



**ADRODDIAD GAN Y
PWYLLGOR DEDDFAU**

**LEGISLATION COMMITTEE
REPORT**

**The General Medical Services Transitional and Consequential Provisions
(Wales) (Amendment) Order 2006**

This Order makes two small changes to the General Medical Services Transitional and Consequential Provisions (Wales)(No.2) Order 2004 ("the 2004 Order"). That Order was made under the Executive procedure in English only on 31 March 2004.

Standing Order 11.7

No points have been identified for reporting under Standing Order 11.7

Observations

The Legislation Committee's report on the 2004 Order included the following points –

A number of the definitions refer to the "1977 Act", which is not a defined term. It should either have been defined as the National Health Service Act 1977 Act or the full title should have been used throughout.

In articles 71 and 73 there are three references to "that Trust". It is understood that these should all refer

to "that Local Health Board", which is the relevant body in Wales.

Article 77(4) refers to "amendments to regulations 11(3), (4) and (5)". Article 70 defines "amendments" as those made by Schedule 1. There is no amendment to regulation 11(5), which should therefore have been omitted, unless it was intended to refer to an amendment to another part of regulation 11.

They could not be corrected at the time using the Memorandum of Corrections procedure as the Order had already been made under the Executive procedure. It is regrettable that the opportunity was not taken on this occasion to remedy those defects in the Order now being amended.

David Melding AM

Chair, Legislation Committee

7 February 2006