

NHS (Indemnities) (Wales) Bill to Amend s30 (Schemes for meeting losses and liabilities etc of certain health service bodies) NHS Wales Act 20

1. Describe and explain the impact of the proposal on children and young people.

- ◆ *How will the proposal affect the lives of children, positively and negatively?*
 - The Bill amends section 30 of the NHS (Wales) Act 2006 in relation to schemes for meeting losses and liabilities of certain health service bodies - it is specific and focused with no other effect on any other section of the NHS (Wales) Act 2006 or any other Act relating to Wales.
 - It provides the Welsh Ministers with the powers to establish direct indemnity schemes via Regulations, which will enable the creation of the Existing Liabilities Scheme (ELS). The proposals for the Existing Liability Scheme is to indemnify GPs for historic clinical negligence claims reported, or incurred but not yet reported, prior to 1 April 2019.
 - The ELS is subject to satisfactory due diligence and negotiation with the medical defence organisations. The ELS arrangements will strengthen the resilience of general medical services and will provide assurance for patients in relation to pre April 2019 clinical negligence claims for redress. This will be a positive outcome for children and young people.
- ◆ *How will the proposal affect different groups of children (e.g. children who have experienced adverse childhood experiences (ACEs), children living in poverty, children with a disability, children living in Welsh speaking households and children in Welsh medium education etc.)*

The proposal will not affect different groups of children.

What evidence have you used to inform your assessment, including evidence from children or their representatives?

We have not sought evidence from children or their representatives given the technical nature of the Bill.

- ◆ *How have you consulted with children and young people? If you haven't, please explain why.*

We have not consulted with children or young people because the Bill is of a technical nature .

- ◆ *What other evidence would inform the assessment?*

No other evidence is required to inform this assessment.

2. Explain how the proposal is likely to impact on children's rights.

This section requires an assessment, using informed judgement, of the likely impact of the proposal on children's UNCRC rights. It is vital you avoid the assumption that the intended outcomes identified above are the same as the predicted impact on children's rights.

You will need to carefully consider how the intended outcomes relate to children's rights and what impact they will have. There may be predicted impacts which are not intended outcomes from the proposal.

You should:

- ◆ *Identify which UNCRC articles are most relevant to the proposal.*

Whilst Article 24 is the closest to being most relevant "Every child has the right to the best possible health. Governments must provide good quality health care." It is not particularly relevant to the Bill

- ◆ *Explain if, and if so – how the proposal maximises, supports or promotes children's UNCRC rights, making connections between the outcomes identified at question 1. and the rights you have identified.*

The Bill will ensure that the Welsh Ministers are able to draft regulations to establish a Wales state backed existing liabilities scheme for primary healthcare professionals This will give confidence to patients and citizens that historic claims will if accepted be met. This is a service / right for all the people of Wales..

- ◆ *Remember that promoting children's rights includes: increasing children's access to their rights, or to services and/or resources that give access to rights, or enabling children to participate and take advantage of their rights. You should explain how the proposal achieves these objectives, if at all.*

There will be no effect

- ◆ *Explain any negative impact on children's rights arising from the proposal, including any reduction in resources available to support policies or programmes.*

There will be no negative effects .

- ◆ *When considering each of the above ensure you take account of how the proposal will impact on the rights of different groups of children (e.g. children living in poverty, children with disability etc.).*

The proposal will not affect the rights of different groups of children

Refer to any information or evidence that has informed your assessment, including from children or their representatives.

There has been no need to seek other evidence relating to this Amending Bill.