
WELSH STATUTORY INSTRUMENTS

2000 No. 2991 (W. 191)(C. 92)

NATIONAL HEALTH SERVICE, WALES

**The Health Act 1999 (Commencement
No.3) (Wales) Order 2000**

Made - - - - 7th November 2000

The National Assembly for Wales makes the following Order in exercise of the powers conferred on it by sections 63(1), 66(2) and 67(1) and (2) of the Health Act 1999(1):

Citation, interpretation and application

1.—(1) This Order may be cited as the Health Act 1999 (Commencement No. 3) (Wales) Order 2000.

(2) In this Order—

“the Act” (“*y Ddeddf*”) means the Health Act 1999;

“the 1977 Act” (“*Deddf 1977*”) means the National Health Service Act 1977(2).

(3) This Order applies to Wales.

Appointed day

2.—(1) 1st December 2000 is the day appointed for the coming into force, to the extent there specified, of each provision of the Act specified in Schedule 1 to this Order.

(2) 1st January 2001 is the day appointed for the coming into force, to the extent there specified, of each provision of the Act specified in Schedule 2 to this Order.

(1) 1999 c. 8. The power of the Secretary of State in section 67(1) to make commencement orders for certain sections of the Act, (including those appearing in the schedules to this order), is exercisable, in relation to Wales, pursuant to section 66(2), by the National Assembly for Wales.

(2) 1977 c. 49.

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

7th November 2000

D Elis Thomas
The Presiding Officer of the National Assembly

SCHEDULE 1

Article 2(1)

Provisions of the Act coming into force on 1 December 2000.

Section 26 (Co-operation between National Health Service bodies)(except in so far as it relates to Primary Care Trusts)

Section 27 (Co-operation between National Health Service bodies and local authorities)(except in so far as subsection (1A) of section 22 of the 1977 Act relates to Primary Care Trusts)

Section 29(2)(a) and (3) and section 29(1) in so far as it relates to it (Payments by National Health Service bodies to local authorities) (except in so far as subsection (2B) of section 28A of the 1977 Act relates to Primary Care Trusts)

Section 30 (Payments by local authorities to National Health Service bodies)(except in so far as subsection (2) of section 28BB of the 1977 Act relates to Primary Care Trusts)

Section 31 (Arrangements between National Health Service bodies and local authorities) (except in so far as it relates to Primary Care Trusts)

Section 65(1) (Amendments of enactments) (in so far as it relates to the provisions of Schedule 4 to the Act specified below)

Schedule 4—

Sub-paragraphs (2) and (4)(b) of paragraph 14, and paragraphs 4 and 14(1) (in so far as they relate to them)

Sub-paragraphs (3) and (4)(a) and (e) of paragraph 14 (in so far as they relate to payments made under section 28A(2A) of the 1977 Act), and paragraphs 4 and 14(1) (in so far as they relate to them)

SCHEDULE 2

Article 2(2)

Section 32 (Joint Consultative Committees)

Section 65(1) (Amendments of enactments)(in so far as it relates to the provisions of Schedule 4 to the Act specified below)

Schedule 4—

Paragraph 14 (in so far as it is not already in force), and paragraph 4 (in so far as it relates to that paragraph)

Paragraph 72

EXPLANATORY NOTE

(This note does not form part of the Order)

This Order brings into force further provisions of the Health Act 1999 in relation to Wales.

The Order provides for the commencement of provisions which provide for partnership between NHS bodies and Local Authorities, including payments between NHS bodies and Local Authorities

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and arrangements between them. There is also provision for the commencement of repeals relating to Joint Consultative Committees and of the Health Service Joint Consultative Committees (Access to Information) Act 1986.

NOTE AS TO EARLIER COMMENCEMENT ORDERS

(This note does not form part of the Order)

The following provisions of the Health Act 1999 have been brought into force in relation to Wales by commencement order made before the date of this Order (including provisions brought into force in relation to England and Wales).

In addition to the provisions listed below, various other provisions of the Act have been brought into force in relation to England by commencement orders S.I.1999/2177, 2342, 2540 and 2793 and 2000/779 and 1041 and in relation to Scotland by commencement order S.S.I. 1999/90 and 115 and 2000/38 .

Darpariaeth / Provision	Dyddiad Cychwyn / Date of commencement	Rhif yr O.S. / S.I. No.
Adran/section 1	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Adran/section 9	1.4.2000	2000/1041 (C.28)
Adran/section 11 (yn rhannol) (partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Adran/section 12 (yn rhannol) (partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Adran/section 13 -17	1.11.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Adran/section 18	1.11.99	1999/3184 (Cy.42)(C.82) / (W.42)(C.82)
Adran/section 19	1.11.99	1999/2793 (C.69)
Adran/section 20 (yn rhannol) (partially)	1.11.99	1999/2793 (C.69)
Adran/section 21	1.4.00	2000/1041 (C.28)
Adran/section 23— 25	1.11.99	1999/2793 (C.69)
Adran/section 28 (yn rhannol) (partially)	1.11.99	1999/3184 (Cy.42)(C.82) / (W.42)(C.82)
Adran/section 33 (yn rhannol) (partially)	1.9.99	1999/2177 (C.54)
Adran/section 34 (yn rhannol) (partially)	3.8.99	1999/2177 (C.54)
(gweddill) (remainder)	1.11.99	1999/2177 (C.54)
Adran/section 36 (yn rhannol) (partially)	3.8.99	1999/2177 (C.54)

Darpariaeth / Provision	Dyddiad Cychwyn / Date of commencement	Rhif yr O.S. / S.I. No.
Adran/section 37 (yn rhannol) (partially)	3.8.99	1999/2177 (C.54)
Adran/section 37(1) - (9) (gweddill) (remainder)	1.11.99	1999/2177 (C.54)
Adran/section 38 (yn rhannol) (partially)	3.8.99	1999/2177 (C.54)
(yn rhannol)(partially)	1.9.99	1999/2177 (C.54)
(yn rhannol)(partially)	1.11.99	1999/2177 (C.54)
Adran/section 41	1.4.2000	1999/2793 (C.69)
Adran/section 42— 44	1.10.99	1999/2540 (C.64)
Adran/section 60 (yn rhannol) (partially)	1.7.99 (yn unol ag adran 67(3)) (pursuant to section 67(3))	
(yn rhannol)(partially)	15.3.2000	2000/779 (C.17)
Adran/section 62— 64	3.8.99	1999/2177 (C.54)
Adran/section 66(1),(3)— (6)	(mewn grym ers y deddfiad yn unol ag adran 67(4)) (in force from enactment pursuant to section 67(4))	
Adran/section 66(2)	1.7.99 (yn unol ag adran 67(4)) (pursuant to section 67(4))	
Adran/section 67— 69	(mewn grym ers y deddfiad) (in force from enactment)	
Atodlen/Schedule 2	1.11.99	1999/2793 (C.69)
Atodlen/Schedule 3	15.3.2000	2000/779 (C.17)
Atodlen/Schedule 4	(ac adran 65(2) i'r graddau y mae'n ymwneud â'r diddymiadau a gychwynwyd fel y'u nodir isod) (and section 65(2) in so far as it relates to the repeals commenced as set out below)	
Paragraff/paragraph 4 (yn rhannol)(partially)	1.11.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
(yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
(yn rhannol)(partially)	1.4.2000	1999/2793 (C.69)
(yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 5	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)

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Darpariaeth / Provision	Dyddiad Cychwyn / Date of commencement	Rhif yr O.S. / S.I. No.
Paragraff/paragraph 6	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 8 (yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 9 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 12 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 15 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 24	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 26	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 27(a) (yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 27(b)	1.4.2000	1999/2793 (C.69)
Paragraff/paragraph 30 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 31 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 32	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 34(b)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 37 (yn rhannol)(partially)	1.11.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
(yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 38 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
(yn rhannol)(partially)	1.4.2000	1999/2793 (C.69)
Paragraff/paragraph 39	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraffau/paragraphs 65—69	1.4.2000	1999/2793 (C.69)
Paragraff/paragraph 71 (yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 73	1.4.2000	1999/2342 (C.60)

Darpariaeth / Provision	Dyddiad Cychwyn / Date of commencement	Rhif yr O.S. / S.I. No.
Paragraff/paragraph 74 (yn rhannol)(partially)	1.11.99	1999/2793 (C.69)
(yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
(yn rhannol)(partially)	4.1.2000	1999/2342 (C.60)
(yn rhannol)(partially)	1.4.2000	1999/2342 (C.60)
(yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 75	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 76(a) (yn rhannol)(partially)	1.11.99	1999/2793 (C.69)
(yn rhannol)(partially)	4.1.2000	1999/2342 (C.60)
Paragraff/paragraph 76(b)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 79	1.11.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 81 (yn rhannol)(partially)	1.11.99	1999/2793 (C.69)
Paragraff/paragraph 82	1.4.2000	1999/2342 (C.60)
Paragraff/paragraph 83 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
(yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 84	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 85 (yn rhannol)(partially)	4.1.2000	1999/2342 (C.60)
(yn rhannol)(partially)	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Paragraff/paragraph 86 1999/3184	1.4.2000	1999/2342 (C.60)
Paragraff/paragraph 88 (yn rhannol)(partially)	1.12.99	1999/3184 (Cy.42)(C.82) / (W.42) (C.82)
Paragraff/paragraph 90	1.4.2000	2000/1026 (Cy.62)(C.26) / (W.62)(C.26)
Atodlen/Schedule 5 (yn rhannol)(partially)	(ac adran 65(1) i'r graddau y mae'n ymwneud â'r paragraffau a bennir isod (and section 65(1) in so far	

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	as it relates to the paragraphs specified below)	
(yn rhannol)(partially)	1.11.99	1999/2793 (C.69)
(yn rhannol)(partially)	1.4.2000	1999/2793 (C.69)
(yn rhannol)(partially)	1.4.2000	2000/1041 (C.28)