



Public Audit (Wales) Act 2004

2004 CHAPTER 23

PART 4

MISCELLANEOUS AND GENERAL

Miscellaneous

65 Public bodies subject to audit etc

- (1) The Government of Wales Act 1998 is amended as follows.
- (2) ^{F1}.....
- (3) In subsection (9) of that section, after paragraph (b) add “and
(c) “public body” means—
 - (i) a body exercising functions of a public nature, or
 - (ii) a body entirely or substantially funded from public money.”
- (4) In Schedule 17, in Part 1 (bodies subject generally to audit etc provisions), in paragraph 1 omit “(other than the Care Council for Wales)”.

Textual Amendments

- F1** S. 65(2) repealed by [Government of Wales Act 2006 \(c. 32\)](#), ss. 161(4)(d), 163, [Sch. 12](#) (with [Sch. 11 para. 22](#)), the repealing provision coming into force immediately after the end of “the initial period” (which ended with the day of the first appointment of a First Minister on 25.5.2007)

66 Minor and consequential amendments

Schedule 2 (which makes minor and consequential amendments) has effect.

Status: Point in time view as at 23/07/2019.

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

Commencement Information

II S. 66 wholly in force at 1.4.2005, see s. 73 and S.I. 2005/558, **art. 2, Sch. 1** (subject to **Sch. 2**)

67 Functions transferred to Assembly

- (1) Any reference in Schedule 1 to the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I.1999/672) to an enactment amended by this Act is to be treated as a reference to that enactment as amended by this Act.
- (2) Subsection (1) does not affect the power to make further Orders varying or omitting those references.

[^{F2}67A Assistance by Auditor General to inspectorates

- (1) The Auditor General for Wales may provide assistance to—
 - (a) Her Majesty's Chief Inspector of Prisons,
 - (b) Her Majesty's Inspectors of Constabulary,
 - (c) Her Majesty's Chief Inspector of the Crown Prosecution Service,
 - (d) [^{F3}Her Majesty's Inspectorate of Probation for England and Wales],
 - ^{F4}(e)
 in the discharge of any of their functions.
- (2) Assistance under subsection (1) may be provided on such terms, including terms as to payment, as [^{F5}the Wales Audit Office] and the body or person in question may agree [^{F6}, but any terms as to payment agreed by the Wales Audit Office must be made in accordance with a scheme for charging fees prepared under section 24 of the Public Audit (Wales) Act 2013].

[Any sums charged in relation to assistance provided under this section may not exceed ^{F7}(3) the full cost of providing that assistance.]]

Textual Amendments

- F2** S. 67A inserted (1.4.2007) by **Police and Justice Act 2006** (c. 48), ss. 52, 53, **Sch. 14 para. 60**; S.I. 2007/709, **art. 3(p)** (subject to arts. 6, 7)
- F3** Words in s. 67A(1)(d) substituted (1.4.2008) by **The Offender Management Act 2007** (Consequential Amendments) Order 2008 (S.I. 2008/912), art. 3, **Sch. 1 para. 26(2)(g)**
- F4** S. 67A(1)(e) and preceding word repealed (18.9.2012) by **The Public Bodies (Abolition of Her Majesty's Inspectorate of Courts Administration and the Public Guardian Board) Order 2012** (S.I. 2012/2401), art. 1(2)(3), **Sch. 1 para. 17** (with art. 2)
- F5** Words in s. 67A(2) substituted (1.4.2014) by **Public Audit (Wales) Act 2013** (anaw 3), s. 35(2), **Sch. 4 para. 69(2)** (with **Sch. 3 para. 3**); S.I. 2013/1466, art. 3(1)
- F6** Words in s. 67A(2) inserted (1.4.2014) by **Public Audit (Wales) Act 2013** (anaw 3), s. 35(2), **Sch. 4 para. 69(3)** (with **Sch. 3 para. 3**); S.I. 2013/1466, art. 3(1)
- F7** S. 67A(3) inserted (1.4.2014) by **Public Audit (Wales) Act 2013** (anaw 3), s. 35(2), **Sch. 4 para. 69(4)** (with **Sch. 3 para. 3**); S.I. 2013/1466, art. 3(1)

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[^{F8}67B Protection from defamation claims

For the purposes of the law of defamation, the publication in a communication between the Auditor General for Wales or the Wales Audit Office and the Public Services Ombudsman for Wales of a matter in connection with a joint investigation conducted under section 68(2) of the Public Services Ombudsman (Wales) Act 2019, is absolutely privileged.]

Textual Amendments

F8 S. 67B inserted (23.7.2019) by Public Services Ombudsman (Wales) Act 2019 (anaw 3), s. 77(1), Sch. 5 para. 3; S.I. 2019/1096, reg. 2

Status:

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Changes to legislation:

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