

SL(5)732 – The Nurse Staffing Levels (Extension of Situations) (Wales) Regulations 2021

Background and Purpose

Under section 25B of the National Health Service (Wales) Act 2006, a Local Health Board or NHS Trust which provides nursing services in relation to those clinical settings specified in subsection 25B(3), namely adult acute medical inpatient wards and adult acute surgical inpatient wards, is under a duty to calculate, and take steps to maintain, nurse staffing levels, and to inform patients of those nurse staffing levels.

These Regulations extend the situations to which the duties under section 25B of the National Health Service (Wales) Act 2006 apply to include paediatric inpatient wards.

Procedure

Draft Affirmative

Technical Scrutiny

No points are identified for reporting under Standing Order 21.2 in respect of this instrument.

Merits Scrutiny

The following point is identified for reporting under Standing Order 21.3 in respect of this instrument.

1. Standing Order 21.3(ii) – that it is of political or legal importance or gives rise to issues of public policy likely to be of interest to the Senedd

The Explanatory Memorandum and the Regulatory Impact Assessment have been laid in English only.

Standing Order 15.4 requires documents to be laid bilingually where reasonably practicable.

This point has been raised recently in relation to other statutory instruments. The Welsh Government responded by explaining whilst an increasing proportion of these documents are being laid bilingually, they are having to prioritise a limited translation resource very strictly at the moment, with Covid and Brexit related legislation and guidance for the public being the top priority.

It was also explained that they have considered the relevant Welsh language standard and have considered guidance provided by the Welsh Language Commissioner's office.



Welsh Government response

A Welsh Government response is not required.

Legal Advisers

Legislation, Justice and Constitution Committee

2 February 2021



Senedd Cymru

Pwyllgor Deddfwriaeth, Cyfiawnder a'r Cyfansoddiad

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Welsh Parliament

Legislation, Justice and Constitution Committee