WELSH STATUTORY INSTRUMENTS

# 2009 No. 778 (W.66)

# NATIONAL HEALTH SERVICE, WALES

## The Local Health Boards (Establishment and Dissolution) (Wales) Order 2009

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| *Made - - - -* | *24 March 2009* |
| *Laid before the National Assembly for Wales - -* | *25 March 2009* |
| *Coming into force - -* | *1 June 2009* |

The Welsh Ministers, in exercise of the powers conferred on them by sections 11, 203(9) and (10) and 204 of and paragraphs 11 and 12 of Schedule 2 to the National Health Service (Wales) Act 2006(**1**) make the following Order:

### Title and commencement

**1.**—(1) The title of this Order is the Local Health Boards (Establishment and Dissolution) (Wales) Order 2009.

(2) This Order comes into force on 1 June 2009.

### Interpretation

**2.** In this Order—

"dissolution date" ("*dyddiad diddymu*") means 1 October 2009;

"establishment date" ("*dyddiad sefydlu*") means 1 June 2009;

"Local Health Board area" ("*ardal Bwrdd Iechyd Lleol*") means the area of Wales for which a Local Health Board under article 3 to this Order is established;

"operational date" ("*dyddiad gweithredol*") has the meaning assigned to it in paragraph 11(2) of Schedule 2 to the National Health Service (Wales) Act 2006; and

"principal local government area" ("*prif ardal llywodraeth leol*") means a principal local government area in Wales as set out in Parts I and II of Schedule 4 to the Local Government Act 1972(**2**).

(**1**) 2006 c. 42.
(**2**) 1972 c. 70. Parts I and II of Schedule 4 to the Local Government Act 1972 were substituted by the Local Government (Wales) Act 1994.

### Establishment of Local Health Boards

**3.** There are established, with effect from the establishment date, the six Local Health Boards listed in column 1 of Schedule 1 to this Order which have the names assigned to them in that Schedule.

### Local Health Board areas

**4.**—(1) Each Local Health Board area consists of the principal local government areas assigned to it in column 2 of Schedule 1 to this Order.

(2) If the principal local government areas assigned to a Local Health Board under paragraph (1) above are varied, the Local Health Board area is to be varied accordingly.

(3) Paragraph (2) above does not apply to creation of a new principal local government area, abolition of an existing principal local government area or a merger of two or more principal local government areas.

### Operational date and accounting date of Local Health Boards

**5.**—(1) The operational date of each Local Health Board established under article 3 to this Order is 1 October 2009.

(2) The accounting date of each Local Health Board established under article 3 to this Order is 31 March.

### Limited functions before operational date

**6.** Between its establishment date and its operational date, each Local Health Board established under article 3 to this Order will have the functions of —

(a) entering into NHS contracts;

(b) entering into other contracts including contracts of employment; and

(c) doing such other things as are reasonably necessary to enable it to begin to operate satisfactorily with effect from its operational date.

### Dissolutions

**7.** The twenty-one Local Health Boards listed in Schedule 2 to this Order which were established by the Local Health Boards (Establishment) (Wales) Order 2003(**3**) are dissolved with effect from the dissolution date.

### Amendments to the Schedule to the Local Health Boards (Establishment) (Wales) Order 2003

**8.** The Local Health Boards (Establishment) (Wales) Order 2003 is amended in accordance with article 9.

**9.** With effect from the dissolution date delete the Schedule to the Local Health Boards (Establishment) (Wales) Order 2003 (local health board names and principal local government areas for which they are established) and substitute the Schedule in Schedule 3 to this Order.

(**3**) S.I. 2003/148 (W.18) as amended by S.I. 2006/1790 (W.186).

*Edwina Hart*
Minister for Health and Social Services, one of the Welsh Ministers

24 March 2009