



**ADRODDIAD GAN Y  
PWYLLGOR DEDDFAU**

**LEGISLATION COMMITTEE  
REPORT**

**The National Health Service (Primary Medical Services)(Miscellaneous Amendments)(Wales) Regulations 2006**

These Regulations make amendments to the National Health Service (General Medical Services Contracts) (Wales) Regulations 2004 ("the GMS Regulations") and to the NHS (Performers Lists) (Wales) Regulations 2004 ("the List Regulations").

**Standing Order 11.7**

The following points have been identified for reporting under Standing Order 11.7

In regulations 4(1) to 9 and 12, there is no reference to the title of the Regulations being amended. This should be inserted as in the other regulations and uniformly in those amending the List Regulations. The headings above the regulations are not technically part of the regulations (as with the Explanatory Note and footnotes) and should not therefore be relied upon for interpretation purposes. [Standing Order 11.7 (v)]

As a result of the amendment made by regulation 11(4), the word "meet" is no longer required in the paragraph being amended. [Standing Order 11.7(v)]

In paragraph 11A(1) inserted by regulation 11 "Wales" appears in the title of the Charges Regulations in the English column, but not in the Welsh column. The same point arises in relation to other Regulations in paragraph 11A(3)(c)(iv). [Standing Order 11.7(v)]

Also in paragraph 11A(1) inserted by regulation 11, in the definition of "necessary drugs, medicines and appliances", there is gender specific language ("he") in both columns. This also arises in regulations 11 (31)(a) ("his"); 16(b) ("him") and 18 ("him"). [Standing Order 11.7(vii)]

In sub-paragraph (5)(a)(i) of that new paragraph 11A, the English text refers to regulation 8(1) of the Charges Regulations, whilst the Welsh text refers to regulation 7(1). [Standing Order 11.7(vi)]

In paragraph 18 of regulation 11, the provision described as being omitted is 73, not 74. [Standing Order 11.7(v)]

In paragraph (28) of regulation 11, a new paragraph is inserted in relation to the termination of contracts. The introductory phrase reads "After paragraph 105", but the purported insertion starts with "107A". The context indicates that this should read "105A". [Standing Order 11.7(v)]

These are all minor drafting or typographical errors appropriate for correction by means of a Memorandum of Corrections.

## **Observations**

Minor formatting points have also been noted for correction on publication.

**David Melding AM**

Chair, Legislation Committee

**7 February 2006**