WELSH STATUTORY INSTRUMENTS

2003 No. 816 (W.101)

NATIONAL HEALTH SERVICE, WALES

The Local Health Boards (Functions) (Amendment) Regulations 2003

Made - - - - 20th March 2003

Coming into force in accordance with regulation 1

The National Assembly for Wales, in exercise of powers conferred upon it by sections 16BB(1), (3) and (5) and 126(4) of the National Health Service Act 1977(**1**) hereby makes the following Regulations:

Citation, commencement and application

1. These Regulations may be cited as the Local Health Boards (Functions) (Amendment) Regulations 2003 and come into force on 1st April 2003 immediately after the coming into force of the Local Health Boards (Functions) Regulations 2003(**2**) and apply to Wales only.

Interpretation

2. In these Regulations, unless the context otherwise requires —

"the principal Regulations" ("*y prif Rheoliadau*") means the Local Health Board (Functions) Regulations 2003(**3**).

Amendment of the principal Regulations

3. The principal Regulations shall be amended in accordance with regulation 4.

4. Delete the Schedule to the principal Regulations (excepted functions of a relevant Health Authority) and substitute the Schedule hereto.

(**1**) 1977 c. 49; *see* section 128(1) as amended by the National Health Service and Community Care Act 1990 (c. 19) ("the 1990 Act"), section 26(2)(g) and (i) and by the Health Act 1999 (c. 8) ("the 1999 Act"), Schedule 4, paragraph 38(2)(b), for the definition of "prescribed" and "regulations".
Section 126(4) was amended by the 1990 Act, section 65(2) and the 1999 Act, Schedule 4, and paragraph 37(6).
The functions of the Secretary of State under sections 126(4) of the 1977 Act were transferred to the National Assembly for Wales by the National Assembly for Wales (Transfer of Functions) Order 1999 SI 1999/672, article 2 and Schedule 1, as amended by the 1999 Act, section 66(5).
Section 16BB was inserted by section 6 of the National Health Service Reform and Health Care Professions Act 2002 (c. 17).

(**2**) S.I. 2003/150.

(**3**) S.I. 2003/150 (W.20).

Signed on behalf of the National Assembly for Wales under section 66(1) of the Government of Wales Act 1998(**4**).

John Marek
The Deputy Presiding Officer of the National Assembly

20th March 2003

(**4**) 1998 c. 38.

SCHEDULE Regualtion 4

Excepted functions of a relevant Health Authority

Commissioning of Specialised Services for adults and children in respect of:—	**Description**
Blood and bone marrow transplantation	Autografts and Allografts, all phases.
Assessment and provision of equipment for people with complex physical disability	Prosthetics and complex orthotics;Wheelchair provision including complex postural seating and powered wheelchair controls; Communication aids (excluding all forms of hearing aids and cochlear implants); Environmental controls and other electronic assistive technology; Telecare. All services provided by the Artificial Limbs and Appliances Service.
Haemophilia and other bleeding disorders	All activity including genetic support.
Spinal services	Spinal injuries (with damage or threat to spinal cord function) —all activity in designated centres; Complex spinal deformity surgery and reconstructive spinal surgery (without threat to spinal cord function).
Burns services	The treatment of complex burns including acute surgical care, intensive care, rehabilitation and multiple in-patient and out patient interventions for re-constructive surgery.
Cystic fibrosis	All services including outreach and shared care.
Cleft lip and palate services	Services provided by all relevant specialites
Allergy	Treatment of allergic disease requiring special facilities for investigation and management normally available only in national specialist centres.
Medical genetics	Clinical genetics; Laboratory genetics; Cytogenetics; Molecular genetics; Metabolic biochemistry;

Commissioning of Specialised Services for adults and children in respect of:—	**Description**
	Planning for population screening
Clinical Immunology	Laboratory investigation for the diagnosis, clinical assessment and treatment of patients with suspected and established primary and humoral immunodeficiences and the monitoring of complex therapies.
Commissioning of Specialised Services for Adults in respect of:—	
Cancer Services	Specialised services including Continuous Hyperfractionated Accelerated Radiotherapy (for lung cancer), Stereotactic radiosurgery, total skin electon beam radiotherapy cutaneous lymphoma only, micrographic surgery for skin cancer, thoracic surgery for the treatment of cancer, exenterative surgery for gynaecological cancer, brachytherapy, hyperthermia, radionuclide therapy, specialised palliative care services for common cancers: stents, laser and cryotherapy, photodynamic therapy, conformal radiotherapy, photopheresis, Position Emmission Tomography scanning, testing people for cancers that have genetic or familial associations including familial polyposis, hereditary non-polyposis, colon, breast.Specialised conditions including brain/central nervous system/spinal cancers, endrocrine, sarcoma (soft tissue and bone), skin cancer (melanoma (any site)), cutaneous lymphoma, Human Immunodeficiency Virus related malignancies, mesthelioma, specialised gynaecological cancers — vulval, vaginal and germ cell cancers, head & neck cancers, haematological malignancies such as leukaemia, lymphoma and myeloma, urological cancers —complex bladder, retro-peritoneal surgery, testes, lymphnode section, complex penile; pituitary tumours and teenage & young adult cancer (up to age 25).
Complex rehabilitation for brain injury and complex disability	Centres providing a significant proportion of complex rehabilitation — excluding local aftercare and rehabilitation.
Neurosciences	Neurosurgery; Neurology (excluding in-patient stroke and cerebral haemorrhage); Neurorehabilitation;