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WELSH STATUTORY INSTRUMENTS

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**2016 No. 413**

**The Social Services and Well-being (Wales) Act  
2014 (Consequential Amendments) Regulations 2016**

*National Health Service Act 2006 (c. 41)*

**237.** The National Health Service Act 2006 is amended as follows.

**238.** In section 13N(1) (duty of Health Service Commissioning Board as to promoting integration), in subsection (4) in the definition of “social care services” after “1970” insert “or for the purposes of the Social Services and Well-being (Wales) Act 2014”.

**239.** In section 14Z1(2) (duty of clinical commissioning groups as to promoting integration), in subsection (3) in the definition of “social care services” after “1970” insert “or for the purposes of the Social Services and Well-being (Wales) Act 2014”.

**240.** In section 74 (supply of goods and services by local authorities), for subsection (4) substitute—

“(4) “services” means—

- (a) in relation to a local authority in England, the services of persons employed by the authority for the purposes of its functions under the Local Authority Social Services Act 1970 (c. 42);
- (b) in relation to a local authority in Wales, the services of persons employed by the authority for the purposes of its functions which are social services functions for the purposes of the Social Services and Well-being (Wales) Act 2014 (anaw 4).”

**241.** In section 77 (care trusts)—

(a) in subsection (11) after the words “relevant social services functions” insert “of a local authority in England”;

(b) after subsection (11), insert—

“(11A) In connection with the exercise by a body so designated of any relevant social services functions under LA delegation arrangements, sections 145 to 149 of the Social Services and Well-being (Wales) Act 2014 (codes on the exercise of social services functions) apply to the body as if it were a local authority within the meaning of that Act.”;

(c) in subsection (12), for the definition of “relevant social services functions” substitute—

““relevant social services functions” means—

- (a) in relation to a local authority in England, health-related functions which are social services functions within the meaning of the Local Authority Social Services Act 1970;
- (b) in relation to a local authority in Wales, health-related functions which are social services functions within the meaning of the Social Services and Well-being (Wales) Act 2014.”

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(1) Section 13N was inserted by the Health and Social Care Act 2012 (c. 7), section 23(1).

(2) Section 14Z1 was inserted by the Health and Social Care Act 2012, section 26.

**242.** In section 78 (directed partnership arrangements), until the repeal of that section by paragraph 30 of Schedule 14 to the Health and Social Care Act 2012, at subsection (5) for the definition of “relevant social services functions” substitute—

““relevant social services functions” means health-related functions which are social services functions of local authorities in England within the meaning of the Local Authority Social Services Act 1970 (c. 42) or of local authorities in Wales within the meaning of the Social Services and Well-being (Wales) Act 2014 (anaw 4).”.

**243.** In section 256 (power to make payments towards expenditure on community services)—

- (a) in subsection (1)(a), after the words “a local social services authority” insert “in England”;
- (b) after subsection (1)(a), insert—

“(aa) a local social services authority in Wales towards expenditure incurred or to be incurred by it in connection with any of its functions which are social services functions for the purposes of the Social Services and Well-being (Wales) Act 2014 (anaw 4).”