

**Date:** 20 November 2002  
**Venue:** Committee Room 2, National Assembly for Wales  
**Title:** Monthly Report of Health and Social Services Minister

**Yn anffodus, nid yw'r papur yma ar gael trwy gyfrwng y Gymraeg**

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## 1. STRATEGY ISSUES:

### 1.1 "Improving Health in Wales" – NHS Structural Change Programme

#### **Appointments**

##### *Regional Directors*

The successful candidate for the post of Regional Director for South East Wales is Sonia Mills, currently chief executive of the Swindon and Marlborough NHS Trust. Ms Mills, has had a long and successful career in the NHS will take up her post in March 2003.

Stuart Marples, currently Chief Executive of the Institute for Healthcare Management has been successful in gaining the Mid and West Wales Regional Directors' post. He will take up his post in February 2003.

##### *LHB Chief Executives*

Following the appointment of 13 LHB Chief Executives from the first round of appointments, the second phase of the process is well underway. 21 candidates have been shortlisted and invited to interview.

#### **Regional office appointments: Head of Finance, Head of Performance & improvement, Regional nurse, Organisational Development (OD) facilitator**

- ◆ The Head of Finance, Head of Performance & improvement and the OD facilitator posts have now been advertised to a restricted field in the first instance. The closing date for applications from Health Authorities or Powys Trust staff or current permanent NHS Wales Department staff whose current posts match the advertised posts was 25 October. It is hoped to make appointments by the end of November. Any posts remaining vacant at the end of this exercise will be openly advertised. The Regional Nurse Advisor post should be advertised within the next few weeks.

#### **Health Commission Wales: Chair and Chief Executive**

- ◆ These posts will be advertised in November. The Assembly's public appointment unit will handle the recruitment of the Chair.

#### **Consultation on the Roles and Functions of the Business Services Centre & Consultation on the Roles and Functions to be carried out by the National Public Health Service**

Following the dissolution of the Health Authorities as part of the NHS Structural Change Programme, two national services will be established: the Business Services Centre (BSC) and the National Public Health Service (NPHS). These arrangements are subject to staff consultation on the roles and functions to be carried out within the BSC and the NPHS. The consultation documents issued on 1 October 2002. Responses were due in by 23 October 2002.

#### **Accommodation**

##### *Regional Offices*

- ◆ Ministers have also agreed that the Mid West Wales regional office will be permanently based at Hill House in Carmarthen, although temporary accommodation will be utilised in Carmarthen whilst the Hill House property is being refurbished.

#### **Health, Social Care and Well-Being Strategies Guidance – Consultation**

Consultation on the Health, Social Care and Well-Being Strategies Guidance has issued; responses are due in by 6 January 2003.

## **Priorities**

To come in the next 2 months:

- ◆ Implementing the revised programme management arrangements.
- ◆ Appointment of Regional Directors, Health Commission Wales, Chair and Chief Executive Designate and Regional Public Health Directors.
- ◆ Second round of LHB Chief Executives and other senior appointments.
- ◆ Second tier appointments in the LHBs and Regional Offices
- ◆ Issue of the LHB and Health, Social Care and Well Being Strategy guidance.

### **1.2 All Wales Medicines Strategy Group (AWMSG)**

In 1999, I established the Task and Finish Group for Prescribing in Wales. The Health and Social Services Committee welcomed the Group's report in March 2001. One of the main recommendations of the report was that an All-Wales Medicines Strategy Group be established on a formal basis, accountable to the Welsh Assembly Government, to provide advice on strategic medicines management and prescribing issues. I am delighted to announce that the AWMSG is established and I have appointed Professor Roger Walker as Chair. Professor Walker has worked in Gwent Health Authority as Director of Pharmaceutical Public Health since 1994 and is Professor of Pharmacy Practice at Cardiff University. The Group held its first public meeting in Wrexham on 9 October and meets for the second time on 5 December in Swansea.

### **1.3 New Equipment at Morriston Hospital**

On Sunday 3 November I witnessed the magnet for the new MRI scanner (a very large and heavy coil weighing some 7 tonnes) being lifted and "craned" over the fabric of the existing Morriston Hospital into an internal garden space. The lift was a complex and delicate operation with a contracted in crane operator. It was then moved through a wall opening into its new position. The Trust expects the scanner to be commissioned and operational by the end of November.

New technology is the way forward for the health service. One of my major initiatives in the NHS Plan, *Improving Health in Wales*, is to ensure that the health service is able to provide first class service, with the replacement and upgrading of major life saving and diagnostic equipment. New state of the art equipment has a huge positive effect on a Trust's abilities to recruit and retain the best people for the job.

The new scanner, which has been funded by the Welsh Assembly Government, will provide significantly improved images, which can be taken and produced much faster. This will allow for quicker, more accurate access to proper medical care.

The Welsh Assembly Government has invested £6.869m in the last year in upgrading CT and MRI scanners and I am pleased to see the positive results of this investment in our health service.

### **1.4 Central Procurement to Replace Ageing Major Diagnostic Imaging Equipment**

You will recall last year's central major diagnostic replacement programme, which focussed successfully on replacing a number of ageing MRI and CT Scanners. As part of the Welsh Assembly Governments annual financial planning process the Finance Minister and I identified £8m non recurring in-year capital for a further

programme of centrally co-ordinated equipment replacements and modernisation's. The programme will focus again on replacing ageing diagnostic imaging equipment.

A recent review of the diagnostic equipment asset base in Wales identified that all trusts have ageing gamma cameras, breast imaging x-ray systems and ultrasound scanning equipment.

I have agreed that the available funding be distributed fairly whilst permitting some local flexibility to determine and address local priorities. Trusts will therefore receive a pro-rata allocation of the £8m capital available based on the existing formula under which discretionary capital is allocated (details attached). This will allow trusts the opportunity to prioritise their requirements to replace ageing equipment, within the parameters indicated.

An all-Wales Programme Board will be set up, with representatives from trusts, Welsh Health Estates, Welsh Health Supplies and Welsh Assembly Government officials. This will be supplemented by a sub group for each equipment type.

It is imperative that the benefits of economy of scale and technical standardisation realised in the CT/MRI procurement are maximised again. To this end, Welsh Health Supplies and Welsh Health Estates have been asked to oversee the procurements, provide technical advice and co-ordinate the Programme.

This funding is to be used only for the purchase of replacing ageing diagnostic imaging equipment within central procurement frameworks to be set up, and cannot be used for reimbursement of equipment already purchased by trusts. The full installation costs, including VAT where applicable, pre-installation, build and implementation costs will have to be contained within trust's allocations.

Any increased revenue implications will have to be managed locally as will any interim solutions required to maintain clinical services whilst the new equipment is installed. This may take the form of temporary installations or mobile services.

The procurement including payment must be achieved within the current financial year.

Should site specific upgrades or system enhancements be deemed essential (over and above the system functionality provided centrally), these may have to be funded by individual trusts.

## **1.5 New Developments in Carmarthenshire**

I was pleased to give the seal of approval to two new developments in Carmarthenshire on 31 October.

I unveiled a plaque marking the official opening of the new £3.6 million theatre complex at West Wales General Hospital, Carmarthen. The Welsh Assembly Government jointly funded this scheme with the Carmarthenshire NHS trust and Dyfed Powys Health Authority. The project management and construction challenges were significant, involving the lifting of 43 pre-fabricated units over a fully operational Accident & Emergency Department. This three-storey unit provides the hospital with a two room Endoscopy Suite, a Day Surgical Unit and a new General Theatre of the highest standard. Phase 2 to refurbish and upgrade the existing five general theatres is currently at Strategic Outline Case stage and the Welsh Assembly Government are working with the Trust to progress this.

I carried out the groundbreaking ceremony at Prince Phillip Hospital, Llanelli for the £8.7 million construction of new build accommodation over two floors. This is a joint scheme funded by the Welsh Assembly Government, Pembrokeshire & Derwen NHS Trust and Carmarthenshire NHS Trust to implement facilities for elderly and elderly mentally ill patients. The scheme is due to be completed in February 2004 and will provide an Elderly Psychiatric 30 bed unit, 30 Elderly Rehabilitation beds and Elderly Day Hospital accommodation.

## **1.6 Promoting partnerships in Care: Commissioning Social and Health care Services**

At the end of October I issued a consultation paper covering draft guidance on commissioning arrangements for social and health care services. The impetus behind the guidance is the commitment in the White Paper "Building for Our Future" to improve commissioning arrangements. The guidance sets out good practice guidelines about the nature of the relationship between commissioners and providers, promoting partnership and development/ improvement of services. It also spells out how the Welsh Assembly Government will assist the process.

The Social Services Inspectorate for Wales led on production of the guidance and has consulted widely at key stages of the drafting process. Reaction from those who have seen or commented upon the document has been extremely positive. These include the Local Government Commissioning Group, Care Forum Wales, the Registered Nursing Homes Association, the UKCC, and the voluntary sector – including the WCVA. In addition, the Wales Care Strategy Group reviewed the draft content in July and made a number of useful points, which have been taken on board in the final draft.

Copies of the consultation paper were sent to members of the Committee and placed in the library. Consultees have six weeks to submit their views.

## **1.7 Reform of Community Health Councils**

The decision of the Assembly to retain and reform Community Health Councils in Wales has been widely welcomed. This decision has put them in the spotlight and there is now a weight of public and political expectation on CHCs to live up to their billing and justify that decision. CHCs themselves recognise the need to develop and implement a reformed agenda and are keen to fulfil their potential.

The Health (Wales) Bill, introduced into Parliament on 14 November, will give the Assembly the powers to allow us to strengthen and improve the role of Community Health Councils that are such an important voice for the patient in Wales. Pre-legislative scrutiny of the draft Bill and public consultation indicated widespread support for proposals in the Bill which will allow:

- the open and equitable recruitment of CHC members, to be carried out incrementally;
- the extension of the remit of CHCs into inspection of primary care and nursing homes;
- a change of name for CHCs;

- the creation of an independent/statutory Association of Welsh CHCs; and
- a formal requirement for CHCs to provide an advocacy service to assist people wishing to make complaints.

Four project groups comprised of CHC staff and members are currently developing proposals on how they should best deliver their strengthened core functions from April 2003, and will be putting their recommendations to me at the end of December.

In order to ensure that CHCs fulfil their potential, additional funding of £550k (recurrent) from 2003-04 was secured during the 2002 Budget Planning Round for strengthening their role. Future years indicative figures are £569k for 2004-05 and £572k for 2005-06.

## **2. NHS PERFORMANCE**

### **2.1 Waiting Times**

The Waiting Times Task Group, chaired by Dr Brian Gibbons, met with senior management from Carmarthenshire NHS Trust on 3 October 2002. The Group noted their commitment to the Service and Financial Framework and the positive approach that they were taking to reduce waiting times within the trust. The Group was also encouraged to hear they had introduced partial booking in some outpatient specialities and that they were in active discussion with clinical colleagues in respect of pooled lists.

Various other recent initiatives being undertaken by the Trust were applauded by the Group, in particular the review of discharge planning and the appointment of discharge co-ordinators. The Trust also agreed to seek more pro-active ways to improve joint working arrangements between themselves and the local authority.

The next trust to present to the Group will be Cardiff and Vale NHS Trust on 28 November 2002

### **2.2 Emergency Pressures and Preparations for Winter 2002/03**

The number of emergency admissions has remained consistently high during October (to week ending 21/10/02) at approx. 4,900 per week. This is slightly less than September and is comparable to the same period last year. A number of trusts have reported increases in pressures on beds and staff associated with sporadic outbreaks of diarrhoea and vomiting.

I was pleased to receive a report on the capacity of the health services entitled 'A Question of Balance', at Princess of Wales Hospital, on Wednesday 30 October. This report, prepared by Paul Williams, the Chief Executive of Bro Morgannwg NHS Trust, is a welcome and important addition to the work being taken forward by the Welsh Assembly Government to improve the NHS in Wales. 'A Question of Balance' reviews the actions resulting from the recommendations of the Capacity Working Group and Emergency Pressures Task Force Reports in 2000, identifying the current pressures endured by the service and forecasts future trends.

The report makes a number of substantial recommendations for immediate and long term action. Although definite improvements are identified, 'A Question of Balance' reveals that most acute general hospitals in Wales are working with unsustainable bed occupancies, and encountering great difficulties in balancing their elective and emergency workloads. In addressing these problems, 'A Question of Balance' highlights the importance of taking a whole systems approach. It considers that unless all sectors work together in order to strike the right balance – between demand and supply; emergency and elective workloads; and resources across primary care, community, secondary, social care, independent and voluntary sectors - then the whole system will work sub-optimally.

As we come into the winter months there will be no let up in the challenges facing the NHS and social care sectors. Neither will there be any let up in the patient care it delivers. I announced in mid October £7m for the NHS and Social Services to tackle winter pressures, waiting times and delayed transfer of care, which along with emergency pressure guidance, will help the service through this period.



I also want the report to be considered in a wider context, Derek Wanless has agreed to act as an adviser to a review of Health and Social Care in Wales. His considerations will be of critical importance in setting the agenda for NHS reform in Wales. Allocation of resources beyond the end of the next financial year will be determined by the direction that the review can lead us in ensuring that investment is matched by reform and delivery. I will be announcing terms of reference for the review before Christmas.

### **2.3 Hospital Patient Environment (HPE) Teams**

On 15 November I announced a new process for assessing environmental factors in hospitals as seen and experienced by the patients. It is planned that independent teams, which will be led by CHC members, will assess hospital performance in areas such as signage, furniture, smells, food, internal and external decoration. This information will be included within the Performance Management Framework.

This process will complement the recently published Catering/Nutrition Framework and the soon to be finalised cleaning standards, both of which focus on the technical and legal standards for hospitals.

### **2.4 Reduction in NHS Fraud**

Fraud against the NHS is totally unacceptable. As set out in our strategy document "Countering Fraud in the NHS in Wales", over the past 2 years we have developed a strategic, professional approach to countering fraud.

The Auditor General for Wales' report published in 2000 estimated that approximately £15 million of potential income was lost in 1999-2000 as a result of patients incorrectly or fraudulently claiming exemption from prescription charges. A number of initiatives have been developed to tackle fraud against the NHS, including pharmacy Point of Dispensing checks and a supporting publicity campaign.

Working with the NHS Counter Fraud Service, we have recently completed a further exercise to measure pharmaceutical patient fraud. I announced on 24 October that estimated losses for 2001-2002 are £8 million, a reduction in this area of fraud of some £7 million in two years.

### **3. IMPROVING HEALTH AND TACKLING INEQUALITIES**

#### **3.1 Nutrition Strategy for Wales**

The nutrition strategy was debated in Plenary on 30 October. There was full endorsement by members of the need for a strategy to tackle diet-related ill health in Wales. It was noted that this linked to other Welsh Assembly Government objectives, particularly the Healthy and Active Lifestyles Action Plan, and Members recognised a long term commitment needed to be given if the strategy was to meet its aims. Whilst accepting this was a strategy to effect improvement across the whole population of Wales, support was expressed for action to be focused particularly on people in vulnerable groups and on infants and children.

In debate, members highlighted the need to address healthy eating policies in schools and workplaces and I confirmed that there were specific actions proposed to encourage children to eat healthier, more balanced diets. Members also wanted to see measures aimed at improving access to food in more deprived communities, and the action plan will provide for the development of local initiatives.

A cornerstone of the strategy will be to improve awareness of the importance of following healthy eating guidelines. This will be achieved by, amongst other things, developing appropriate public information materials, improving access to nutrition information and training for health professionals and others who might advise the public, and continuing to work towards clearer and more informative labelling.

I intend to formally launch the strategy and action plan shortly.

A national strategy will set the framework, within which local action can focus on shared goals. At the heart of the strategy is a joint action programme, of Food Equality Programme, which will include action to address issues of food poverty and access to balanced diet.

#### **3.2 Promoting heart health**

Last month I spoke at the British Heart Foundation (Wales) *Women's Heart Health Initiative* conference. The focus of the event was the role of women in reducing coronary heart disease in Wales.

One of the issues raised in the conference was the need to encourage more active lifestyles in order to significantly lower rates of cardiovascular disease. This encouragement needs to begin with our youngest children and I am pleased to say that the *Class Moves! / Symud y Dosbarth!* materials are now being distributed to all primary schools in Wales. These materials, based on activity calendars and manuals for each primary school year group, provide short exercises for use in the classroom. They introduce pupils to the pleasures and benefits of regular exercise followed by relaxation. The materials are being supported by local training. The initial response from teachers has been very enthusiastic.

#### **3.3 Targeting pregnant smokers and the risks of passive smoking in the home**

On 24 October, I joined forces with the Royal College of Midwives Welsh Board and the Community Practitioners Health Visitors Association in Wales to launch new materials for targeting pregnant smokers. The delegates, the majority of whom were practising midwives and health visitors, had the opportunity to hear about examples

of good practice and to visit project displays. I was also delighted to announce joint training for midwives and health visitors, designed to ensure that they have the expertise to deliver brief interventions and address the issue of passive smoking in the home.

### **3.4 European Health and Safety Week**

On 16 October I gave a keynote address to over 100 delegates at a conference in Cwmbran on tackling and reducing stress in the workplace. The event, arranged by the Wales Regional Office of the Health and Safety Executive and the Institute for Occupational Safety and Health, was held to mark European Safety and Health Week. The theme of the week was prevention of psychosocial risks at work, especially stress.

### **3.5 International Zoonoses conference**

An International Zoonoses conference was held in Cardiff on 21-23 October, which was sponsored by the Assembly, together with DEFRA, Department of Health and the Public Health Laboratory Service. The event attracted high calibre scientists from all over the world.

Zoonoses, are diseases that can be transmitted from animals to humans.

The First Minister addressed the conference on the second day, and in his speech acknowledged the threat that such diseases pose as potential bioterrorist weapons. He also stressed that it is essential that we establish joint veterinary and medical collaboration to deal with any problems of epidemiology or risk that might arise.

A Zoonoses network meets on a quarterly basis in Wales, to facilitate discussion and raise awareness of up to date issues, and officials form a part of this group to ensure that the group's views inform policy considerations in this area.

### **3.6 Well Being in Wales**

We discussed the consultation document at our Committee meeting on 6 November 2002. The document has attracted considerable interest. Since I launched the document, my officials have received over 300 further requests for copies of the document from organisations across the policy areas. The majority of requests have been for extra copies to facilitate discussion of the document by organisations and groups.

### **3.7 Inequalities in Health Fund**

Last month saw the first all-Wales meeting of staff from Inequalities in Health Fund projects. Over 80 people attended the first event, which focused on evaluation. Discussion with and between project teams will inform future developments on advice, guidance and support for projects and action to facilitate the exchange of experience and good practice.

During October, I visited four of the Inequalities in Health projects (IIH). These were:

- Barry heart health led by Vale of Glamorgan Local Health Group
- Targeted primary prevention heart disease clinics with access to exercise on prescription within Torfaen led by Torfaen Local Health Group

- A multidisciplinary team approach to developing and implementing a patient focussed coronary heart disease programme led by Cardiff & Vale NHS Trust
- Hearts and Minds led by Wrexham Local Health Group

### **3.8 Keep Well This Winter**

I launched the third national *Keep Well This Winter* campaign in Colwyn Bay on 2 October 2002, and was pleased to see so many of the campaign partners represented there. The launch marked the start of a series of roadshows, which will take place in all local authority areas.

The campaign partners include Age Concern Cymru, Care & Repair Cymru, Care Forum Wales, Food Standards Agency Wales, Energy Saving Trust, Royal National Institute for the Blind, Wales Council for the Blind, NHS Direct Wales, The Wales Youth Agency, The National Association of Citizens Advice Bureaux and the NHS.

Keep Well This Winter provides information and support to people aged 65 and over to help them stay well during the winter months. The key themes are *Keep Well*, *Keep Warm* and *Keep Safe*. Flu vaccination is an important part of the *Keep Well* theme and the *Keep Well This Winter* campaign has helped to increase the uptake of flu vaccination to over 60% in 2001/02 from an estimated 30% in 1999/00. This year we expect to increase the uptake rate still further.

A Food Standards Agency mobile unit was present at the launch event to promote the importance of good nutrition.

### **3.9 Wales Eye Care Initiative**

#### **3.9.1 The Eye Health Examination.**

Following the launch of the eye health examination in May, Health Authorities are now beginning to submit their claims to the Assembly for payment. Officials have received the following claims to date

North Wales	96 examinations up to and including quarter 2.
Dyfed Powys	177 examinations up to and including quarter 2
Bro Taf	266 examinations during quarter 1.

#### **3.9.2 Diabetic Retinopathy Screening Programme.**

The Assembly is negotiating on a lease on a building, north of Cardiff, to house the national screening centre. Negotiations for the Service Level Agreement with an NHS Trust are nearing completion, and the preferred provider remains Cardiff and the Vale NHS Trust.

The Assembly's project board has made provision for the secondment of an officer of the Trust to the Assembly for further operational development of the scheme. The All-Wales scheme will build on those services already available in some areas across Wales, adopting best practise wherever it is found. Some of these will naturally fit into the all Wales programme.

During the committee's consideration of the consultation document for Optometric services in Wales entitled 'The future of Optometric Services in Primary Care in Wales' of Wednesday 6th November, I promised to respond to the points raised by David Melding AM about the guidelines issued by NICE earlier this year in respect of

diabetic screening and its impact on the screening services being introduced as part of the Wales Eye Care Initiative.

I have asked the Diabetic Retinopathy project board to consider the issues raised by David Melding, and I will make a report to this committee next month once I have considered their recommendations.

### **3.9.3 Low Vision Aids Service.**

The Low Vision Aids Service was launched on 1 November in Denbigh, North Wales.

The scheme offers visually impaired patients low vision aids, which will be available on prescription from optometric practices in the high street. Practices providing this specialised low vision service offer an early assessment of the users' needs based on an eye examination, a service as close as is practical to the patient's home and the opportunity to reduce the waiting time for an assessment.

It is intended that patients will be referred into the scheme in a number of ways, such as through an Optometrist, a General Practitioner, social services, community services, or an Ophthalmologist (in the Hospital Eye Service). Any of these will be able to send a patient to an accredited optometrist for an examination and assessment.

The low vision assessment will comprise a specialised examination by the optometrist, who will then be able to assess how low vision appliances may help the patient. This will take on average 30-40 minutes, but this may vary in accordance with the specific needs of the patient. The low vision aids will be supplied by prescription on a "loan" basis. Aids not being used should be returned to the prescribing practice. In this way, aids may be serviced and re-issued.

Officials will begin rolling this service out across Wales over the coming months. There are currently 120 Optometrists who have expressed an interest to participate in the scheme, providing coverage across the whole of Wales.

Optometrists participating in the scheme will receive training and be recognised as someone skilled in providing a low vision assessment for visually impaired patients. Accredited optometrists will display a sign in their practice window to show that they are taking part in the scheme.

There are 29 Optometrists who are sufficiently experienced to offer a service as soon as the aids become available. A full list of participating optometrists will be available from local health groups.

### **3.10 Appointment of Acting Welsh Administration Ombudsman & Health Service Commissioner Wales**

The Secretary of State for Wales, Peter Hain and First Minister, Rhodri Morgan announced on 1 November that Ann Abraham is to succeed Sir Michael Buckley as Welsh Administration Ombudsman and Health Service Commissioner for Wales. Ms Abraham will hold both offices on an acting basis for the statutory maximum period of twelve months.

Ms Abraham has most recently been the Legal Services Ombudsman for England and Wales, and a member of the Committee on Standards in Public Life and the Executive Committee of the British and Irish Ombudsman Association.

### **3.11 Nantygwyddon**

World experts on environmental health issues visited Wales between 2 and 7 November to provide advice on how the Welsh Assembly Government, its partners and the local community might best take forward the health-related recommendations of the Nantygwyddon Investigation. The Wales Centre for Health secured the engagement of The Agency for Toxic Substances Disease Registry (ATSDR), a federal public health agency located in Atlanta, Georgia, USA, following a visit to the United States in August this year.

The investigation into the Nantygwyddon landfill site was commissioned by the Assembly's Environmental, Planning and Transport Committee to respond to concerns about health, environmental and planning issues raised by the communities of Rhondda. The final report made a number of recommendations, and this visit was a direct response to those which relate to public health.

The Environment Minister and I issued a joint press release welcoming the delegation from ATSDR to Wales that also encouraged people to participate in this important event. We also attended the press briefing in the Rhondda on Monday 4 November. The ATSDR team held a series of meetings with organisations and the people from the local community during their visit.

### **3.12 Welsh Translational Cancer Research Centre and Tumour Bank**

I announced in Plenary last week funds available to enable the NHS Wales to set up a Welsh Translational Research Centre underpinned by a Tumour Bank.

This will enable Wales to join a new UK initiative that will have a major impact on cancer research and on the diagnosis and treatment of cancer in the future.

#### Welsh Translational Research Centre

This will be a "virtual" centre which will harness the existing expertise in Wales providing a framework enabling us to join the UK wide National Translational Cancer Research Network (NTRAC) and allowing us access to what will become the "shop window" for the pharmaceutical industry to commission clinical trials.

#### The Tumour (Cancer) Bank

The Bank will underpin the work of the translational research centre. It will work by storing samples from patients with cancer who have given their permission for further research on their tumour and blood samples. This provides Wales with a unique opportunity to be at the forefront of developments that will allow the science in the laboratory to be translated into treatment for patients with cancer.

Ultimately, the vision is to have a bank that collects and stores tumour samples, cancer tissues and blood. Analysis of the data captured from the samples will become an integral part of informing clinical decisions on treatment selection for individual patients.

Both of these initiatives together mean that Wales will be at the forefront of a new UK development that aims to get new methods of diagnosis and treatments for cancer out of the laboratory and into the clinic.



## **4 QUALITY REGULATION AND INSPECTION**

### **4.1 Examination of arrangements made by Cardiff and the Vale of Glamorgan for Safeguarding Older People in Hafod homes.**

The report of this examination was published on 23 October at the committee. The examination arose following concerns about arrangements for the care of residents at Hazelcroft Home in Cardiff. About 150 people were interviewed during the course of the fieldwork as well as 19 former residents of Hazelcroft. The report makes 26 recommendations. It concludes that the main means to safeguard the wellbeing of residents were not used, ineffective or confused. SSIW will be looking at action plans of Cardiff and the Vale of Glamorgan and working with CSIW in support of the recommendation for Hafod. I will report to committee again on action and progress in December.

### **4.2 Building On Experience Conference 31 October 2002.**

On 31 October I spoke at a Social Services Inspectorate for Wales conference about adult protection entitled "Building on Experience". The conference was jointly chaired by Graham Williams, Chief Inspector SSIW and Detective Chief Superintendent Wynne Phillips of South Wales police. The aim of this conference was to share the experience and learning that has been gained by local authorities, health and the police in preventing, investigating and managing allegations of abuse since the introduction, two years ago, of 'In Safe Hands'. The conference was attended by representatives of police, social services, health, Crown Prosecution Service and CSIW.

### **4.3 Joint Review Of Pembrokeshire Social Services**

I welcomed the publication of a joint review of social services in Pembrokeshire. The review, carried out by a special team on behalf of the Social Services Inspectorate for Wales and the Audit Commission, concludes that Pembrokeshire County Council serves only some people well and has uncertain prospects for improvement.



## **5. SOCIAL CARE**

### **5.1 Supporting Children and Families in Wales**

I made a statement to Plenary on 23 October setting out the Welsh Assembly Government's approach to the physical punishment of children.

Arrangements to take forward the development of a Parents' Code are now being made that will provide guidance on a number of issues around positive parenting, including alternative ways of addressing children's behaviour and offering local advice and information on parenting. The Sure Start programme, now part of Cymorth, supports this work.

### **5.2 Social Care Workforce**

The Task and Finish group on workforce issues in Social Care has remained in place to oversee the implementation of the Group's recommendations. A key aspect of those recommendations focussed on the need to have high quality recruitment and careers information available in the sector, in order to improve recruitment and retention.

In response to those recommendations the resource pack 'Faces of Care' has been developed and was launched on 1 October. The pack is based on a range of staff, service users and carers from across the sector talking about their experience of social care.

The pack contains a video and case studies and fact sheets and is designed to be used interactively by a range of individuals and organisations. 'Faces of Care' will also be launched in the regional social care partnerships later in November and December.

### **5.3 Play Policy**

I made a statement to Plenary on 23 October setting out the Welsh Assembly Government's Play Policy. This is the first such policy within the United Kingdom.

The decision to adopt a play policy is an explicit demonstration of the importance that Assembly Government places on the value of play in childhood. The policy is a broad statement of principles, rather than detailed prescription of how play provision should be implemented. Over the coming year officials will be meeting with play practitioners to work up a more detailed strategy.

### **5.4 National Social Services Conference – December, Cardiff International Arena**

In October, both the First Minister and I had the fortune opportunity to host a welcome reception and address delegate's at the National Social Services Conference, in Cardiff International Arena. This was successful event attended by some 900 delegates and held in Wales for the first time in 20 years.

The event provided a pertinent platform for the Welsh Assembly Government to promote its distinctive agenda for Wales, and reinforce our commitment to partnerships in the delivery of social services , and achievements of the National

Assembly (in less than three years) in shaping the future for Wales under our continued pledge to develop Welsh solutions to Welsh problems.

My Policy session hit home some strong messages on the importance of partnership working at national and local government to reshaping and modernising our approach to service delivery, that is locally grounded serving the people and our communities in providing a premium services based on quality and choice.

The Welsh Assembly exhibition stand was highly impressive and provided a focal point in the arena, and a strong reminder to all that this was a Conference based in Wales with a strong Welsh presence.

## **5.5 Special Grant Review**

It is the Welsh Assembly Government's policy that as far as possible specific and special grants to local authorities should be subsumed within the local authority general revenue settlement and that we should seek to rationalise any that remain as grants. "Freedom and Responsibility" committed us to a review of grants by the end of this month.

During the summer I consulted on a number of proposed changes to grants to local authorities for Personal Social Services. Copies of the consultation paper were sent to Members.

Currently there are 10 special and specific grants to local authorities for PSS purposes. A number of these are already planned to go into the general revenue settlement over the next few years.

I am currently considering the consultation responses, a significant number of which related to my proposals in relation to the Carers Grant scheme.

## **5.6 Promoting Partnerships in Care: Commissioning Social and Healthcare Services**

At the end of October I issued a consultation paper covering draft guidance on commissioning arrangements for social and health care services. The impetus behind the guidance is the commitment in the White Paper "Building for Our Future" to improve commissioning arrangements. The guidance sets out good practice guidelines about the nature of the relationship between commissioners and providers, promoting partnership and development/ improvement of services. It also spells out how the Welsh Assembly Government will assist the process.

The Social Services Inspectorate for Wales led on production of the guidance and has consulted widely at key stages of the drafting process. Reaction from those who have seen or commented upon the document has been extremely positive. These include the Local Government Commissioning Group, Care Forum Wales, the Registered Nursing Homes Association, the UKCC, and the voluntary sector – including the WCVA. In addition, the Wales Care Strategy Group reviewed the draft content in July and made a number of useful points, which have been taken on board in the final draft.

Copies of the consultation paper were sent to members of the Committee and placed in the library. Consultees have six weeks to submit their views.

## **5.7 Care Council for Wales**

On 29 October, I launched the Care Council for Wales codes of practice for social care workers, and employers of social care workers.

The codes were prepared in consultation with workers, service users and carers and are a crucial part of our agenda to improve protection and raise standards for those who use social care services.

For the first time they set down what people can expect from social care workers and employers and are agreed common standards for the whole workforce across Wales, Scotland, England and N Ireland.

This is an important step forward for the social care sector and it will now be essential to ensure that the Codes become embedded in practice at every level.

I have asked the Council to make copies of the Codes available to Members of this Committee.

## **6. VOLUNTARY SECTOR / VOLUNTEERING:**

### **6.1 Voluntary Sector Partnership Council**

I chaired the Council meeting on 18 October at the Conwy Business Centre, Llandudno Junction. The meeting was well attended by members of the public. Papers were presented on:

- Assembly funding of the voluntary sector , including proposed spending for 2003-04;
- Welsh Assembly Government Strategic Priorities;
- Local government relations with the voluntary sector;
- The role of the voluntary sector in delivering public services;
- The relationship between Assembly Sponsored Public Bodies and the voluntary sector;
- A proposed code of principles for UK voluntary organisations working in Wales;
- The revised Voluntary Sector Scheme Action Plan.

### **6.2 Building Strong Bridges**

On 1 November 2002, I published “Building Strong Bridges” to help address concerns raised by the Voluntary Sector in response to the consultation exercise “Improving Health in Wales: Structural Change in the NHS in Wales.” The document was drafted in liaison with Welsh Assembly policy officials and with the Wales Council for Voluntary Action (WCVA,) in consultation with formal and informal networks of the sector, as well as with the health sector and others. Evidence has been gathered from a range of stakeholders and the document identifies 23 recommendations and associated actions. An action plan has been agreed with the voluntary sector and a monitoring system has been developed to track progress.

As a firm signal of my commitment to the aims identified in the document, whilst attending a Voluntary Sector Partnership Council, I was very pleased to earmark an extra £3million pounds over 3 years from the record draft budget for Health and Social Care in 2003-04 for “Building Strong Bridges.” In the first instance, this money will enable the appointment of health and social care facilitators to each CVC, one of the key recommendations identified as a means of achieving better partnership working.

The voluntary sector is recognised by the Welsh Assembly Government as a key partner in the delivery of its health and well-being policy particularly in reducing health inequalities. There are 25,000 voluntary organisations in Wales and 17 per cent of these relate to health and social issues. Based in our communities and carrying out work at grassroots levels, they are the ideal partners, but currently, their role is not being maximised. The document provides guidance on how this partnership role with the NHS can be strengthened.

“Building Strong Bridges” has been distributed widely across Wales to NHS bodies, Voluntary Sector agencies, local authority officials, UK MPs, AMs, MEPs, and Assembly officials. It is also available on the Assembly website: <http://www.cymru.gov.uk>.

### **6.3 The Code of Practice for Funding the Voluntary Sector**

The Code of Practice for Funding the Voluntary Sector has now been reissued in a bound format, similar to a personal organiser.

The operation of the Code will be reviewed jointly by officials and the voluntary sector every six months. Proposed changes will be put before the Voluntary Sector Partnership Council.

### **6.4 Fostering Network Conference – 2 November 2002**

I addressed the Fostering Network's biennial conference which was held on 2 November and, on behalf of the Welsh Assembly Government, welcomed their delegates to Wales. The conference coincided with the opening of their new office for Wales in Cardiff Bay. Grant awarded by the Assembly made it possible for the organisation to establish a presence here. This development will help in the Fostering Network's continuing task of supporting foster carers throughout Wales. It will also assist in improving services for children and young people who are looked after by local authorities in Wales. I expressed my appreciation of the work done by all foster carers in caring for vulnerable children and young people and for the support they receive from the Fostering Network.

## **7. FINANCIAL POSITION**

### **7.1 NHS Financial Position**

The Minister of Finance, Local Government and Communities announced during her budget speech that she was making available £20million this financial year to invest in capital equipment, to address emergency pressures and assist in handling delayed transfers of care. I am pleased to inform the Committee that measures have been taken to procure this much needed equipment and funds have been allocated to health authorities to assist in addressing emergency pressures. Discussions are ongoing on the most appropriate use of the additional delayed transfers of care funding but this will be targeted at the most needy areas.

Current forecasts indicate an operating deficit for 2002-2003 of between £42.5million and £59 million compared to a budgeted provision of £39.7 million.

There continues to be a significant risk of overspending on primary care prescribing and dispensing due to expenditure rising faster than planned during the first part of the financial year. Current forecasts suggest a 12% increase over 2001-2002 expenditure.

My officials are working closely with those organisations that are reporting the greatest financial difficulty to develop plans that will restore financial balance. In addition to this, work is being undertaken to identify available funds to help meet the budgeted deficit.

**8. HEALTH AND SOCIAL SERVICES SUBORDINATE LEGISLATION PROGRAMME**

A schedule showing the position on proposed FSA subordinate legislation is attached at Annex A and Health and Social Services subordinate legislation is attached at Annex B.

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

**Projected Date Legislation To Be Made** – Is the date that the Legislation is made “by being signed” (see Standing Order 22.26(i)). Firstly, the legislation needs to be approved in Plenary (either after a debate and vote (Extended or Standard Procedure), or voted on as part of a composite motion (Accelerated Procedure)) or clearance given by the Cabinet for the Executive Procedure to be used.

**Projected Coming Into Force Date** – The Coming Into Force date is the day the Legislation actually comes into force, ie when the provisions contained in the legislation take effect.

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FOOD STANDARDS AGENCY SUBORDINATE LEGISLATION – 1 to 53</b>				
<b>FSA 03-02</b>	Food Irradiation Provisions (Wales) Regulations 2001	Minor amendments to correct errors in previous Regulations	Not yet known	Unknown WALES Regs
<b>FSA 05-02</b>	Fresh Meat (Hygiene & Inspection) (Amendment) (Wales) Regulations (Ostrich slaughter in RM abattoirs)	Enable ostriches to be slaughtered in slaughterhouses licensed under the Fresh Meat (Hygiene & Inspection) Regulations	Not yet known	Awaiting decision from Chief Executive of Food Standards Agency  WALES Regs



**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 06-02</b>	The Fresh meat (Hygiene and Inspection) (Wales) Regulations 2002 (Horse Passports)	Requirements for OVS to check medication records on horse passports for horses presented for slaughter.	Not yet known	31/12/02  WALES Regs
<b>FSA 07-02</b>	The Dairy Products (Hygiene) (Amendment) (Wales) Regulations - (Raw Milk)	Options for controls on raw milk	Not yet known	Unknown  WALES Regs
<b>FSA 09-02</b>	The Fresh Meat (Beef controls) (Amendment) (No.2) (Wales) Regulations	Replacing dentition as prime indicator of age and changing list of exempted countries, subject to legal advice	Not yet known	Unknown  WALES Regs
<b>FSA 10-02</b>	The Feeding Stuffs (Fees for approval of establishment and intermediaries) (Wales)	Introduces charges for the approval of establishments and intermediaries.	Not yet known	Not yet known  WALES Regs

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 12-02</b>	The Food Labelling (Wales) Regulations 200*2	Consolidates existing legislation into one document.	Out to consultation – Jan 2002 – March 2002	Not yet known  WALES Regs
<b>FSA 13-02</b>	The Fish and Fish Products (Labelling) (Wales) Regulations 2002	Implements Article of earlier Regs concerning council regulation 104/2000 of common organisation of the markets in fishery and aquaculture produce.  Requires list of commercial designations for labelling of fish species.	Implementation May/June 2002.	December 2002  WALES Regs
<b>FSA 14—02</b>	The Infant Formula (Amendment) (Wales) Regulations	Extend prohibition on manufacture & sale.	Not yet known	Not yet known  WALES Regs
<b>FSA 15—02</b>	The Baby Cereal Foods (Amendment) (Wales) Regulations	Extend prohibition on manufacture & sale.	Not yet known	Not yet known  WALES Regs
<b>FSA 16—02</b>	The Minced Meat and Meat Preparations, and Meat Products (Amendment) (Wales) Regulations	Corrects under – implementation of EU directives.	Not yet known	Not yet known 2002?  WALES Regs

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 17-02</b>	The Licensing of Packaged Meat Cold Stores (Wales) Regulations	Requiring packaged meat cold stores and standalone meat product cold stores to be licensed.	Not yet known	Not yet known WALES Regs
<b>FSA 18-02</b>	The Ungraded Eggs (Hygiene) (Amendment) (Wales) Regulations	Regulations prohibit the sale of ungraded cracked eggs at the farm gate, door to door and public market on public health grounds, and revision to reflect more recent EC legislation.	Not yet known	Not yet known WALES Regs
<b>FSA 19-02</b>	The Wild Game Meat (Hygiene and Inspection) (Amendment) Regulations	Correct under – implementation of EU Directives. Allow wild game to be handled in fresh meat premises.	Not yet known	Not yet known WALES Regs
<b>FSA 20-02</b>	The Fresh Meat (Hygiene and Inspection) (Ante mortem Inspection) (Amendment) (Wales) Regulations	Amend the ante-mortem inspection requirements in line with EC Decision 2000/68	Not yet known	Not yet known WALES Regs

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 21-02</b>	The Fresh Meat (Hygiene and Inspection) (Wales) Regulations (TB in Meat)	Amend the regs to improve controls against TB affected meat entering the food chain.	Not yet known	Not yet known WALES Regs
<b>FSA 22-02</b>	The Dairy Products (Hygiene) Regulations (Consolidation of Regulations)	Exercise to consolidate various pieces of legislation that are in effect relating to Dairy products (Hygiene) Regulations.	Not yet known	Not yet known
<b>FSA 23-02</b>	The Lead, Cadmium and Mercury (Wales) Regulations 2002 (Heavy Metals)	Implement decision on sampling & analysis methods.	Not yet known	November 2002. WALES Regs
<b>FSA 24-02</b>	The Plastics (Amendment) (No 2) (Wales) Regulations 2002	Technical amendments to existing Regs	Not yet known	November 2002 WALES Regs
<b>FSA 25-02</b>	The Plastics (Wales) Regulations 2002 (linked to above but not amending)	New rules covering plastic materials and articles, adhesives & surface coatings.	Not yet known	November 2002 WALES Regs
<b>FSA</b>	Meat (Wholesale	Amend rules on wholesale markets to	Not yet known	Not yet known

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>26-02</b>	Markets) Regulations	allow licensing individual units within a singly licensed premises.		
<b>FSA 27-02</b>	The Natural mineral, spring and bottled water (Wales) Regulations		Not yet known	No firm timetable. FSA London are still considering responses to consultation on UK basis. WALES Regs
<b>FSA 28-02</b>	Consolidation of the Fresh Meat (Hygiene and Inspection) (Wales) Regulations	An exercise to consolidate the many pieces of legislation that are in effect relating to Fresh Meat (Hygiene & Inspection)	Not yet known	Late 2002, but may be brought forward.  WALES Regs
<b>FSA 29-02</b>	Chocolate Regulations	Lays down compositional requirements & provides further labelling provisions for cocoa & chocolate products intended for human consumption	Not yet known	August 2003  WALES Regs

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 30-02</b>	The Meat and Spreadable Fish Products (Labelling) (Wales) Regulations 2003	Amends current Regs to align with requirements of "QUID" (Ingredient Listings)	Not yet known	Delayed while definition of meat is finalised. Current implementation date January 2003.  WALES Regs
<b>FSA 31-02</b>	The addition of nutrients to Foods (Wales) Regulations	Provides a harmonised regulatory framework for fortification of food.	Not yet known	Awaiting publication of Directive 2002.  WALES Regs
<b>FSA 32-02</b>	The Food Supplements (Wales) Regulations	To adopt EC rules on products marketed as foodstuffs. Ensures high level of protection and consumer choice.	Not yet known	Not yet known 2002?  WALES Regs
<b>FSA 33-02</b>	"Breakfast Directives"	Provides harmonised regulatory framework on sugars, jams, honey, fruit juice etc.	Not yet known	Implementation up to 36 months from official publication: WALES Regs
<b>FSA 34-02</b>	Feeding Stuff (Enforcement) (Amendment) Wales Regulations 2002	Establishing a system for serious safety alerts for contamination of feeding stuffs and the process (es) for relaying that information to the Commission and other Member States	Not yet known	No later than 01/04/03  WALES Regs
<b>FSA 35-02</b>	Regulations in Foodstuffs	Relating to mycotoxins	Not yet known	Not yet known

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 36-02</b>	Bisphenol A		Not yet known	Await developments
	Dioxins	Amendment to Contaminants in Food Regs. Lays down sampling and analysis methods for the official control of dioxins & the determination of dioxin-like PCBs in foodstuffs.		Feb 2003 WALES Regs
<b>FSA 38-02</b>	EU Ingredient Listing for Alcoholic Drinks	Amendment at EU level on principle & mechanisms for extending ingredient listings	Not yet known	To be adopted by June 2005
<b>FSA 39-02</b>	Pesticides in infant & Baby Foods	Restrictions on use of pesticides in infant & baby foods	Not yet known	Not yet known Still under discussion
<b>FSA 41-02</b>	Amendment of EU labelling rules on ingredient listing	Removal of 25% ingredient listing exception rule. Amendment to Directive 79/373	Not yet known	Not yet known 2003
<b>FSA 42-02</b>	European Food Authority & general Food Law Regulation	Lays down general principles of food law, establishing EFA & laying down procedures in matters of food safety	Not yet known	2004 for general law provisions
<b>FSA 43-02</b>	Caffeine & Quinine	Labelling of foodstuffs containing caffeine & quinine	Not yet known	2003-2004

**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 44-02</b>	GMO Regulations	Draft amendment on purity criteria 95/31/EC	Not yet known	Not yet known
<b>FSA 45-02</b>	GM Free Labelling Rule	Development of GM free labelling rules at EC level	Not yet known	Not yet known
<b>FSA 46-02</b>	GM Food & Feed	Additional labelling & traceability	At negotiation stage	Not yet known
<b>FSA 47-02</b>	Processed GM tomatoes		Not yet known	Not yet known
<b>FSA 53-02</b>	Listeria Monocytogenes	Not yet known	Not yet known	Await developments
<b>FSA 54-02</b>	Monitoring and Control of Zoonosis	New Reg to control salmonella & other foodborne diseases.	Unknown	Unknown
<b>FSA 55-02</b>	Food Additives Other Than Colours & Sweeteners (No 3)	Amend Commission Directive 96/77/EC. Amend some of the specifications laid down for the phosphates (E338-341 & E450-452) & lays down purity criteria for the recently permitted propellant & packaging gases.		May 2003  WALES Regs
<b>FSA 56-02</b>	Food Additives Other Than Colours & Sweeteners	Proposal for an amendment to Directive 95/2/EC. Sole aim of this proposal is to modify the authorisation in Annex IV of the Directive for the use of konjac (E425) in order to prohibit its use in jelly confectionery, including jelly mini-cups. May be brought in with above Regs.	Unknown	Unknown - 2003?  WALES Regs



**Annex A****HSSC SUBORDINATE LEGISLATION PROGRAMME****Forthcoming Legislation**

<b>No</b>	<b>DRAFT Working Title</b>	<b>Intention of Legislation</b>	<b>Projected date Legislation to be made</b>	<b>Projected Coming into Force Date</b>
<b>FSA 57-02</b>	Amendment to Sweeteners Regs	Amendment to Directive 94/35/EC. Changes to conditions of use for 2 permitted sweeteners - cyclamic acid & its sodium & calcium salts(E952), and aspartame (E951). Addition of 2 new substances to the list of permitted sweeteners - sucralose & aspartame-acesulfame salt.		Late 2003/ Early 2004  WALES Regs
<b>FSA 58-02</b>	EP & Council Regulation on Smoke Flavourings Used or Intended for Use in or on Foods	List the permitted source materials & specify reaction conditions under which smoke flavourings are prepared. Produce positive list of primary products & specify conditions of use. Evaluation & extension of authorisation at 10 yearly intervals. Place traceability requirements on businesses in sale of authorised smoke extracts/flavourings.		Late 2003/ Early 2004  WALES Regs
<b>FSA 59-02</b>	Kava Kava in Food Regulation	Seeking views of relevant food businesses & associations on industry's voluntary withdrawal of Kava Kava food products from the market.		Unknown  WALES Regs
<b>FSA 60-02</b>	The Food Safety (Ships & Aircraft) (Wales) Order	Gives LA enforcement officers statutory powers of entry to carry out routine food hygiene inspections on ships and aircraft.		2003  WALES Regs

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**Projected Month Legislation To Be Made** – Is the month that the Legislation is likely to come before Plenary for approval. Members are notified of draft instruments under Standing Order 22.1, and notification usually occurs at least 6 weeks in advance of proposed instruments coming forward to Plenary. Upon notification, Members will be invited to make representations as to whether a proposed instrument merits formal consideration by a Subject Committee. The Deputy Presiding Officer is required to make a determination as to whether a proposed instrument is to be considered formally by a Subject Committee under the ‘extended’ procedure (see below), having regard to any advice the Business Committee may provide and any representations received from Members.

**Minister’s Recommended Procedure** - Is the Standing Order procedure that the Welsh Assembly Government is likely to recommend should be adopted having regard to the nature of the proposed instrument and judgement as to how much scrutiny AMs may want to exercise. The procedures are ‘Standard’ (Legislation Committee scrutiny and voted in Plenary with debate); ‘Accelerated’ (Legislation Committee scrutiny and voted in Plenary without debate); ‘Extended’ (formal Subject Committee scrutiny, Legislation Committee Scrutiny and voted in Plenary with or without debate).

**This forward programme remains subject to Ministerial confirmation, change, addition or withdrawal of items.**

**November 2002 onwards**

<b>No</b>	<b>Name/working title</b>	<b>Purpose of Legislation</b>	<b>Projected Month Legislation to be made</b>	<b>Minister’s Recommended Procedure</b>	<b>Derived from (eg EU, UK or Welsh only Legislation)</b>
03-02	Add Uprima to Schedule 11 Blacklist Regs	To allow Uprima to be prescribed under the NHS in certain circumstances (in line with Viagra)	December 2002	Standard	UK
03-02	Add Cialis to Schedule 11 Blacklist - regulations	To allow Cialis to be prescribed under the NHS in certain circumstances (in line with viagra)	N/K. There are problems with licensing – delay likely	N/k	

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<b>04-02</b>	To add Vacuum pumps and constrictor rings to the list of prescribable appliances in certain circumstances	To enable Vacuum pumps to be prescribed under the NHS	December 2002	Standard	UK
<b>05-02</b>	The General Medical Services (Instalment Prescribing of controlled drugs) (Wales) Regulations	Following consultation, to allow drugs in Schedules 2 to 5 of the Misuse of Drugs Regulations 1985 to be prescribed and dispensed in instalments.  Consultation to be conducted following clarification of Home Office plans to licence GPs to prescribe controlled drugs	January 2003	Accelerated	Welsh Legislation only
<b>12-02</b>	Regulations under the National Health service Act 1977 as amended (sections 29(5A), 36(1B), 39(4) and 42) –Declarations of financial interests etc.	Regulations requiring GPs and practitioners to declare financial interests.	March 2003	Standard	
<b>14-02</b>	Regulations under section 42 of the National Health Service Act 1977 – control of entry	Probity regulations for Pharmacy and supplementary lists for pharmacy, dentistry and opticians. Amendment to existing GMS and GMS supplementary list regs to make CRB checks compulsory	Timing uncertain (possibly by March 2003)	Accelerated	

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<b>16-02</b>	<b>Amendment to Directions issued under the National Health Services Act 1977</b>	To allow the NHS in Wales additional time to implement specific NICE Technical	November 2002	SO 27	Wales
<b>17-02</b>	Order under section 58(1A) of the Medicines Act 1968 – prescribing rights	To enable supplementary prescribing. Changes will be required to the Pharmaceutical Order as needed following changes to primary legislation	Timing uncertain	Standard	Wales
<b>18-02</b>	Changes to the Regulations governing NICE to allow for the transfer of SERNIP from the Royal Colleges to NICE. Further changes to function of NICE under direction (SO 27)	Allow for the transfer of SERNIP (The Safety and Efficacy Register on New Interventional Procedures) from the Royal Colleges to NICE (National Institute for Clinical Excellence). Further changes to function of NICE under direction (SO 27)	Part completed June 2002, remaining issues to be completed Dec 2002	Accelerated	UK
<b>21-02</b>	Regulations under Sections 122A(5) And 122A(6) of NHS Act 1977	To carry out post payment verification checks on prescriptions and implementation of follow up action, including Penalty Notices and Surcharges.	November 2002	Accelerated	
<b>22-02</b>	The Abolition of Health Authorities (Wales) Order 2003	Order Abolishing Health Authorities in Wales pursuant to the NHS and Healthcare Professions Act 2002	March 2003	Standard	Welsh only Legislation
<b>24-02</b>	The Local Health Boards (Establishment) (Wales) Order 2003	Order Establishing Local Health Boards in Wales	February 2003	Standard	Welsh only Legislation

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<b>25-02</b>	The Local Health Boards (Membership & Constitution) (Wales) Regulations 2003	Regs governing Membership of LHBs	/February 2003	Standard	Welsh only Legislation
<b>26-02</b>	The Local Health Boards (Functions) (Wales) Regulations 2003	Map out functions	February 2003	Standard	Welsh only Legislation
<b>27-02</b>	The Local Health Boards (Transfer of assets, staff and liabilities) Wales Regulations	<ul style="list-style-type: none"> <li>• Transfer of staff, property, rights and liabilities to LHBs.</li> <li>• Make any ancillary or consequential provisions.</li> </ul>	January/February 2003	Standard	Welsh Legislation only
<b>28-02</b>	The Health and Well-being Strategies (Wales) Regulations	<ul style="list-style-type: none"> <li>• Implement policy on content, obligations, etc.</li> <li>• Commissioning partnerships</li> </ul>	January/February 2003	Standard	Welsh Legislation only
<b>29-02</b>	CHI (Amendment) (Wales) regulations Changes to functions of Commission under direction (SO 27)	<ul style="list-style-type: none"> <li>• New function of impending NHS organisations</li> <li>• Provision for CHI (Commission for Health Improvement) to propose use of special measures</li> <li>• New function of carrying out clinical audits (result of Kennedy Response)</li> <li>• Requirement for CHI to submit and annual state of the nation report to Parliament and the Assembly</li> <li>• New Office of Healthcare Performance</li> <li>• Confer rights of entry +</li> </ul>	January/February 2003	Standard	

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		<p>define persons authorised to inspect premises and documents.</p> <ul style="list-style-type: none"> <li>• Address disclosure of confidential information.</li> <li>• Changes to the Assembly input into Chief Executive appointment</li> </ul>			
<b>30-02</b>	The Abortion (Amendment) (Wales) Regulations 2002	To implement changes to the abortion notification form HS4 to ensure compliance with the Human Rights Act and to make any future amendments easier to introduce.	November 2002	Standard	
<b>32-02</b>	Amending, by order(s), the Crime and Disorder Act 1998 in relation to Crime and Disorder reduction partnerships/strategies	To put substance misuse strategies on a statutory basis by placing a duty on responsible authorities to develop and implement such a strategy as well as that for crime and disorder	November 2002	Standard	
<b>34-02</b>	Commencement Order in respect of the Protection of Vulnerable Adults under the Care Standards Act 2000	To enable the Secretary of State for Health to create and maintain across England and Wales a list of workers in the health and social care sector who are considered a risk to vulnerable adult patients and users of those services and to operate an appeal process. To require employers in the health and social care sector to refer	June 2003	Accelerated	UK

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		names to the list for checking.			
<b>35-02</b>	Regulations on Residential Accommodation (top ups and deferred payments)	To enable Local Authorities to take a legal charge on a persons residential property to meet shortfall in care home fees. To allow certain groups of people to top up care home fees from their own resources	December 2002	Standard	Welsh Only, although similar regs have been made in Wales
<b>37-02</b>	Regulations under 79V of the Care Standards Act 2000	Place a duty on local authorities to provide information and training relating to childminding and day care.	December 2002	Recommendation pending.	UK
<b>38-02</b>	Adoption and Children Act 2002 Commencement Order No.*	To commence sections of Act relating to adoption allowances and independent review mechanism for prospective adopters.	December 2002	Accelerated	UK
<b>39-02</b>	Adoption and Children Act 2002 Adoption Support Services Regulations	To make provision about assessments for and the provision of adoption support services.	January/February 2003	Recommendation pending. (Bill has yet to receive Assent)	UK
<b>40-02</b>	Adoption and Children Act Commencement	Secretary of State for Health to consult National Assembly on a commencement order to bring into force provisions in the Adoption and Children Act covering restrictions on bringing children into the country.	January/February 2003	Recommendation pending. (Bill has yet to receive Assent.)	UK
<b>41-02</b>	Adoption and Children Act Commencement	Secretary of State for Health to consult National Assembly on a commencement order to	January/February 2003	Recommendation pending. (Bill has yet to receive Assent.)	UK

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		bring into force provisions in the Adoption and Children Act covering the Designated List;			
<b>42-02</b>	Adoption and Children Act Commencement	Secretary of State for Health to consult National Assembly on a commencement order to bring into force provisions in the Adoption and Children Act covering Internet advertising.	January/February 2003	Recommendation pending. (Bill has yet to receive Assent.)	UK
<b>43-02</b>	Adoption and Children Act 2002 Review of Determination Regulations	To establish a procedure whereby a prospective adopter may apply for a review of a determination made by an adoption agency	January/February 2003	Recommendation pending. (Bill has yet to receive Assent.)	UK
<b>44-02</b>	Care Standards Act 2000 Fostering Services (Wales) Regulations 2003	To regulate the functions of fostering services under the Care Standards Act	January 2003	Standard	UK
<b>45-02</b>	Care Standards Act 2000 Adoption Services Regulations – Voluntary Adoption Agencies	To regulate the functions of Voluntary Adoption Agencies under the Care Standards Act – Joint regulations with Dept of Health	January 2003	Accelerated	UK
<b>47-02</b>	Local Authority Adoption Services (Wales) Regulations 2003	Regulations to govern the management and conduct of local authority adoption services	February 2003	Accelerated	UK
<b>48-02</b>	Nurses' Agencies (Wales) Regulations 2002	Regulations to govern the management and conduct of nurses' agencies.	January/February 2003	Standard	
<b>49-02</b>	Domiciliary Care Agencies (Wales) Regulations 2002	Regulations to govern the management and conduct of domiciliary care agencies.	July 2003	Standard	UK



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<b>49-02</b>	Regulations under the Care Standards Act 2000 to regulate Domiciliary care Agencies in Wales	To introduce for the first time, regulations and national minimum standards to enable CSIW to regulate providers of Domiciliary care in Wales	February/March 2003	Standard	
<b>50-02</b>	Residential Family Centres (Wales) Regs 2002	Regulations to address the management and conduct of residential family centres.	March 2003	Standard	UK
<b>51-02</b>	The Registration of Social Care and Independent Healthcare (Applications for Registration) (Amendment) Regulations 2002	Amendment Regulations to add domiciliary care, residential family centres and other care settings to the main Regulations.	December 2002	Standard	
<b>52-02</b>	The Registration of Social Care and Independent Healthcare (Fees) (Amendment) Regulations 2002	Regulations to add the fee structure for domiciliary care etc covered by the Care Standards Act 2000 to the main Regulations.	January/February 2003	Accelerated	UK
<b>53-02</b>	The Care Standards Act 2000 (Commencement NoX (Wales) and Transitional and Savings Provisions) Order	To commence those parts of the Act relating to domiciliary care; residential family centres; fostering and adoption agencies; nurses agencies; and boarding schools. And to provide for transitional arrangements.	January/February 2003	Accelerated	
<b>54-02</b>	Fostering Services – National Minimum Standards	Linked to Fostering services regulations – see above	February 2003	SO.27	UK
<b>56-02</b>	Domiciliary Care - National Minimum Standards	See Domiciliary Care Regulations – above	July 2003	SO.27	UK
<b>57-02</b>	Residential Family Centres - National Minimum Standards	See Residential Family Centre Regulations – above	<b>March 2003</b>	SO.27	UK

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<b>60-02</b>	Children Act Miscellaneous Amendment Regulations	Updating definitions in several sets of regulations following on from the commencement of the Care Standards Act 2000	November 2002	Accelerated	UK
<b>61-02</b>	Arrangements for Placement of Children Amendment regs	Amendments to the content and timing of health assessment for children in care	December 2002	Standard	UK
<b>62-02</b>	National Minimum Standards for Special schools	To set minimum standards of care provision for Special schools	December 2002	SO.27	UK
<b>63-02</b>	National Minimum Standards for FE Colleges	To set minimum standards of care provision for FE Colleges	December 2002	SO.27	UK
<b>64-02</b>	The Review of Children's Cases (amendment regulations)		December 2002 (with Regs above)	Standard	UK
<b>65-02</b>	The CSIW Inspection and Fees (Boarding Schools, Residential Special Schools and FE colleges) Regulations 2002	To set inspection powers for CSIW to inspect residential provision within school settings and to amend the fee regulations to allow a fee to be charged for such an inspection	December 2002	Standard	UK
<b>66-02</b>	Standards for Boarding Schools	To set minimum standards of care provision in boarding schools	December 2002	SO.27	UK
<b>67-02</b>	Amending requirements in the 1999 NHS Act to remove a dual accounting burden on National health Service Charities	The proposed changes to legislation would be made through an Order under the Regulatory Reform Act 2001	March/ April 2003	SO.24	

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<b>68-02</b>	NHS Travelling Expenses Regulations	Changes may be required to reflect changes to the Low Income Scheme and passporting arrangements in England	Timing not certain	Recommendation Pending	UK
<b>69-02</b>	Care Homes (Wales) Amendment Regulations 2003	Amendment to the Care Homes (Wales) Regulations specifying the detail of the information to be supplied by providers in relation to fees etc.	February 2003	Standard	
<b>70-02</b>	Carers Special Grant Report Order	To provide authority for and set the arrangements to apply for the 2003-04 Carers Special Grant	February 2003	Standard	
<b>71-02</b>	Flexibilities Special Grant Report Order	To provide authority for and set the arrangements to apply for the 2003-04 Flexibilities Special Grant	February 2003	Standard	UK
<b>72-02</b>	Care Standards Act Adult Placements Regs	To amend current regulations to move regulatory and standards requirements from Adult placement careers to schemes	June 2003	Standard	Welsh
<b>73-02</b>	National Assistance (Sums for personal requirements (Wales) Regulations 2003	To revise the personal expenses allowance for everyone in residential caror nursing homes receiving help to meet costs from local authorities	March 2003	Standard	
<b>74-02</b>	National Assistance (Assessment of Resources) (Amendment) (Wales) Regulations 2003	To provide for an increase in the capital limits which form part of the assessment of an individual's ability to contribute their care costs	March 2003	Standard	

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<b>75-02</b>	Care standards Act 2000 Commencement Order	To effect the registration of social care workers.	March 2003	Accelerated	
<b>76-02</b>	Regulations under Care Standards Act 200 – registration of Social Care Workers	To further extend registration across the social care workforce	March 2003	Standard	
<b>77-02</b>	Pharmaceutical Regulations 1992	Minor amendments to the rules governing dispensing rights for General Practitioners	March 2003	Accelerated	
<b>78-02</b>	Local Authorities (Executive and Alternative Arrangements) (Modifications and Enactments and Further Provisions) (Wales) Order 2002	To replace in Wales regulation 44	Timing not certain	Accelerated	UK
<b>79-02</b>	S.48 of the Health and Social Care Act	Commencement of the section to allow staff transfers	Timing not certain	Accelerated	UK
<b>80-02</b>	National Health Services (General Ophthalmic Services) Regulations 2003. Supply of second sets of spectacles	Amendment to GOS Regulations to allow for second sets of spectacles	<b>February 2003</b>	Standard	UK
<b>81-02</b>	Adoption Services; Voluntary Adoption Agencies - National Minimum Standards	See Adoption Services; Voluntary Adoption Agencies – above	<b>January 2003</b>	SO.27	UK
<b>82-02</b>	Local Authority adoption services in Wales – national minimum standards	Linked to LA adoption service regulations for Wales – see above	<b>February 2003</b>	Accelerated	UK
<b>83-02</b>	Nursing Agency Service - National Minimum Standards	See Nursing Agency Regulations – above	January/February 2003	SO.27	

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<b>84-02</b>	Directions with respect to investment by NHS Trusts	To advise trusts that the average cleared balance of money they invest within commercial bank accounts shall not exceed £50,000	Timing not certain	Recommendation Pending	UK
<b>85-02</b>	Care Standards Act 2000 - Local authority adoption & fostering services commencement order	To bring into force regulation making provisions in respect of local authority adoption & fostering services	January 2003	Accelerated	UK