



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

**ADRODDIAD GAN Y PWYLLGOR DEDDFAU      LEGISLATION COMMITTEE REPORT**

**The Local Authorities (Allowances for Members of County and County Borough  
Councils and National Park Authorities) (Wales) Regulations 2002**

These require county councils, county borough councils and national park authorities to make a scheme for the payment of certain allowances to councillors.

**Standing Order 11.5**

Attention needs to be paid to the following drafting points which would be capable of correction by means of a memorandum of corrections.

**Regulation 6(2)**

Although some versions of the regulations had the word “or” immediately preceding sub-paragraph (a), it is understood that the final laid version has the word “and”. On this basis the word “that” in sub-paragraphs (a) and (b) (line 2 in each case) appears to have the effect that where a scheme is amended in accordance with the opening wording of regulation 6(2) the authority may decide whether or not it wishes to adopt the additional provision in sub-paragraphs (a) and (b).

Thus if the intention is that paragraphs (a) and (b) are to apply in all cases, it seems that the word “that” should be deleted.

**Regulation 9(4)(a)**

It seems that “15” should be “11”.

**Regulation 10(2)(b)**

The wording here is difficult. A shorter and more comprehensible format might be along the following lines -

“(b) a care allowance in respect of any child over the age of fifteen years or a dependent unless the member satisfies ...”

**Observations**

**Regulation 8(2)**

This is mis-numbered in the English text.

There is a typographical point in sub-paragraph (b) of the English text where the opening quotation marks have been omitted from “the deputy’s allowance”.

Mick Bates AM  
**Chair, Legislation Committee**

9 July 2002