
WELSH STATUTORY INSTRUMENTS

2016 No. 413

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

National Health Service (Wales) Act 2006 (c. 42)

244. The National Health Service (Wales) Act 2006 is amended as follows.

245. In section 32 (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 functions which are social services functions for the purposes of the Social Services and Well-being (Wales) Act 2014 (anaw 4).”

246. In section 35 (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 of a local authority in Wales under LA 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 for the purposes of the Social Services and Well-being (Wales) Act 2014 (anaw 4).”

247. In section 36 (directed partnership arrangements), in subsection (5), for the definition of “relevant social services functions” substitute—

““relevant social services functions” means health-related 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 for the purposes of the Social Services and Well-being (Wales) Act 2014 (anaw 4).”

248. In section 192 (local social services authorities)—

- (a) omit subsection (1);
- (b) in subsection (4), omit paragraph (b) and “or” before it;
- (c) in subsection (5), omit “and Schedule 15”.

249. In section 194 (power to make payments towards expenditure on community services)—

- (a) for subsection (1)(a), substitute—

“(a) 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),”;

- (b) after subsection (1)(a), insert—

“(aa) a local social services authority in England towards expenditure incurred or to be incurred by it in connection with any social services functions (within the meaning of the Local Authority Social Services Act 1970 (c. 42)), other than functions under section 3 of the Disabled Persons (Employment) Act 1958 (c. 33),”.

250. Omit Schedule 15 (further provision about local social services authorities).