



**Cynulliad Cenedlaethol Cymru  
The National Assembly for Wales**

**ADRODDIAD GAN Y PWYLLGOR DEDDFAU  
DRAFFT**

**LEGISLATION COMMITTEE REPORT  
DRAFT**

**The Local Government (Best Value Performance Indicators) (Wales) Order 2002**

This Order prescribes indicators by reference to which the performance of county councils, county borough councils and national park authorities (as best value authorities), in exercising their functions, will be measured.

**Standing Order 11.5**

No points have been identified as matters which the Committee needs to draw to the special attention of the Assembly.

**General Observations**

**Explanatory Note – third paragraph**

This is a little misleading in stating that the performance indicators are “detailed” in article 4.

**Explanatory Note – final paragraph**

It would be helpful to indicate by whom the guidance is to be published.

**Article 4**

It is queried whether “listed” should be omitted.

**Schedules – guidance**

As explained in the explanatory note, the detail for each indicator which was given in the 2001 Order is being replaced by guidance.

It will thus be necessary to recognise, in the application of this Order, that this is now merely guidance and does not have the legislative force it previously had. This may be particularly relevant in relation to Schedule 6 which uses terms such as “traffic sensitive road” and “dangerous damage” which it is assumed will be dependent upon the guidance for interpretation. The same may also apply in relation to the categorisation of “violent” offences and “vehicle” crimes in Schedule 12.

**Schedule 1– 1.4**

This would have been simpler if the bracketed reference to “(percentage)” had been deleted and “percentage” substituted for “proportion”.

**Schedule 4**

It would have been desirable for the definition of “dwelling” to have been in the main text rather than in a note.

**Schedule 9 – 9.3**

‘flwyddyn’ is mis-spelt.

**Schedule 11 – 11.1**

“communication” should be “communicated”.

Legal Adviser  
Legislation Committee

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