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WELSH STATUTORY INSTRUMENTS

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**2007 No. 1042 (W.102)**

**NATIONAL HEALTH SERVICE, WALES**

**Health, Social Care and Well-being Strategies  
(Wales) (Amendment) Regulations 2007**

*Made* - - - - 27 March 2007  
*Coming into force* - - 1 April 2007

The National Assembly for Wales, in exercise of the powers conferred by section 40(4), (5), (6) and (9) and section 203(2) of the National Health Service (Wales) Act 2006<sup>(1)</sup>, makes the following Regulations—

**Title, interpretation and commencement**

1.—(1) The title of these Regulations is the Health, Social Care and Well-being Strategies (Wales) (Amendment) Regulations 2007.

(2) These regulations come into force on 1 April 2007.

(3) In these Regulations “the principal Regulations” (“*y prif Reoliadau*”) means the Health, Social Care and Well-being Strategies (Wales) Regulations 2003<sup>(2)</sup>.

**Amendment of the principal regulations**

2.—(1) The principal Regulations are amended in accordance with the following provisions of this regulation.

(2) In regulation 2(i), omit the words “Health Authority” where they first occur.

(3) In regulation 4(3), omit all the words to the end of that paragraph after the words “the responsible bodies shall co-operate with the persons or bodies listed in regulation 3(1)”.

(4) In Regulation 5(2)(f)(v), after the words “well-being,” insert the words “including inequalities which relate to race, disability, gender, language, age, sexual orientation and religion and belief”.

(5) In regulation 6, omit paragraphs (2) and (3).

(6) Regulation 7 is amended in accordance with the following provisions:

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(1) 2006 c. 42. References in the Act to “Welsh Ministers” are to have effect until the end of the initial period, within the meaning of the Government of Wales Act 2006 (c. 32), as references to the National Assembly for Wales, constituted by the Government of Wales Act 1998 (c. 38), by virtue of section 5 of and paragraph 10 of Schedule 3 to the National Health Service (Consequential Provisions) Act 2006 (c. 43).

(2) S.I. 2003/154 (W.24).

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**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

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- (a) after paragraph (1)(a), insert the following subparagraph “(aa) children and young people’s plans under section 26(1) of the Children Act 2004”;
  - (b) in paragraph (1)(c), replace the words “section 28 of the Health Act 1999” with “section 17 of the National Health Service (Wales) Act 2006”;
  - (c) in paragraph (2), omit all the words to the end of that paragraph after the words “the plans listed in (1) above” ;
  - (d) in paragraph (4), omit all the words to the end of the paragraph after the words “as part of their duty to prepare a strategy”;
  - (e) in paragraph (5), omit all the words to the end of the paragraph after the words “as part of their duty to prepare a strategy”.
- (7) In regulation 10(4), substitute the figure “3” for the figure “5”.

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(3).

27 March 2007

*D. Elis-Thomas*  
The Presiding Officer of the National Assembly

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## EXPLANATORY NOTE

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

1. These Regulations amend the Health, Social Care and Well-being Strategies (Wales) Regulations 2003 (S.I.2003/154 (W.24)) (“the principal Regulations”).

2. These Regulations—

- (a) amend regulation 2(i) of the principal Regulations by removing Health Authority from the definition of “NHS Body” (regulation 2(2));
- (b) amend regulation 4 of the principal Regulations to remove the need for responsible bodies to consult before formulating their strategies (regulation 2(3));
- (c) extend regulation 5(2)(f)(v) of the principal Regulations to include the need for the strategy to address inequalities relating to disability, race, gender, language, age, sexual orientation, religion and belief (regulation 2(4));
- (d) amend regulation 6 of the principal Regulations to remove requirements placed on responsible bodies in the event of them proposing not to enter into commissioning arrangements (regulation 2(5));
- (e) amend regulation 7 of the principal Regulations to include in regulation 7(1) plans made under section 26 of the Children Act 2004; replace the reference in regulation 7(1)(c) to section 28 of the Health Act 1999 with section 17 of the National Health Service (Wales) Act 2006 and to remove the requirement in regulations 7(2), 7(4) and 7(5) to publish plans listed in regulation 7(1) as part of the strategy (regulation 2(6));
- (f) amend regulation 10 of the principal Regulations to reduce the operative period for each strategy to 3 years (regulation 2(7)).

3. A Regulatory Appraisal on the effect these Regulations will have on the costs of business have been prepared and placed in the Library of the National Assembly for Wales. Copies may be obtained from the Strategy Unit, the Department of Health and Social Services, the National Assembly for Wales, Cathays Park, Cardiff, CF10 3NQ.