

Health and Social Services Committee

HSS(2)-12-05(p.1)

Date: Wednesday 23 November 2005

Venue: Committee Rooms 3&4, National Assembly for Wales

Title: Schedule of Proposed Secondary Legislation

Purpose

1. This paper invites the Committee to identify forthcoming secondary legislation for scrutiny.

Forward look

2. The list is in two parts:

HSS(2)-12-05(p.1a) - Health and Social Care Secondary Legislation

HSS(2)-12-05(p.1b) - Food Standards Agency Secondary Legislation

Action

3. The Committee is invited to identify draft legislation for further scrutiny from the 'new additions' schedules only. Please note that any changes or additions since the last scrutiny by the Committee have been highlighted using shading.

Committee Service

November 2005

**HEALTH AND SOCIAL SERVICES PORTFOLIO
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**HSS(2)-12-05 (p.1a)
HEALTH AND SOCIAL CARE**

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2005

	NAME/WORKING TITLE	PURPOSE	PROJECTED MONTH LEGISLATION TO BE MADE	1. STANDING ORDER 2. PROCEDURE – STANDARD OR EXECUTIVE 3. WALES / UK OR EUROPE
HSS 9(03)	Carmarthenshire, Ceredigion and Mid Wales and North Glamorgan NHS Trusts Amendment Orders (Identified for scrutiny 16/07/03)	To increase the number of Non-Executive Directors for these NHS Trusts by one additional member to bring the Establishment Orders into line with the number of Non-Executive Directors on the Trust Boards	Still on hold.	1. SO 24 2. Standard 3. Wales
HSS 24 (03)	The Children (Performances) (Amendments) (Wales) Regulations 2004	To remove current limits on the number of performances a child may undertake each year in film, TV or theatre; and to make some other aspects of regulation of such performances less restrictive.	(deferred to allow prior consideration of Clywch Report recommendations)	1. SO 24 2. Standard 3. Wales
HSS 25 (03)	Private and Voluntary Healthcare (Amendment) (Wales) Regulations 2004	Brings into force powers to lay down National Minimum Standards for Independent Medical Agencies	Coming into force April 2006	1. SO 24 2.
HSS 26 (03)	Independent Medical Agencies National Minimum Standards	Lays down the National Minimum Standards for Independent Medical Agencies	follows on from the above	1. SO 29

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HSS 36 (03)	The National Health Service (Pharmaceutical Services) (Wales) Regulations 2005	Changes regarding control of entry rules around controlled areas. The First Minister agreed (29 th June 2004) to consult stakeholders on proposals to make regulatory changes to streamline the "Control of Entry" process (i.e. consideration of applications from pharmacies and the related appeals system) and to inform stakeholders that criteria will be developed to help determine that applications meet the requires " Essential Services" to be specified under the new pharmacy contractual framework which is currently being negotiated. The rurality element of these regs is still required. Regs now subject to a revised consultation exercise	Waiting for legislation timetable May 2006	1.SO24/SO22 2. Standard/Executive 3.UKWales
HSS 38 (03)	The National Health Service (Pharmaceutical Services) Regulations 2005/The National Health Service (Charges for Drugs & Appliances) (Wales) Regulations 2005 (??)	Amendments to the appliance contractors contract and reduce opportunities for fraud and abuse.	On hold awaiting further information from Department of Health	1. SO24/SO 22 2 Standard/Executive 3.Wales
HSS 44 (03)	Health Professions Order Consequential Amendments	Amendments required to NHS (Professions Supplementary to Medicine) Reg 1974 and NHS (Speech Therapists) Reg 1974.	Not Known awaiting advice	1.SO24 2.Standard 3.UK

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HSS 46 (03)	Independent Review of Determinations (Adoptions) (Wales) Regulations 2005 (Considered by Committee on 23/06/04)	To establish a mechanism for the independent review of determinations by adoption panels on assessment of adopters.	December2005	1. SO24 2. Standard 3. Wales
HSS 48 (03)	The Healthy Start Scheme and Welfare Food (Amendment) Regulations 2005 Identified for scrutiny	Phase 1 of Healthy Start Scheme to be introduced in Devon & Cornwall Regulation to specify the range of foods covered by the Healthy Start Scheme in Wales.	End of Nov 2005 Roll out in Wales expected mid to late 2006 following evaluation by DOH of Phase 1	1. Unknown 2. Standard 3. Wales
HSS 07 (04)	The Adoption Information and Intermediary Services (Pre Commencement Adoptions) (Wales) Regulations 2005 To be removed	Regulations covering access and disclosure of information about adoption made before commencement of these regulations (30 December 2005)	September 2005 Made 27 September 2005	1. S024 2. Standard 3. Wales
HSS 11 (04)	Adoption and Children Act Register Order in Council	Order in Council made by the Secretary of State for Education and Skills, to establish the Adoption and Children Act Register. If the Order applies to Wales a draft must be laid before and approved by resolution of the Assembly	No action until 2006 at the earliest	1.S026 2.Standard 3.England and Wales

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HSS 13 (04)	The Local Authorities (Prescribed Fees) (Adoptions with a Foreign Element) (Wales) Regulations 2005	Regulations giving local authorities discretion to (continue to) charge fees to prospective intercountry adopters	October 2005 Going to Plenary 8 November 2005	1. SO24 2. Standard 3. Wales
HSS 14 (04)	Independent Review of Determinations (Phase 2) (Wales) Regulations 2005	Regulations establishing independent reviews of adoption panel determinations in respect of the disclosure of protected information	On hold	1. SO24 2. Standard 3. Wales
HSS27 (04)	The Social Services Complaints Procedures (Wales) Regulations 2005 Considered by committee 5 Oct 2005	To provide a statutory framework for local authority social services complaints, using the Assembly's new powers in the Health and Social Care (Community Health and Standards) Act 2003	Target date for Plenary 29 Nov 2005	1. SO24 2. Standard 3. Wales
HSS 28 (04)	The National Health Service Complaints Procedure (Wales) Regulations 2005 identified on 3 March 2004 for consideration. Identified for Scrutiny on 3.3.04	To give a statutory basis to the new NHS complaints procedure introduced on 1 st April 2003 presently contained in the Directions to the NHS	Minister has now agreed to place these Regs on hold. Decision 3 March 2005 Will revisit in 2006	1. SO 24 2. Standard 3. Wales Pat Vernon

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HSS 36 (04)	The Water Act 2003 (Commencement No3) (Wales) Order 2005 Identified for scrutiny on 23.6.04	To bring into force section 58 of the Water Act for the purpose of introducing water fluoridation consultation regulations in Wales.	Not Known Not planned for this year This position remains unchanged	1. SO 24 2. Anticipated Standard 3. Wales
HSS 37 (04)	The Water Fluoridation (Wales Consultation) Regulations 2005 Identified for Scrutiny	To introduce regulations governing consultation arrangements for any water fluoridation scheme(s) that might be introduced in Wales	Not known Not planned for this year This position remains unchanged	1. SO 24 2. Anticipated Standard (with debate) 3. Wales
HSS 39 (04)	The National Health Service (Pharmaceutical Services) Regulations Identified for scrutiny	Original pack dispensing	No timetable at present	1. SO 24 2. Standard 3. Wales
HSS 45 (04)	Proposed Primary care (charges to overseas visitors) Regulations 2005	To change and clarify the rules of eligibility of overseas visitor to receive free primary medical services	Not known – no timetable as yet- Consultation completed. Ministerial decision To put on hold until further notice Position remains the same	1. SO 24 2. Anticipated Standard 3. Wales

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HSS 46 (04)	Access to Information (Post-Commencement Adoptions) (Wales) Regulations 2005 To be removed	Regulations covering access and disclosure of information about adoptions made after commencement of these regulations (30 December 2005)	September 2005 Made 27 September 2005	1. SO 24 2. Standard 3. Wales
HSS 52 (04)	(The National Health Service (Primary Medical Services) (Miscellaneous Amendments) (Wales) Regulations 2005	Amendments to the GMS Contract Regulations	17 February 2006	1. SO 24 2. Standard 3. Wales
HSS 54 (04)	Adoption (Non Agency Cases) Regulations 2005	Regulations to cover adoption cases not within the remit of the Adoption Agency (Wales) Regulations 2005	October 2005 Going to plenary 8 November 2005	1. SO 24 2. Standard 3. Wales
HSS 55 (04)	Local Authority (Adoption Services) (Wales) Regulations 2005	Regulations to update the Local Authority Adoption Services (Wales) Regulations 2003	October 2005 Going to plenary 8 November 2005	1. SO 2. Standard 3. Wales
HSS 57 (04)	The National Health Service (Pharmaceutical Services) Regulations 2005	New Oxygen Contract	Commencement February 2006	1. SO24 2. Standard 3. Wales
HSS 58 (04)	The National Health Service (Performers Lists) (Pharmacists) (Wales) 2005	To create a Performers list for Pharmacists	June 2006	1. SO 24 2. Standard 3. Wales

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HSS 70 (04)	Shipman Inquiry Regulations 2005 Identified for scrutiny	Changes to existing regulations as a result of recommendations made in Shipman IV and Shipman V An Expert Working Group is being set up to look at all the Shipman, Neale and Ayling recommendations together. Regulations will only be made once the recommendations have been discussed.	Autumn/Winter 2007	1. SO 24 2. Standard 3. Wales
HSS 71 (04)	Independent Prescribers Regulations 2005 Identified for scrutiny	Introduce Independent Prescribing in Wales	Possibly Jan 2006	1. SO24 2. Standard 3. Wales
HSS 72 (04)	GMS Transitional and Consequential Provisions (Wales)(Amendment)Order 2005	Amendment necessary as it cross-refers to the proposed amendments to the Primary Medical Services Regulations 2005.	17 th February 2006	1. SO 24 2. Standard 3. Wales
HSS 73 (04)	The Local Safeguarding Children Boards (Wales) Regulations 2005	To establish Local Safeguarding Children Boards in Wales under section 31 of the Children Act 2004	March 2006	1. SO 24 2. Standard 3. Wales
HSS 74 (04)	Adoption and Children Act 2002 (Commencement No 11) (Wales) Order 2005	To bring into force those parts of the Act not yet commenced relating to Wales that must be commenced by Wales alone	November 2005	1. SO 24 2. Standard 3. Wales
HSS 76 (04)	The Care Standards Act 2000 and Children Act 1989 (Abolition of Fees) (Wales) Regulations 2005	Regulations to abolish all requirements under these Acts to pay fees in connection with regulation by the National Assembly (CSIW)	Target date for Plenary 21 March 2006	1. SO 24 2. Standard 3. Wales

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HSS 77 (04)	The Representations Procedure (Children) (Wales) Regulations 2005 Identified for scrutiny 25-05-05	Regulations to reform the procedures for representations including complaints made in social services for children	Target date for Plenary 6 Dec 2005 Target date for plenary 29 Nov 2005	1. SO 24 2. Standard 3. Wales
HSS 78 (04)	The Health and Social Care (Community Health and Standards) Act 2003 Commencement No 3 (Wales) Order 2005	Order to commence provisions of the 2003 Act, mainly those concerned with complaints procedures in social services	Target date for Plenary 29 Nov 2005	1. SO 24 2. Standard 3. Wales
HSS 02 (05)	Mental Capacity Act (2005) Regulations Identified on 25.05.05 for scrutiny	To specify the appropriate body to authorise research involving incapacitated person and matters regarding the continuation of research when a consenting person loses capacity. To set out matters regarding the appointment and functions of Independent Mental Capacity Act Advocates (IMCAA) and if deemed necessary to expand the role of IMCAAs To define the meaning of 'NHS Body' for specific sections in the Act To set the commencement date of these regulations for Wales (which must coincide with the commencement of the Act)	To take effect from April 2007 – timetable currently being sought	1. SO24 2. Standard 3. Wales
HSS 05 (05)	Amendment to regulation 6 of The Health, Social Care and Well-being Strategies (Wales) Regulations 2003 Identified on 25-05-05 for Scrutiny	Possible amendment to secondary care commissioning arrangements following review of NHS commissioning during 2005-06	To take effect from April 2006	1. Standard/Executive 2. Wales

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HSS 06 (05)	Children (Prescribed Orders – NI, Guernsey and Isle of Man) (Amendment) Regulations	To deal with the need to ensure that care orders made in NI and Isle of Man have effect as if they were made in a court in England and Wales where the child comes to live in England or Wales. They amend the Children (Prescribed Orders-Northern Ireland, Guernsey and Isle of Man) Regulations 1991.	To take effect from November 2005	<ol style="list-style-type: none"> 1. SO25 2. Standard 3. England and Wales
HSS 07 (05)	The Community Health Council (Establishment of Carmarthenshire Community Health Council, Transfer of Functions and Abolition of Llanelli/Dinefwr Community Health Councils) Order 2006	To Abolish Carmarthen/Dinefwr and Llanelli/Dinefwr CHCs and creat a new single CHC for Carmarthenshire in their place	To take effect from 1 April 2006	<ol style="list-style-type: none"> 1. SO24 2. Accelerated 3. Wales
HSS 08 (05)	The Health Professions Wales Abolition Order 2005 Identified on 25-05-05 for scrutiny	The Order abolishes on 1 April 2006 the body known as Health Professions Wales established under section 4 of the Health (Wales) Act 2003	Not known. To enable closure at 31 March 2006	<ol style="list-style-type: none"> 1. SO 24 2. Standard/Executive 3. Wales
HSS 09(05)	National Health Service Blood & Transplant Regulations To be deleted	Regulations providing for the appointment and tenure of office of members and officers and disqualification termination of membership of the NHSBT	Came into force 1 October 2005	<ol style="list-style-type: none"> 1.SO 25 2. 3. Wales and England
HSS 10 (05)	National Health Service Blood & Transplant Establishment and Constitution Order To be deleted	To be made in combination with the Secretary of State to establish and constitute the new NHS Blood and Transplant (Special Health Authority) formed to take on the functions of United Kingdom Transplant and National Blood Authority which are to be separately abolished.	Came into force 1 October 2005	<ol style="list-style-type: none"> 1. SO25 2. Standard 3. Wales & England

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HSS 11 (05)	National Health Service Business Services Authority. a) Establishment and Constitution Order To be deleted	To be made in combination with the Secretary of State to establish and constitute the new NHS Business Services Authority to take the functions of the Dental Pricing Board (DPB), Prescriptions Pricing Agency (PPA) and NHS Pensions Agency. The establishment of NHS BSA is a consequence of the re-configuration of Arms Length Bodies (ALBs) and is a move towards merging those ALBs whose primary function is payments to aid efficiency	Came into force 1 October 2005	1. SO 25 2. Accelerated 3. Wales (& England) The DPB and NHS Pensions Agency operate on a statutory basis and therefore the BSA will be established as a cross border body.
HSS 12 (05)	National Health Service Business Services Authority Regulations To be deleted	Regulations providing for the appointment and tenure of office of members and officers and disqualification/termination of membership of the NHSBT	Came into force 1 October 2005	1. SO25 2. Accelerated 3. Wales (& England) The DPB and the NHS Pensions Agency operate on statutory basis and therefore the BSA will be established as a cross border body.
HSS 13 (05)	National Health Service Blood and Transplant Directions To be deleted	The Directions will provide greater details as regards the functions which are conferred upon the Authority by the Establishment and Constitution Order	Came into force 1 October 2005	1. SO29 2. Accelerated 3. Wales and England
HSS 14 (05)	National health service Business Services Authority Directions To be deleted	The Directions will provide greater details as regards the functions which are conferred upon the Authority by the Establishment	Came into force 1 October 2005	1. SO29 2. Accelerated 3. Wales and England

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HSS 15 (05)	Civil Partnership Act 2004	<ol style="list-style-type: none"> 1. The Act creates a new legal relationship of civil partnership, which two people of the same-sex can form by signing a registration document. It also provides same-sex couples who form a civil partnership with parity of treatment in a wide range of legal matters with those opposite-sex couples who enter into a civil marriage. 2. Important rights and responsibilities will flow from forming a civil partnership, helping same-sex couples to organise their lives together. Provisions in the Act include: <ul style="list-style-type: none"> • a duty to provide reasonable maintenance for your civil partner and any children of the family; • civil partners to be assessed in the same way as spouses for child support; • equitable treatment for the purposes of life assurance; • employment and pension benefits; • recognition under intestacy rules; • access to fatal accidents compensation; • protection from domestic violence; and • recognition for immigration and nationality purposes. 	The Coming Into Force date of the Act is 5 December 2005.	<p>A SI titled The Civil Partnership Act 2004 (Consequential amendments(Wales) Order 2005 will be scrutinised by the Equality of Opportunity Committee in September 2005.</p> <p>3. UK</p>
HSS 16 (05)	The NHS (General Ophthalmic Services Supplementary List) Regulations	To introduce the requirement for LHBs to produce a supplementary list for Ophthalmic Practitioners	February 2006	<ol style="list-style-type: none"> 1. SO 22 2. Standard 3. Wales

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HSS 17 (05)	The Local Health Boards (Functions) (Amendment) (Wales) Regulations Identified on 13.7.05 for scrutiny	The amendment would be required to transfer responsibility for prison health to Local Health Boards in whose are the prison is located. However, consideration is also being given to the appropriateness of using Directions instead, which should be known in the next couple of weeks.	To be in force by 1 April 2006	1. 2. Accelerated 3.Wales
HSS 18 (05)	Children (Private Arrangements for Fostering) (Wales) Regulations 2006 Identified on 13.4.05 for scrutiny	These regulations are to be made using the powers under the Children Act 1989 as amended by the Children Act 2004. It is intended that they will strengthen and enhance the existing private fostering notification scheme so that local authorities can satisfy themselves about the welfare of privately fostered children	March 2006	1. SO24 2. Standard 3. Wales
HSS 19 (05)	The National Health Service (Travelling Expenses and Remission of Charges) Regulations 2006	To update the income allowances (required as part of the non-devolved tax credit system) for people eligible for help with health costs in line with England	April 2006	1. SO24 2. Standard 3. Wales
HSS 20 (05)	The National Health Service (Dental Charges) (Wales) Regulations 2006 Identified for Scrutiny	Provide for the making and recovery of charges for the provision of dental treatment and the supply of dental appliances under the National Health Service Act 1977	March/April 2006	1. SO 24 2. Standard 4. Wales
HSS 21 (05)	The National Health Service (General Dental Services Contracts) (Wales) Regulations 2006 Identified for Scrutiny	Regulations will set out the framework for general dental services contracts under section 28K of the National Health Service Act 1977. Also: <ul style="list-style-type: none"> • Prescribe the conditions that must be met by a contractor before the Local Health Board may enter into a general dental services contract with it. • Prescribe the procedure for pre-contract dispute resolution 	March/April 2006	1. SO 24 2. Standard 5. Wales

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		<ul style="list-style-type: none"> Set out the procedures by which the contractor may obtain health service body status. Prescribe the terms that must be included in a general dental services contract. Includes description of the services that must be provided to patients under a general dental services contract. 		
HSS 22 (05)	<p>The National Health Service (Personal Dental Services Agreements) (Wales) Regulations 2006</p> <p>Identified for Scrutiny</p>	<p>Regulations will set out the framework for personal dental services contracts under the National Health Service Act 1977. Also:</p> <ul style="list-style-type: none"> Prescribe the conditions which must be met by a contractor before the relevant body may enter into a personal dental services agreement with it. Prescribe the procedure for pre-agreement dispute resolution Provide for a contractor to be a health service body Prescribe the terms which must be included in a personal dental services agreement. <p>Provide for the contractor to terminate its agreement and enter into a general dental service contract.</p>	March/April 2006	<ol style="list-style-type: none"> SO 24 Standard Wales
HSS 23 (05)	<p>National Health Service (Appointment of Consultants) (Wales) (Amendment) Regulations 2005</p> <p>To be deleted</p>	<p>Apply the provisions of the National Health Service (Appointment of Consultants (Wales) Regulations 1996 to NHS Trusts. The Regulations also change requirements in relation to Advisory Appointments Committees and provide that one of the advertisements for a consultant appointment can be in electronic form.</p>	Came into force 2 November 2005	<ol style="list-style-type: none"> SO24 Standard Wales

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HSS 24 (05)	LHB (Constitution, Membership & Procedures)(Amendment)(Wales)2006 (NB This title is provisional) Identified on 5-10-05 for Scrutiny	Amendment of LHB (Constitution, Membership & Procedures)(Wales) Regs 2003 to address appointment and tenure issues It is intended to go out to consultation in mid-September, pursuing a standard procedure. The drafting lawyer is Nicola Frodsham (DLS)	April 2006	1. SO24 2. Standard 3. Wales
HSS 25 (05)	The NHS (Performers Lists) (Wales) (Amendment) Regulations 2006	The Regulations provide for lists of persons performing primary dental care to be kept by Local Health Boards	April 2006	1. SO 24 2. Standards 3. Wales
HSS 26 (05)	The Health and Social Care (Community Health and Standards) Act 2003 (Commencement No x) (Wales) Order 2006	This order commences sections needed to make the GDS/PDS/Dental Charging and Dental List Regulations referred to above.	March 2006	1. SO24 2. Standard 3. Wales
HSS 27 (05)	Local Health Boards (Establishment) (Wales) (Amendment) Order 2006	Changes the name of RCT, Caerphilly and Powys Local Health Boards to Teaching Local Health Boards	February 2006	1. SO24 2. Standard 3. Wales
HSS 28 (05)	Directions to Rhondda Cynon Taff and Caerphilly Local Health Boards	Directions to the two LHBs to work together as a Teaching LHB	February 2006	SO 29.3 (IV) the draft should be considered by the subject committee and plenary committee
HSS 29 (05)	Voluntary Adoption Agencies & Adoption Agencies (Amendment) Regulations 2005	To update (1) the Voluntary Adoption Agencies and the Adoption Agencies (Miscellaneous Amendments) Regulations 2003 and (2) The Local Authority Adoption Services (England) Regulations 2003 (see HSS 55 (04))	29 November 2005	1. SO 25 (03) 2. Joint England and Wales 3. Simultaneous signing

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HSS 30 (05)	NHS (Charges for Drugs and Appliances) Regulations	To apply same rules to under 25s as over 25s: i.e. only those with Welsh prescription forms will be entitles to the lower charge	January 2006	1. SO24 2. Accelerated 3. Wales
		New Additions		
HSS 31 (05)	GDS Statement of Financial Entitlement Directions	(made under section 28N of the NHS Act in respect of payments and GDS Contracts) set out what payments a contractor holding a GDS contract is entitled to. They also set out what persons providing general dental services under the old regime will be entitled to by way of a minimum contract value guarantee		1. 2. 3
HSS 32 (05)	PDS Statement of Financial Entitlement: Directions	(made under section 28E(3A) of the NHS Act in respect of payments under PDS Agreements set out what payments are to be made to those providing services under a PDS Agreement		1. 2. 3.
HSS 33 (05)	The National Health Service (General Ophthalmic Services) and (Optical Charges and Payments) (Amendment) Wales Regulations 2006	Uplift the value of the optical vouchers paid to groups claiming income support and uplift the value of the NHS sight test and domiciliary visit fee	April 2006	1. SO24 2. Wales
HSS 34 (05)	Dental Public Health Regulations and Directions to come into force beginning of February 2006		April 2006	1. 2. 3.
HSS 35 (05)	Directions to LHBs in respect of GDS Contracts and PDS agreements to come into force 1 April 2006		April 2006	1. 2. 3.

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HSS 36 (05)	GDS and PDS transitional and Consequential Provisions Order to come into force early February 2006		April 2006	1. 2. 3.
HSS 37 (05)	Personal Dental services:Migration from PDS pilot to permanent PDS/GDS Directions		October 2005	1. 2. 3.
HSS 38 (05)	Amendment Directions to Local Health Boards and NHS Trusts in Wales to implement NICE technology Appraisal guidance within three months of issue	Re-instate NICE's technology appraisal guidance Number 60 –'Diabetes (types 1 and 2) – patient education models'. LHBs and Trusts will be required to implement the guidance by 1 April 2006	April 2006	1. SO29 2. Accelerated 3. Wales
HSS 39 (05)	The Children Act 2004 (Commencement No 5) (Wales) Order 2005	To bring into force section 57 which amends section 12(3)(d) of the Adoption and Children Act 2002 (power to make provisions to the payment of expenses of members of a panel) by substituting the words "fees" or "expenses"	Target Plenary date 6 December 2005 coming into force 31 December 2005	1. SO24 2. Standard 3. Wales
HSS 40 (05)	The Children Act 2004 (Commencement No 6)(Wales) Order 2005	To bring into force the provisions set out in Part 3 and Part 5 of the Act, save those provisions within CO No 7 below.	Target Plenary date 21 March 2006 and coming into force 31 March 2006	1. SO24 2. Accelerated 3. Wales
HSS 41 (05)	The Children Act 2004 (Commencement No 7)(Wales) Order 2005	To bring into force sections 25 and 31 of the Act in tandem with the provisions set out in CO No 6 above.	Target Plenary date 21 March 2006 and coming into force 31 March 2006	1. SO 25(2) 2. Accelerated 3. Wales

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HSS 42 (05)	Adoption Information and Intermediary Services (Pre-Commencement Adoptions) (Amendment) (Wales) Regulations 2005	To amend regulations 12 and 18 of the Adoption Information and Intermediary Services (Pre-Commencement Adoptions) (Wales) Regulations 2005 by inserting additional references to earlier regulations	29 November 2005	1. SO242. Accelerated 3. Wales
HSS 43 (05)	The National Assistance (Assessment of Resources) (Amendment No 2) (Wales) Regulations 2005	Amendment to Schedule 4 of the Regulations to provide for any payments made under section 7 of the Age Related Payments Act 2004 to be disregarded as capital in the financial assessment of a person's ability to pay for care services	December 2005	1. SO24 2. Accelerated 3. Wales
HSS44 (05)	The Confidentiality and Disclosure of Information: General Medical Services and Alternative Provider Medical Services (Wales) Directions 2005	These Directions cover compliance with the code of practice on Confidentiality and Disclosure of Information. The Code of Practice sets out guidance on the confidentiality of information held by contractors who provide General Medical Services (GMS) and Alternative Provider Medical Services (APMS) It also sets out guidance on the provision of contractor-held information to Local Health Boards (LHBs) and access by, and disclosure of, that information to LHBs or a person authorised in writing by LHBs	As soon as possible	1. SO29 2. 3. Wales
HSS 45 (05)	The National Health Service (General Medical Services Contracts) (Amendment) (Wales) Regulations 2006	Will provide amendments to the GMS Contracts Regulations to take account of changes negotiated with the BMA following the review of the GMS Contract	1 st April 2006	1. SO24 2. 3. Wales
HSS 46 (05)	Statement of Financial Entitlements (Amendment) (No.3) (Wales) Directions 2005		Late this year / early next year	1. SO29 2. 3.
HSS 47 (05)	Directions to Local Health Boards as to the Statement of Financial Entitlements 2006		1 st April 2006	1. SO29 2. 3.

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HSS 48 (05)	Local Health Board Medical Services (Amendment) Directions 2006		17 th February 2006	1. SO29 2. 3.
HSS 49 (05)	Local Health Board Medical Services (Amendment) (No.2) Directions 2006		1 st April 2006	1. SO29 2. 3.
HSS 50 (05)	Alternative Provider Medical Services (Wales) (Amendment) Directions 2006		17 th February 2006	1. SO29 2. 3.
HSS 51 (05)	Alternative Provider Medical Services (Wales) (Amendment) (No.2) Directions 2006		1 st April 2006	1. SO29 2. 3.
HSS 52 (05)	The Primary Medical Services (Directed Enhanced Services) (Wales) Directions 2006		1 st April 2006	1. SO29 2. 3.
HSS 53 (05)	The Commissioner for Older People in Wales Regulations 2006 (provisional title)	Regulations to make provision in relation to the functions of the Commissioner for Older People in Wales established under the Commissioner for Older People (Wales) Act	Anticipated Jan 2007 (subject to parliamentary process)	1. SO 24 2. Standard 3. Wales

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	NAME / WORKING TITLE	PURPOSE	PROJECTED MONTH LEGISLATION TO BE MADE	1. STANDING ORDER 2. PROCEDURE – STANDARD OR EXECUTIVE 3. WALES / UK OR EUROPE
FSA 12 (03)	The Meat Products and Minced Meat and Meat Preparations(Amendment) (Wales) Regulations	Corrects under-implementations of EC Directives identified following FVO Mission visit to UK. The amendments required are considered to be technical in nature and are expected to have minimal impact on industry and enforcement authorities.	Not Known	1. SO 24 2. Accelerated 3. Europe
FSA 26 (03)	The Bovine Products (Restrictions on Placing on the Market) (Wales) Regulations 2005 & The Bovine Products (Restriction on Placing on the Market (Wales) (No.2) Regulations 2005 Identified for Scrutiny on 2 March (subject to availability of time in the legislative table)	Legislation required to give effect to Government's announcement on 1 st December 2004 to replace the over thirty month rule with BSE testing. The announcement followed a major policy review undertaken by FSA into the need for the UK's ban on meat from cattle aged over thirty months being allowed into the human food chain. Some form of change in legislation is anticipated.	07.11.2005 & 1.01.2006 (No 2 regulations)	1. SO 24 2. Standard 3. UK
FSA 35 (03)	EU Ingredient Listing for Alcoholic Drinks	Amendment at EU level on principle and mechanisms for extending ingredient listings. Revised text to be submitted to Commission	2006	1. SO24 2. Standard 3. Europe

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FSA 43 (03)	The Food Labelling (Wales) Regulations	Consolidation of legislation to be captured as part of EU review – expected 2006.	2006	1. SO 24 2. Standard 3. UK
FSA 45 (03)	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. Regs will be re-written after implementation of new EU Hygiene Regs	2006	1. SO 24 2. Accelerated 3. Europe
FSA 49 (03)	EU proposal for a Regulation on the addition of nutrients to foods. EU Proposal for a Regulation on the Addition of Nutrients to Foods	Provides a harmonised regulatory framework for fortification of food. Applies to vitamins & minerals only. Proposal not yet adopted by Commission. Implementation expected 2006.	2006	1. SO 24 2. Standard 3. Europe 4.
FS 04 (04)	Implementation of EU Food Hygiene Regulation(Food Hygiene (Wales) Regulations).	Legislation to provide for the enforcement of EU consolidation of food hygiene legislation and give effect to national measures permitted under legislation	November 2005	1. SO24 2. Standard 3. Europe
FS 13 (04)	The Feeding Stuffs (Wales) 2005 Regulations	Implements EC Regulation 1831 on additives for use in animal nutrition and (Consolidation of the Feeding Stuffs (Wales) 2001 Regulations)	18 January 2006	1. SO24 2. Accelerated 3. Europe
FS 17 (04)	The Monitoring of temperatures in the means of transport, warehousing and storage of quick-frozen foodstuffs intended for human consumption	Which replaces Directive 92/1/EC	2006	1. SO 24 2. Standard 3. Europe
FS 20 (04)	Amendment to the Animal By Product (ID) regulations	Extends staining requirements to dead, on farm poultry. May remove green offal exemption	Not known	1. SO24 2. Accelerated 3. UK

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FS 22 (04)	The Feed (Hygiene & Enforcement) (Wales) Regulations 2005	Legislation to provide for the enforcement of EU feed hygiene Regulation 183/2005	01.01.06	1. SO 24 2. Accelerated 3. EU
FSA 1 (05)	The Tryptophan in Food (Wales) Regulations 2005.	Consolidates Tryptophan in Food Regulations 1990, as amended.	Will be made on 8 November 2005 and come into force 11 November 2005	1. SO24 2. Standard 3. Europe
FSA 2 (05)	The Meat (Official Controls)(Charge) (Wales) Regulations 2005	The Meat (Hygiene and Inspection) (Charges) Regs 1998 are being revoked as part of the exercise to apply the EU Food Hygiene Regs. The charging provisions have not been carried forward into the draft Food Hygiene Regs 2005 without replacement (or retention of the current provisions) the charging arrangements will not be maintained from 1 January 2006	1 January 2006	1. SO24 2. Accelerated 3. Europe
FSA 4(05)	The Natural Mineral Water, Spring Water and Bottled Drinking Water (Amendment) (Wales) Regulations 2005	Implements provisions relating to the claim "suitable for the preparation of infant food".	July 2005	1. SO24 2. Standard 3. Europe
FSA 5 (05)	The Honey (Wales) (Amendment)	Correct one transposition error in The Honeys (Wales) Regulations 2003	Will be made on 1 November and come into force 11 November 2005	1. SO24 2. Standard 3. Europe
FSA 6 (05)	The Kava-Kava in Food (Wales) Regulations 2005	Regulations to prohibit the sale, possession for sale, offer, exposure or advertisement for sale and importation into Wales from outside the UK, any food consisting of or containing Kava Kava	2006	1. SO 2. Standard 3. UK

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FSA 7 (05)	Contaminants in Food Regulations 2006	New limits for ochratoxins in wine/coffee/grape juice Directive 2005/06. Revised maximum levels of poly aromatic hydrocarbons in foodstuffs Directive 2005/10 Consultation due to end 13 Nov 05	1 March 2006	1. SO 24 2. Standard 3. Europe
FSA 9 (05)	Miscellaneous Food Additives Amendments Regulations Wales	Amendments to Directive 95/2 EC on nitrates in meat.	Uncertain	1. SO24 2. Standard 3. Europe
FSA 10 (05)	The TSE (Amendment) (No 2) Regulations 2005 (Goat)	Proposes changes to EC regulation 999/2001 following announcement by EC on finding BSE in a goat. Proposals extend the list of tissues designated as SRM in goats and increases levels of TSE monitoring in goats	It is unlikely these regulations will be made in the near future – the commission has increased testing of goats for BSE and will consider whether to make any change to SRM controls once the results of testing are known.	1. SO 24 2. Standard 3. Europe
FSA 11(05)	Official Food and Feed Controls (Wales) Regulations 2005	Implements aspects of EC Regulation 882/2004, which sets out general requirements for competent authorities that are responsible for checking that businesses comply with feed and food legislation.	December 2005	1. SO 24 2. Standard 3. Europe

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FSA 12 (05)	The Fishery Products (official controls charges) (Wales) Regulations 2005	The Food Safety (Fishery Products and Live Shellfish) (Hygiene) Regulations 1998 are being revoked as part of the exercise to apply the EU Hygiene Regulations. The charging provisions have not been carried forward into the draft Food Hygiene Regulations 2005 currently out on public consultation. Without replacement (or retention of the relevant provisions) the charging arrangements will not be maintained from 1 January 2006.	November 2005	1. SO 24 2. Standard 3. Europe
FSA 14 (05)	The Fish Labelling (Amendment) (Wales) Regulations 2005	Amends the UK national list of commercial designations	Coming into force 24 May 2006	1. SO24 2. Standard 3. UK
FSA 15 (05)	The Food Labelling (Amendment) (No 2) (Wales)Regs 2005.	Directive 2005/26/EC of 21 st March establishes a list of food ingredients or substances provisionally excluded from Annex 111a of Directive 2000/13/EC	Made on 11 October 2005 coming into force on 25 November 2005	1. SO24 1. Standard 2. Europe
FSA 16 (05)	Microbiological Criteria for Foodstuffs. This EU Regulation will now be implemented by the Food Hygiene No2 Regs (see below, ref. FSA 21 (05). This entry can now be deleted	Implements draft EU Regulation setting microbiological criteria for foodstuffs	Unknown	1. SO24 1. Standard 2. Europe
FSA 17 (05)	The Feeding Stuffs (Amendments)(Wales) Regulations. To be removed Came into force July 2003	Implements EC Directive 2002/32/EC on undesirable substances in animal feed and EC Directive 2002/70/EC for determining levels of dioxins and dioxin-like PCBs in feedingstuffs.	Unknown	1. SO24 2. Standard 3. Europe

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FSA 18 (05)	EU proposal for a Regulation on nutrition and health claims.	This proposal is intended to harmonise the provisions in law which relate to nutrition and health claims on food.	2006	1. SO24 2. Accelerated 3. Europe
FSA 20 (05)	The Feeding Stuffs and the Feeding Stuffs (Sampling and Analysis) (Amendment) Regs 2006	Implements Commission Directives 2005/6, 2005/7 and 2005/8 which are principally technical measures, concerning analysis of dioxins and dioxin like PCB's, calculation for recovery of uncertainty in the analysis of same and minor amendments to MPLs for mercury, flourine and lead.	18 February 2006	1. SO 24 2. Standard 3. Europe
FSA 21 (05)	The Food Hygiene (Wales)(No 2) Regulations 2005	Give effect to Commission Transitional and Implementing Measures Regulation (which is currently still being negotiated) and EU Regulation on Microbiological Criteria for Foodstuffs. Also amends some enforcement provisions, and makes some consequential amendments	March 2006	1. SO24 2. Standard 3. Europe
FSA 22 (05)	Contaminants in food Regulations Amendment 2006	Regulation setting new limits for Fusarium toxins in foodstuffs	Uncertain but 2006	1. SO 24 2. Standard 3. Europe
FSA 23 (05)	Nutrition Labelling directive	Introduction of mandatory nutritionlabelling across EU	2006	1. SO24 2. Standard 3. Europe
FSA 24 (05)	Recast infant formula and follow on formula directive	Proposed EC directive which lays down compositional and labelling requirements	Uncertain but possibly 2006	1. SO 24 2. Standard 3. Europe

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		New additions		
FSA 25 (05)	Food Safety Act 1990 Code of Practice	Revision of the current Food Safety Act Code of Practice and associated Practice Guidance, concerning the execution and enforcement of the Act and Regulations made under it by Food Authorities.	Dec 2005	1. SO 29 2. Standard 3. UK
FSA 26 (05)	The Materials and Articles in Contact with Food Regulations Wales	Allow for the use of Epoxy Cleivatives	Uncertain	1. SO24 2. Standard 3. Europe
FSA 27 (05)	The Plastic Materials Regulations Wales	Amendment to Directive 2002/72/EC	Uncertain	1. SO24 2. Standard 3. Europe
FSA 28 (05)	The Sweetners in Food Regulations Wales	Amendment to Directive 94/35 to include Erythritol on the positive list of Sweetners	Uncertain	1. SO24 2. Standard 3. Europe
FSA 29(05)	The Food Additives Regulations Wales	To provide for the replacement of the additives framework directive	Late 2006	1. SO24 2. Standard 3. Europe
FSA 30 (05)	The Flavourings in Food Regulations Wales	To be Confirmed	Late 2006	1. SO24 2. Standard 3. Europe
FSA 31 (05)	The Enzymes in Food Regulations Wales	To be confirmed	Late 2006	1. SO24 2. Standard 3. Europe

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FSA 32 (05)	The Nuts from Third Countries Regulations Wales	Standardising Health Certificates for imported Iranian Pistachios Egyptian and Chinese Peanuts unshelled Brazilian Brazil Nuts and Turkish Dried Figs, Hazelnuts and Pistachios	Early 2006	Possible Executive Procedure
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