



National Health Service (Wales) Act 2006

2006 CHAPTER 42

PART 1

PROMOTION AND PROVISION OF THE HEALTH SERVICE IN WALES

[^{F1}Procurement

[^{F1}10A Procurement of services etc. as part of the NHS in Wales

- (1) The Welsh Ministers may, by regulations, make provision in relation to the processes to be followed and objectives to be pursued by relevant authorities in the procurement of—
 - (a) services provided as part of the health service in Wales (“health services”), and
 - (b) goods or other services that are connected to those health services.
- (2) Regulations under subsection (1) must include provision specifying steps to be taken when following a competitive tendering process.
- (3) Regulations under subsection (1) must, in relation to the procurement of the services or goods to which they apply, make provision for the purposes of—
 - (a) ensuring transparency;
 - (b) ensuring fairness;
 - (c) ensuring that compliance can be verified;
 - (d) managing conflicts of interest.
- (4) Before making regulations under subsection (1), the Welsh Ministers must carry out such consultation as they consider appropriate and publish a summary of the responses they receive.
- (5) Explanatory material accompanying regulations made under subsection (1) must set out how the regulations make provision for the purposes of subsection (3).
- (6) The Welsh Ministers must publish such guidance as they consider appropriate about compliance with the regulations.

Changes to legislation: National Health Service (Wales) Act 2006, Section 10A is up to date with all changes known to be in force on or before 21 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

- (7) A relevant authority must have regard to guidance published under this section.
- (8) The Welsh Ministers must—
- (a) review the operation of the regulations, and
 - (b) publish the conclusions of the review before the end of the period of 5 years beginning with the day on which the regulations come into force.
- (9) In this section “relevant authority” means—
- (a) a county council or county borough council in Wales;
 - (b) a local health board established under section 11;
 - (c) a National Health Service trust established under section 18;
 - (d) a special health authority established under section 22.]

Textual Amendments

- F1** S. 10A and cross-heading inserted (6.2.2024) by [Health Service Procurement \(Wales\) Act 2024 \(asc 1\)](#), ss. **3(2)**, 4

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 201A-201C inserted by [2017 c. 23 s. 9](#)
- s. 201C(2) words substituted by [2018 c. 12 Sch. 19 para. 118\(2\)](#)
- s. 201C(4) inserted by [2018 c. 12 Sch. 19 para. 118\(3\)](#)
- Sch. 7 para. 1(2A) inserted by [2009 c. 21 s. 32\(3\)](#)