

Government Response: The National Health Service Joint Commissioning Committee (Wales) Regulations 2024

Technical Scrutiny point 1: The Welsh Government notes the point made but considers the definition set out in paragraph 4(6) of Schedule 2 is sufficient to differentiate the two meanings.

Technical Scrutiny point 2: The Welsh Government agrees that including a definition of these bodies would have been more precise, however, in context, the intention and legal effect is clear and correct. We will take the opportunity the next time the Regulations are amended to address this issue as necessary.

Technical Scrutiny point 3: The Welsh Government agrees that the numbering in Schedule 2, in paragraph 2, in sub-paragraph (2) should have referred to “sub-paragraph (1)”, we are investigating with the SI Registrar the possibility of making the change by correction slip.

Technical Scrutiny point 4: The Welsh Government agrees that including a definition of Integrated Care Board may have been more precise, however, in context, the intention and legal effect is clear and correct. We will take the opportunity the next time the Regulations are amended to address this issue as necessary.

Technical Scrutiny point 5: The Welsh Government agrees that the reference to section 11 of the Act within Schedule 2, in paragraph 6(1)(a) was unnecessary, however, the provision has the correct legal effect. We will take the opportunity the next time the Regulations are amended to address this issue as necessary.

Technical Scrutiny point 6: The Welsh Government agrees with the point raised by the Committee, however, the intention and legal effect is clear and correct. We will take the opportunity the next time the Regulations are amended to address this issue as necessary.

Merit Scrutiny point 7: The Welsh Government notes the oversight and the Directions have now been published and available from 29 February 2024.