WELSH STATUTORY INSTRUMENTS

2012 No. 1428 (W.178)

MENTAL HEALTH, WALES

The Mental Health (Secondary Mental Health Services) (Wales) Order 2012

Made - - - -	*29 May 2012*
Coming into force - -	*6 June 2012*

The Welsh Ministers make this Order in exercise of the powers conferred by sections 49(4) and 52(2) of the Mental Health (Wales) Measure 2010(**1**).

A draft of this instrument, has been laid before the National Assembly for Wales in accordance with section 52(5)(a) of the Measure, and approved by resolution of the National Assembly for Wales.

Title, commencement and application

1.—(1) The title of this Order is the Mental Health (Secondary Mental Health Services) (Wales) Order 2012, and it comes into force on 6 June 2012.

(2) This Order applies in relation to Wales.

Interpretation

2. In this Order "the Measure" ("*y Mesur*") means the Mental Health (Wales) Measure 2010.

Meaning of secondary mental health services for the purposes of Parts 2 and 3 of the Measure

3. Services and treatment which are made available as local primary mental health support services(**2**) in a particular local authority area under a scheme(**3**) are not to be regarded as secondary mental health services(**4**) for the purposes of Part 2 (coordination of and care planning for secondary mental health service users) and Part 3 (assessments of former users of secondary mental health services) of the Measure in that local authority area.

(**1**) 2010 nawm 7.

(**2**) *See* section 5 (meaning of "local primary mental health support services") of the Measure for the meaning of local primary mental health support services.

(**3**) *See* section 2 (joint schemes for the provision of local primary mental health support services) and section 4 (failures to agree schemes) of the Measure regarding schemes for the provision of local primary mental health support services in local authority areas.

(**4**) *See* section 49 (meaning of secondary mental health services) of the Measure for the meaning of secondary mental health services.