

*Status: Point in time view as at 25/07/2006.*

*Changes to legislation: Government of Wales Act 2006, Paragraph 45 is up to date with all changes known to be in force on or before 23 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 10

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Government of Wales Act 1998 (c. 38)*

- 45 (1) Section 144 (power of Secretary of State by order to make provision about accounts etc. of bodies specified in Schedule 17) is amended as follows.
- (2) In subsection (1), for “Secretary of State” substitute “ Welsh Ministers ”.
- (3) In subsection (3)—
- (a) for paragraph (a) substitute—
- “(a) the Permanent Secretary to the Welsh Assembly Government to designate accounting officers and to specify their responsibilities,” and
- (b) in paragraph (d), for “Assembly (or, before the first ordinary election, by the Secretary of State)” substitute “ Welsh Ministers ”.
- (4) For subsection (4) substitute—
- “(4) The Welsh Ministers may by order make provision for the Permanent Secretary to the Welsh Assembly Government to designate accounting officers of any body specified in Part 3 of Schedule 17 and to specify their responsibilities.
- (4A) An order under subsection (1) or (4) may not remove or restrict any function of the Comptroller and Auditor General.”
- (5) After subsection (5) insert—
- “(5A) A statutory instrument containing an order under subsection (1) or (4), other than an order to which subsection (5B) applies, is subject to annulment in pursuance of a resolution of the Assembly.
- (5B) No order to which this subsection applies may be made unless a draft of the statutory instrument containing it has been laid before, and approved by a resolution of, the Assembly.
- (5C) Subsection (5B) applies to an order under subsection (1) or (4) which contains provisions in the form of amendments or repeals of enactments contained in an Act of Parliament, Assembly Measure or Act of the Assembly.”
- (6) Omit subsection (6).
- (7) In subsection (8)—
- (a) for “Secretary of State” substitute “ Welsh Ministers ”, and

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- (b) in paragraph (a), after “other than” insert “ the National Assembly for Wales Commission,”.
- (8) After that subsection insert—
- “(8ZA) No order under subsection (8) may be made unless a draft of the statutory instrument containing it has been laid before, and approved by a resolution of, the Assembly.”
- (9) Omit subsection (8A).
- (10) In subsection (9), before the word “and” at the end of paragraph (b) insert—
- “(ba) “Permanent Secretary to the Welsh Assembly Government” means the person appointed in accordance with section 52 of the Government of Wales Act 2006 to be the head of the staff of the Welsh Assembly Government (whether or not that person is known by the title of Permanent Secretary to the Welsh Assembly Government),”.

**Commencement Information**

**II** Sch. 10 paras. 42-55 in force immediately after the end of "the initial period" by s. 161(4)(d)

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