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WELSH STATUTORY INSTRUMENTS

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**2013 No. 2729 (W. 263)**

**NATIONAL HEALTH SERVICE, WALES**

**The Welsh Ambulance Services National Health Service Trust (Establishment) (Amendment) Order 2013**

*Made* - - - - 22 October 2013

*Coming into force* - - 25 October 2013

The Welsh Ministers, in exercise of the powers conferred by sections 18(1) and 204(1) of and paragraph 5 of Schedule 3 to the National Health Service (Wales) Act 2006<sup>(1)</sup>, after completion of the consultation prescribed under section 18(3) of the National Health Service (Wales) Act 2006, make the following Order:

**Title, commencement and interpretation**

1.—(1) The title of this Order is the Welsh Ambulance Services National Health Service Trust (Establishment) (Amendment) Order 2013 and it comes into force on 25 October 2013.

(2) In this Order:

“the principal Order” (“*y prif Orchymyn*”) means the Welsh Ambulance Services National Health Service Trust (Establishment) Order 1998 <sup>(2)</sup>.

**Amendment of article 1 of the principal Order**

2.—(1) Following the definition of “the Act” in article 1(2) of the principal Order insert —

““Directive 2011/24/EU” means Directive 2011/24/EU of the European Parliament and of the Council of 9 March 2011 on the application of patients’ rights in cross-border healthcare<sup>(3)</sup>;

“National Contact Point” means the National Contact Point that Member States are required to designate under article 6 of Directive 2011/24/EU;”.

**Amendment of article 3 of the principal Order**

3.—(1) In article 3(2)(c) of the principal Order, following the words “paragraphs (a) and (b)” remove the following punctuation “.” and insert “; and”.

(2) Following article 3(2)(c) of the principal Order, insert —

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(1) 2006 c.42.

(2) S.I. 1998/678, as amended by S.I. 2009/201 (W. 26).

(3) OJNo. L.88 4.4.2011 p.45.

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**Status:** This is the original version (as it was originally made).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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“(d) to perform the functions of the National Contact Point in Wales for the purposes of Directive 2011/24/EU as set out in regulations 3 to 6 of the National Health Service (Cross-Border Healthcare) Regulations 2013(4).”.

22 October 2013

*Mark Drakeford*  
Minister for Health and Social Services, one of  
the Welsh Ministers

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## EXPLANATORY NOTE

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

This Order further amends the Welsh Ambulance Services National Health Service Trust (Establishment) Order 1998 in order to amend the functions of the Welsh Ambulance Services National Health Service Trust.

The functions are amended to give the Welsh Ambulance Services National Health Service Trust the function of performing the functions of the National Contact Point in Directive 2011/24/EU of the European Parliament and of the Council of 9 March 2011 on the application of patients' rights in cross-border healthcare ("the Directive").

In accordance with regulation 2(2) of the National Health Service (Cross-Border Healthcare) Regulations 2013 ([S.I. 2013/2269](#)) ("the 2013 Regulations"), Welsh Ministers are required to designate, in relation to Wales, a suitable person or body to be the national contact point for the purposes of the Directive. Regulations 3 to 6 of the 2013 Regulations place duties upon the designated national contact points in England and Wales with regard to the information that they are required to make available to resident patients (ie in relation to the Welsh national contact point persons who are ordinarily resident in Wales) and visiting patients (ie patients for whom the UK is not the member state of affiliation) and place duties upon the designated national contact points relating to cooperation with other national contact points and the European Commission and consultation with organisations representing patients, health providers and insurers.