 74) (C. 9)
Section 147	1 April 2021	2021/297 (W. 74) (C. 9)
Section 148	1 April 2021	2021/297 (W. 74) (C. 9)
Section 149	1 April 2021	2021/297 (W. 74) (C. 9)
Section 150	1 April 2021	2021/297 (W. 74) (C. 9)
Section 159	1 April 2021	2021/297 (W. 74) (C. 9)
Section 161(1)	4 March 2021	2021/231 (W. 57) (C. 6)
Section 161 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Section 162	5 May 2022	2021/231 (W. 57) (C. 6)
Section 163	1 April 2021	2021/231 (W. 57) (C. 6)
Section 164	1 April 2021	2021/231 (W. 57) (C. 6)
Section 169	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 1 (partially)	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 2 (partially)	17 November 2021	2021/1249 (W. 321) (C. 71)
Part 1 of Schedule 3	1 November 2021	2021/231 (W. 57) (C. 6)
Part 2 of Schedule 3	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 4	1 May 2021	2021/354 (W. 106) (C. 11)
Schedule 5	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 6 (partially)	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 7	5 May 2022	2021/231 (W. 57) (C. 6)

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

<i>Provision</i>	<i>Date of Commencement</i>	<i>S.I. No.</i>
Schedule 10	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 11	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 12	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 13	5 May 2022	2021/231 (W. 57) (C. 6)

See section 175(1) of the 2021 Act for provisions which came into force on the day after the day on which the 2021 Act received Royal Assent. See section 175(3) for provisions which came into force 2 months after the 2021 Act received Royal Assent. The 2021 Act received Royal Assent on 20 January 2021. See also section 175(4) for provisions which came into force on 1 April 2021.