

2006 No. 95

**NATIONAL HEALTH
SERVICE, WALES**

**The Codes of Conduct and
Accountability for NHS Boards and
the Code of Conduct for NHS
Managers Directions 2006**

Made

18 December 2006

Coming into force

1 January 2007

The National Assembly for Wales, in exercise of the powers conferred on it by sections 16BB(4), 17, and 126(4) of the National Health Service Act 1977(1), makes the following Directions:

Application, commencement and interpretation

1. —(1) These Directions, which are called the Codes of Conduct and Accountability for NHS Boards and the Code of Conduct for NHS Managers Directions 2006, are given to NHS bodies in Wales and come into force on 1 January 2007.

(2) These Directions apply to Wales.

(3) In these Directions —

“The Assembly” means the National Assembly for Wales;

(1) 1977 c. 49. Section 16BB(4) was inserted by the National Health Service Reform and Health Care Professions Act 2002 (c.17) and was amended by section 184 of and paragraphs 7 and 10 of Schedule 11 to the Health and Social Care (Community Health and Standards Act 2003 (c.43). Section 17 was substituted by section 12(1) of the Health Act 1999 (c.8) (“the 1999 Act”) and was amended by Schedule 5, Part 1, paragraph 5(1) and (3), to the Health and Social Care Act 2001 (c.15). The functions of the Secretary of State under sections 17 (except in some cases not relevant to these directions), and 126(4) are, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by article 2(a) of the National Assembly for Wales (Transfer of Functions) Order 1999, S.I. 1999/672 as amended by section 66(4) and (5) of the 1999 Act.

“NHS body” means a Local Health Board or a NHS Trust;

“Local Health Board members” means those members who are the holder of any office in accordance with Schedule 5B, paragraph 5 of the National Health Service Act 1977;

“NHS Trust directors” have the meaning assigned to them in section 5(5)(a) of the National Health Service and Community Care Act 1990(1).

Compliance with the Codes of Conduct and Accountability for NHS Boards

2. Each Local Health Board member and NHS director must, insofar as they seek to fulfil the duties and responsibilities conferred upon them by the Assembly, comply with the codes set out in the document entitled “Codes of Conduct and Accountability for NHS Boards” dated September 2006.

Compliance with the Code of Conduct for NHS Managers

3. Each NHS manager employed by or contracted to manage on behalf of any NHS body in Wales must, insofar as they seek to fulfil the duties and responsibilities conferred upon them by the Assembly, comply with the code set out in the document entitled “Code of Conduct for NHS Managers” dated September 2006.

Signed on behalf of the National Assembly for Wales

Brian Gibbon
18 December 2006

Minister for Health and Social Services

(1) 1990 c.19.