
WELSH STATUTORY INSTRUMENTS

2013 No. 2901

The Family Absence for Members of Local
Authorities (Wales) Regulations 2013

PART 5

Parental absence

Prescribed conditions

26. For the purposes of section 28(1) of the Measure, the prescribed conditions are that the member—

- (a) could not satisfy the prescribed conditions under Parts 2 to 4 of these Regulations;
- (b) has, or expects to have, responsibility for the care of a child;
- (c) provides the head of democratic services with written notice of—
 - (i) their intention to take parental absence;
 - (ii) the date on which the member intends the parental absence to start;
 - (iii) the duration of the intended parental absence; and
 - (iv) whether the absence is intended to be taken as a single period or as a series of absences;
- (d) if requested to do so by the head of democratic services, provides the head of democratic services with evidence in relation to the extent of the responsibility for the child; and
- (e) where the parental absence is to be taken as a series of absences, gives the head of democratic services advance written notice of the intended start date and duration of each period of parental absence.

Commencement Information

11 Reg. 26 in force at 5.12.2013, see [reg. 1\(2\)](#)

Extent of entitlement to parental absence

27.—(1) A member's entitlement to parental absence is three months.

(2) Parental absence may be taken as a series of periods of absence or as a single period.

Commencement Information

12 Reg. 27 in force at 5.12.2013, see [reg. 1\(2\)](#)

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Family Absence for Members of Local Authorities (Wales) Regulations 2013. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

When parental absence may be taken

- 28.** Parental absence may only be taken during the period—
- (a) beginning with the date that the member assumes responsibility for the care of a child under the age of 14; and
 - (b) ending one year after that.

Commencement Information

I3 Reg. 28 in force at 5.12.2013, see [reg. 1\(2\)](#)

Bringing a period of parental absence to an end

29. A member may bring any period of parental absence to an end earlier than that notified under regulation 26(c)(iii) by notifying the head of democratic services in writing of their intention to bring the period of parental absence to an end.

Commencement Information

I4 Reg. 29 in force at 5.12.2013, see [reg. 1\(2\)](#)

Cancelling a period of parental absence

- 30.** The circumstances in which a member may cancel a period of parental absence are that—
- (a) the period of parental absence has not yet started; and
 - (b) the member has notified the head of democratic services in writing of their intention to cancel the period of parental absence.

Commencement Information

I5 Reg. 30 in force at 5.12.2013, see [reg. 1\(2\)](#)

Member to choose start dates of parental absence

31. Provided the date falls within the period prescribed by regulation 28, a member may choose the date on which any period of parental absence is to start.

Commencement Information

I6 Reg. 31 in force at 5.12.2013, see [reg. 1\(2\)](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Family Absence for Members of Local Authorities (Wales) Regulations 2013. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- [reg. 17A](#) inserted by [S.I. 2021/243 reg. 2\(6\)](#)