

Status: Point in time view as at 22/05/2011.

Changes to legislation: There are currently no known outstanding effects for the Budget Responsibility and National Audit Act 2011, Cross Heading: Acts of the Assembly. (See end of Document for details)

SCHEDULES

SCHEDULE 6 U.K.

POWERS OF NATIONAL ASSEMBLY FOR WALES: AUDITOR GENERAL FOR WALES

Acts of the Assembly

- 5 Schedule 7 to GOWA 2006 (Acts of the Assembly) is amended as follows.
- 6 In Part 1 (subjects), in paragraph 14 (public administration), after “Public Services Ombudsman for Wales.” insert “ Auditor General for Wales. ”
- 7 (1) Part 2 (general restrictions) is amended as follows.
- (2) In paragraph 2 (restrictions on modifying enactments other than GOWA 2006), after sub-paragraph (2) insert—
- “(3) Sub-paragraph (1), so far as it applies in relation to sections 145, 145A and 146A(1) of the Government of Wales Act 1998, does not apply to a provision to which sub-paragraph (4) applies.
- (4) This sub-paragraph applies to a provision of an Act of the Assembly which—
- (a) is a provision relating to the oversight or supervision of the Auditor General or of the exercise of the Auditor General's functions,
- (b) provides for the enforcement of a provision falling within paragraph (a) or is otherwise appropriate for making such a provision effective, or
- (c) is otherwise incidental to, or consequential on, such a provision.”
- (3) In paragraph 5 (restrictions on amending GOWA 2006)—
- (a) in sub-paragraph (2), at the end insert—
- “(c) any provision of Schedule 8, other than paragraphs 1(1) to (3), 2(2) to (4) and 3.”, and
- (b) after sub-paragraph (3) insert—
- “(4) Sub-paragraph (1) does not apply in relation to a provision to which paragraph 2(4) applies.
- (5) But, subject to sub-paragraph (6), a provision to which paragraph 2(4) applies cannot modify, or confer power by subordinate legislation to modify, paragraph 3 of Schedule 8.
- (6) Sub-paragraph (5) does not prevent the conferral of functions on a committee of the Assembly that—
- (a) does not consist of or include any of the following persons—
- (i) the First Minister or any person designated to exercise functions of the First Minister,
- (ii) a Welsh Minister appointed under section 48,

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- (iii) the Counsel General or any person designated to exercise the functions of the Counsel General, or
- (iv) a Deputy Welsh Minister, and
- (b) is not chaired by an Assembly member who is a member of a political group with an executive role.”

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