

WG24-06

NATIONAL HEALTH SERVICE, WALES

The National Health Service Joint Commissioning Committee (Wales) Directions 2024

Made 6 February 2024

Coming into force 7 February 2024

The Welsh Ministers give the following Directions in exercise of the powers conferred by sections 12(1)(b) and (3), 13(2)(c) and (4)(c), 203(9) and (10) and 204(1) of the National Health Service (Wales) Act 2006(1).

Title, coming into force and application

1.—(1) The title of these Directions is the National Health Service Joint Commissioning Committee (Wales) Directions 2024.

(2) These Directions come into force on 7 February 2024.

(3) These Directions are given to Local Health Boards and apply in relation to Wales.

Interpretation

2. In these Directions—

“the Act” (“*y Ddeddf*”) means the National Health Service (Wales) Act 2006;

“associate member” (“*aelod cyswllt*”) means the chief commissioner employed by the host Local Health Board;

“chair” (“*cadeirydd*”) means the chairperson of the joint committee;

“chief officers” (“*prif swyddogion*”) means the chief executives of each Local Health Board;

“host Local Health Board” (“*Bwrdd Iechyd Lleol cynhaliol*”) means Cwm Taf Morgannwg University Local Health Board(1);

“the joint committee” (“*y cyd-bwyllgor*”) means the NHS Wales Joint Commissioning Committee established under direction 3(3);

“Local Health Board” (“*Bwrdd Iechyd Lleol*”) means a Local Health Board in Wales established in accordance with section 11(2) of the Act(2);

“nominated representative” (“*cynrychiolydd enwebedig*”) means an officer member nominated by the chief officers of a Local Health Board. Officer member in this context means any office set out in regulation 3(2) of the Local Health Boards (Constitution, Membership and Procedures) (Wales) Regulations 2009(3);

“non-officer member” (“*aelod nad yw'n swyddog*”) means a member of the joint committee appointed in accordance with direction 4 of these Regulations who is not the chair.

“NHS Wales Joint Commissioning Committee team” (“*tîm Cyd-bwyllgor Comisiynu GIG Cymru*”) means staff employed by the host Local Health Board to exercise the relevant functions;

“the relevant functions” (“*y swyddogaethau perthnasol*”) means the functions set out in direction 3(2);

“specialised services” (“*gwasanaethau arbenigol*”) means services which are not viable for Local Health Boards to provide on an individual basis but which can be commissioned for the purposes of these Directions in co-operation with the other Local Health Boards in Wales.

Directions to each Local Health Board

3.—(1) The Local Health Boards must jointly exercise the relevant functions from 1 April 2024.

(1) Cwm Taf Morgannwg University Local Health Board was established under the Local Health Boards (Establishment and Dissolution) (Wales) Order 2009 (S.I. 2009/778 (W. 66)) as amended by S.I. 2019/349 (W. 83).

(2) Powys Teaching Local Health Board was established under the Local Health Boards (Establishment) (Wales) Order 2003 (S.I. 2003/148 (W. 18)). Aneurin Bevan University Local Health Board, Betsi Cadwaladr University Local Health Board, Cardiff and Vale University Local Health Board, Cwm Taf Morgannwg University Local Health Board, Hywel Dda University Local Health Board and Swansea Bay University Local Health Board were established under the Local Health Boards (Establishment and Dissolution) (Wales) Order 2009 (S.I. 2009/778 (W. 66)) as amended by S.I. 2019/349 (W. 83).

(3) S.I. 2009/779 (W. 67).

(2) For the purpose of these Directions, the relevant functions are the planning, securing and commissioning of—

- (a) specialised services for—
 - (i) cancer and blood disorders,
 - (ii) cardiac conditions,
 - (iii) mental health and vulnerable groups,
 - (iv) neurosciences, and
 - (v) women and children,
- (b) services where there is agreement between the Local Health Boards that they should be arranged on a regional and national basis,
- (c) emergency medical services,
- (d) non-emergency patient transport services,
- (e) emergency medical retrieval and transfer services,
- (f) NHS 111 services,
- (g) sexual assault referral centres, and
- (h) other services as directed by the Welsh Ministers.

(3) For the purpose of jointly exercising the relevant functions from 1 April 2024 the Local Health Boards must establish a joint committee.

(4) The host Local Health Board must provide administrative support for the operation of the joint committee and establish the NHS Wales Joint Commissioning Committee team.

Membership of the joint committee

4.—(1) The members of the joint committee consist of the chief executive of each Local Health Board or their nominated representative together with—

- (a) a chair, and
- (b) not more than five non-officer members.

(2) In addition there will be an associate member who may not vote in any meetings or proceedings of the joint committee.

Revocations

5. From 1 April 2024 the following Directions are revoked—

(1) The Welsh Health Specialised Services Committee (Wales) Directions 2009(1), and

(2) The Emergency Ambulance Services Committee (Wales) Directions 2014(2).

(1) Direction 2009/35 as amended by Direction 2014/9 (W.9).

(2) Direction 2014/8 (W.8).

Eluned Morgan
Minister for Health and Social Services, one of the
Welsh Ministers
6 February 2024