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W E L S H S T A T U T O R Y  
I N S T R U M E N T S

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**2022 No. 98 (W. 34) (C. 6)**

**LOCAL GOVERNMENT,  
WALES**

**The Local Government and  
Elections (Wales) Act 2021  
(Commencement No. 5 and  
Transitional Provision) Order 2022**

**EXPLANATORY NOTE**

*(This note is not part of the Order)*

This is the fifth commencement order made by the Welsh Ministers under the Local Government and Elections (Wales) Act 2021 (“the 2021 Act”).

Article 2 brings section 64 (introduction of Schedule 8) of, and Schedule 8 (conduct of local government members: investigations by the Public Service Ombudsman for Wales) to, the 2021 Act into force on 5 May 2022.

Article 3 ensures that investigations by the Public Services Ombudsman for Wales which relate to written allegations made by any person before 5 May 2022 under section 69(1)(a) of the Local Government Act 2000, or any other case which has come to the attention of the Ombudsman as a result of an allegation made before 5 May 2022, are not impacted by the commencement of section 64 of, and Schedule 8 to, the 2021 Act.

**NOTE AS TO EARLIER COMMENCEMENT  
ORDERS**

*(This note is not part of the Order)*

The following provisions of the Local Government and Elections (Wales) Act 2021 (“the 2021 Act”) have been brought into force by a commencement order made before the date of this Order.

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<i>Provision</i>	<i>Date Commencement</i>	<i>of S.I. No.</i>
Section 19	17 November	2021/1249 (W.

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	2021	321) (C. 71)
Section 20	17 November 2021	2021/1249 (W. 321) (C. 71)
Section 21	17 November 2021	2021/1249 (W. 321) (C. 71)
Section 24	1 November 2021	2021/231 (W. 57) (C. 6)
Section 25	1 November 2021	2021/231 (W. 57) (C. 6)
Section 26	1 November 2021	2021/231 (W. 57) (C. 6)
Section 27	1 November 2021	2021/231 (W. 57) (C. 6)
Section 28	4 March 2021	2021/231 (W. 57) (C. 6)
Section 29	1 November 2021	2021/231 (W. 57) (C. 6)
Section 30(3)	4 March 2021	2021/231 (W. 57) (C. 6)
Section 30 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Section 31	5 May 2022	2021/231 (W. 57) (C. 6)
Section 32	5 May 2022	2021/231 (W. 57) (C. 6)
Section 33	5 May 2022	2021/231 (W. 57) (C. 6)
Section 34	5 May 2022	2021/231 (W. 57) (C. 6)
Section 35	4 March 2021	2021/231 (W. 57) (C. 6)
Section 36	5 May 2022	2021/231 (W. 57) (C. 6)
Section 37	5 May 2022	2021/231 (W. 57) (C. 6)
Section 39	5 May 2022	2021/231 (W. 57) (C. 6)
Section 40	5 May 2022	2021/231 (W. 57) (C. 6)
Section 41	5 May 2022	2021/231 (W. 57) (C. 6)
Section 42	5 May 2022	2021/231 (W. 57) (C. 6)
Section 43	5 May 2022	2021/231 (W. 57) (C. 6)
Section 44	5 May 2022	2021/231 (W. 57) (C. 6)
Section 45	5 May 2022	2021/231 (W. 57) (C. 6)
Section 46(1)(b) and (c), (2)(b), (3), (4), and (8) to (10) (partially)	4 March 2021	2021/231 (W. 57) (C. 6)

Section 46 (remainder)	5 May 2022	2021/231 (W. 57) (C. 6)
Section 47(8)	4 March 2021	2021/231 (W. 57) (C. 6)
Section 47 (remainder)	1 May 2021	2021/354 (W. 106) (C. 11)
Section 48	5 May 2022	2021/231 (W. 57) (C. 6)
Section 49	1 May 2021	2021/354 (W. 106) (C. 11)
Section 52	1 April 2022	2021/231 (W. 57) (C. 6)
Section 54	5 May 2022	2021/231 (W. 57) (C. 6)
Section 56	5 May 2022	2021/231 (W. 57) (C. 6)
Section 57	5 May 2022	2021/231 (W. 57) (C. 6)
Section 58	5 May 2022	2021/231 (W. 57) (C. 6)
Section 59	4 March 2021	2021/231 (W. 57) (C. 6)
Section 62	5 May 2022	2021/231 (W. 57) (C. 6)
Section 63	5 May 2022	2021/231 (W. 57) (C. 6)
Section 65	5 May 2022	2021/231 (W. 57) (C. 6)
Section 66	5 May 2022	2021/231 (W. 57) (C. 6)
Section 67	5 May 2022	2021/231 (W. 57) (C. 6)
Section 89	1 April 2021	2021/297 (W. 74) (C. 9)
Section 90	1 April 2021	2021/297 (W. 74) (C. 9)
Section 91	1 April 2021	2021/297 (W. 74) (C. 9)
Section 92	5 May 2022	2021/297 (W. 74) (C. 9)
Section 93	5 May 2022	2021/297 (W. 74) (C. 9)
Section 95	1 April 2021	2021/297 (W. 74) (C. 9)
Section 96	1 April 2021	2021/297 (W. 74) (C. 9)
Section 97	1 April 2021	2021/297 (W. 74) (C. 9)
Section 98	1 April 2021	2021/297 (W. 74) (C. 9)
Section 99	1 April 2021	2021/297 (W. 74) (C. 9)
Section 100	1 April 2021	2021/297 (W. 74) (C. 9)

Section 101	1 April 2021	2021/297 (W. 74) (C. 9)
Section 102	1 April 2021	2021/297 (W. 74) (C. 9)
Section 103	1 April 2021	2021/297 (W. 74) (C. 9)
Section 104	1 April 2021	2021/297 (W. 74) (C. 9)
Section 105	1 April 2021	2021/297 (W. 74) (C. 9)
Section 106	1 April 2021	2021/297 (W. 74) (C. 9)
Section 107	1 April 2021	2021/297 (W. 74) (C. 9)
Section 108	1 April 2021	2021/297 (W. 74) (C. 9)
Section 109	1 April 2021	2021/297 (W. 74) (C. 9)
Section 110	1 April 2021	2021/297 (W. 74) (C. 9)
Section 111	1 April 2021	2021/297 (W. 74) (C. 9)
Section 112	1 April 2021	2021/297 (W. 74) (C. 9)
Section 113	1 April 2021	2021/297 (W. 74) (C. 9)
Section 114	1 April 2021	2021/297 (W. 74) (C. 9)
Section 115	1 April 2021	2021/297 (W. 74) (C. 9)
Section 116	5 May 2022	2021/297 (W. 74) (C. 9)
Section 117	5 May 2022	2021/297 (W. 74) (C. 9)
Section 118	5 May 2022	2021/297 (W. 74) (C. 9)
Section 119	1 April 2021	2021/297 (W. 74) (C. 9)
Section 120	1 April 2021	2021/297 (W. 74) (C. 9)
Section 121	1 April 2021	2021/297 (W. 74) (C. 9)
Section 122	1 April 2021	2021/297 (W. 74) (C. 9)
Section 123	1 April 2021	2021/297 (W. 74) (C. 9)
Section 124	1 April 2021	2021/297 (W. 74) (C. 9)
Section 125	1 April 2021	2021/297 (W. 74) (C. 9)
Section 126	1 April 2021	2021/297 (W. 74) (C. 9)
Section 127	1 April 2021	2021/297 (W. 74) (C. 9)
Section 128	1 April 2021	2021/297 (W. 74)

		(C. 9)
Section 129	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 130	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 131	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 132	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 133	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 134	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 135	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 136	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 137	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 138	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 139	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 140	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 141	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 142	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 143	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 144	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 145	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 146	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 147	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 148	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 149	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 150	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 159	1 April 2021	2021/297 (W. 74)
		(C. 9)
Section 161(1)	4 March 2021	2021/231
		(W. 57) (C. 6)
Section 161 (remainder)	5 May 2022	2021/231
		(W. 57) (C. 6)
Section 162	5 May 2022	2021/231
		(W. 57) (C. 6)
Section 163	1 April 2021	2021/231
		(W. 57) (C. 6)

Section 164	1 April 2021	2021/231 (W. 57) (C. 6)
Section 169	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 1 (partially)	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 2 (partially)	17 November 2021	2021/1249 (W. 321) (C. 71)
Part 1 of Schedule 3	1 November 2021	2021/231 (W. 57) (C. 6)
Part 2 of Schedule 3	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 4	1 May 2021	2021/354 (W. 106) (C. 11)
Schedule 5	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 6 (partially)	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 7	5 May 2022	2021/231 (W. 57) (C. 6)
Schedule 10	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 11	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 12	1 April 2021	2021/297 (W. 74) (C. 9)
Schedule 13	5 May 2022	2021/231 (W. 57) (C. 6)

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*See* section 175(1) of the 2021 Act for provisions which came into force on the day after the day on which the 2021 Act received Royal Assent. *See* section 175(3) for provisions which came into force 2 months after the 2021 Act received Royal Assent. The 2021 Act received Royal Assent on 20 January 2021. *See* also section 175(4) for provisions which came into force on 1 April 2021.

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**LOCAL GOVERNMENT,  
WALES**

**The Local Government and  
Elections (Wales) Act 2021  
(Commencement No. 5 and  
Transitional Provision) Order 2022**

*Made*

*2 February 2022*

The Welsh Ministers make the following Order in exercise of the power conferred on them by section 175(7) and (8)(a) of the Local Government and Elections (Wales) Act 2021(1).

**Title and interpretation**

**1.**—(1) The title of this Order is the Local Government and Elections (Wales) Act 2021 (Commencement No. 5 and Transitional Provision) Order 2022.

(2) In this Order—

“the 2000 Act” (“*Deddf 2000*”) means the Local Government Act 2000(2);

“the 2021 Act” (“*Deddf 2021*”) means the Local Government and Elections (Wales) Act 2021.

**Provisions coming into force on 5 May 2022**

**2.** The following provisions of the 2021 Act come into force on 5 May 2022—

- (a) section 64;
- (b) Schedule 8.

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(1) 2021 asc 1.  
(2) 2000 c. 22.

**Transitional provision**

3. Despite the coming into force of the provisions referred to in article 2, the following must be investigated in accordance with Chapter 3 of Part 3 of the 2000 Act as it applied immediately before 5 May 2022—

- (a) any written allegation made to the Public Services Ombudsman for Wales before 5 May 2022 under section 69(1)(a) of the 2000 Act;
- (b) any other case that has come to the attention of the Public Services Ombudsman under section 69(1)(b) of that Act as a result of any allegation made under section 69(1)(a) before 5 May 2022.

*Rebecca Evans*

The Minister for Finance and Local Government, one  
of the Welsh Ministers  
2 February 2022