

WELSH STATUTORY INSTRUMENTS

**2006 No. 2629**

**The Environmental Noise (Wales) Regulations 2006**

**PART 7**

**POWERS OF THE ASSEMBLY IN RELATION TO THE  
FUNCTIONS OF OTHER COMPETENT AUTHORITIES**

**Application**

**25.** This Part does not apply to any functions under these Regulations for which the Assembly is the competent authority.

**Powers**

**26.—**(1) The Assembly may at any time require a competent authority to provide information in relation to its functions under these Regulations.

(2) A request for information pursuant to paragraph (1)—

- (a) must be made in writing;
- (b) may specify the format in which information must be provided; and
- (c) may specify the period of time within which a response must be received.

(3) If an authority receives a request pursuant to paragraph (1) it must respond—

- (a) within the time period specified pursuant to paragraph (2)(c); or
- (b) if no such period is specified, within fourteen days of receipt of the request.

(4) Paragraph (5) applies where—

- (a) the Assembly has consulted the competent authority; and
- (b) it considers that by reason of any act or omission, or any likely act or omission, by the competent authority—

(i) a requirement of these Regulations; <sup>F1</sup>...

<sup>F2</sup>(ii) .....

is unlikely to be met.

(5) The Assembly may exercise such of the functions of the competent authority as it considers appropriate.

**Textual Amendments**

**F1** Word in reg. 26(4)(b)(i) omitted (31.12.2020) by virtue of [The Environmental Noise \(Wales\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/247\)](#), regs. 1, **2(6)(a)**; 2020 c. 1, Sch. 5 para. 1(1)

**F2** Reg. 26(4)(b)(ii) omitted (31.12.2020) by virtue of [The Environmental Noise \(Wales\) \(Amendment\) \(EU Exit\) Regulations 2019 \(S.I. 2019/247\)](#), regs. 1, **2(6)(b)**; 2020 c. 1, Sch. 5 para. 1(1)

## Recovery of expenses

27.—(1) Where the Assembly incurs expenses pursuant to—

- (a) regulation 23(2);
- (b) regulation 24(3); or
- (c) regulation 26(5),

it may recover those expenses from the relevant competent authority as a civil debt.

(2) In this regulation “relevant competent authority” (“awdurdod cymwys perthnasol”) means—

- (a) in relation to regulation 23(2), the competent authority that submitted the strategic noise map pursuant to regulation 11 or 12;
- (b) in relation to regulation 24(3), the competent authority that submitted the action plan pursuant to regulation 19; and
- (c) in relation to regulation 26(5), the competent authority whose functions the Assembly exercises pursuant to that regulation.

**Changes to legislation:**

There are currently no known outstanding effects for the The Environmental Noise (Wales) Regulations 2006, PART 7 .